

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

DARYL OESTREICH, JR. AND
KNIGHT CRUSADERS, LLC,
RESPONDENTS.

:
:
: FINAL DECISION AND ORDER
:
: ORDER 0001972
:

Division of Enforcement Case No. 12 RAL 001

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

Daryl Oestreich, Jr.
2425 Chalet Gardens Court, Apt. 1
Fitchburg, WI 53711

Knight Crusaders, LLC
2425 Chalet Gardens Court, #1
Fitchburg, WI 53711

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 Daryl Oestreich, Jr. (dob 12/08/1977) is licensed in the State of Wisconsin as a Private Detective, having license number 63-10432, first issued on December 15,

2000 and current through August 31, 2012. Respondent Oestreich's most recent address on file with the Department is 2425 Chalet Gardens Court, Apt. 1, Fitchburg, WI 53711.

2. Respondent Knight Crusaders, LLC is licensed in the State of Wisconsin as a Private Detective Agency, having license number 62-16588, first issued on September 13, 2007 and current through August 31, 2013. Respondent Knight Crusaders, LLC's most recent address on file with the Department is 2425 Chalet Gardens Court, #1, Fitchburg, WI 53711.

3. Respondent Oestreich is identified as the sole member of Respondent Knight Crusaders, LLC in Department records.

4. On or about January 3, 2012, the Department received a complaint alleging, in part, that Respondent Oestreich had issued checks on Respondent Knight Crusaders, LLC's business account that contained insufficient funds. Division of Enforcement case number 12 RAL 001 was subsequently opened for investigation.

5. The Department's investigation confirmed that on at least two occasions between July-August 2011, Respondent Oestreich issued checks on Respondent Knight Crusaders, LLC's business account to a Knight Crusaders, LLC employee that were returned for insufficient funds.

6. In resolution of this matter, Respondent Oestreich and Respondent Knight Crusaders, LLC consent 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 Oestreich and Respondent Knight Crusaders, LLC engaged in conduct which reflects adversely on their professional qualification pursuant to Wis. Admin. Code § SPS 35.01(15) by issuing checks on a business account which contained insufficient funds.

3. As a result of the violation noted in the Conclusions of Law, Respondent Oestreich and Respondent Knight Crusaders, LLC are subject to discipline pursuant to Wis. Stat. § 440.26(6)(a)2 and Wis. Admin. Code §§ SPS 35.01 and 35.02.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that:

1. The attached Stipulation is hereby accepted.
2. Respondent Oestreich and Respondent Knight Crusaders, LLC are hereby REPRIMANDED.

3. Within 90 days of the date of this Order, Respondent Oestreich shall pay COSTS of this matter in the amount of \$177.00.

4. Within 90 days of the date of this Order, Respondent Knight Crusaders, LLC shall pay COSTS of this matter in the amount of \$177.00.

5. 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

6. 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 Respondents' licenses. 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 Respondents fail to timely submit payment of the costs as ordered and as set forth above, Respondents' licenses (nos. 63-10432 and 62-16588) may, in the discretion of the Department, be SUSPENDED, without further notice or hearing, until Respondents have complied with payment of the costs.

7. 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

8/16/12
Date