

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

DONALD L. TAYLOR,
RESPONDENT.

:
:
: FINAL DECISION AND ORDER
:
:

0004580

Division of Legal Services and Compliance Case No. 14 RSG 002

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

Donald L. Taylor
3822 W. Hemlock St.
Milwaukee, WI 53209

Wisconsin Department of Safety and Professional Services
P.O. Box 8368
Madison, WI 53708-8368

Division of Legal Services and Compliance
Wisconsin Department of Safety and Professional Services
P.O. Box 7190
Madison, WI 53707-7190

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 Donald L. Taylor (dob November 1, 1986) is permitted in the state of Wisconsin as a private security person, having permit number 43655-108, first issued on August 2, 2011 and expired on September 1, 2014. Donald L. Taylor's most recent address on file with the Department is 3822 W. Hemlock St., Milwaukee, WI 53209.

2. On August 1, 2011, Respondent was granted a limited permit by the Department. Respondent's permit (number 43655-108) was issued with the following limitations on Respondent:

- a. Participate in court ordered alcohol, drug and mental health assessment. If treatment is recommended, Respondent was to enter into pre-approved treatment immediately.
- b. Respondent was to cooperate with all treatment recommendations.
- c. Respondent was to provide his providers with a copy of his Order Granting Limited License.
- d. Respondent was responsible to arrange for his security guard supervisor to provide work reports on the Respondent to the Department Monitor on a quarterly basis.
- e. Respondent was to report any change in employment, residence address, or telephone number to the Department within five days of the date of a change. Respondent was to report any arrest or conviction within 48 hours of arrest or entry of conviction.
- f. Respondent was responsible for compliance with his Order Granting Limited License.

3. Included in the Order Granting Limited License was a provision which stated, "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 permit. 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 that the Respondent fails to submit quarterly reports as ordered, Respondent's permit may, in the discretion of the Department or its designee, be SUSPENDED, without further notice or hearing, until Respondent has complied with the terms of this order."

4. Respondent failed to comply with his permit limitations by:
 - a. failing to submit results of court ordered assessments for AODA and mental health treatment;
 - b. failing to have his supervisor submit work reports on a quarterly basis;
 - c. failing to report changes in his employment status, residence, address or telephone number within 5 days; and
 - d. failing to report any arrest or conviction within 48 hours of the arrest or entry of conviction.

5. On January 17, 2013, Respondent was convicted of misdemeanor Battery (Domestic Abuse) and a misdemeanor of Violating a Domestic Abuse Injunction in Milwaukee County Circuit Court (Case No. 12CF005442). On February 21, 2103, the court sentenced Respondent to four years of probation.

6. Respondent failed to report his convictions to the Department within 48 hours.
7. On May 14, 2014 and June 3, 2014, the Department requested information from Respondent regarding his convictions and non-compliance with his limited permit. Respondent failed to respond to the Department's requests.
8. In resolution of this matter, Respondent 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 Donald L. Taylor engaged in conduct reflecting adversely on his professional qualification pursuant to Wis. Admin. Code § 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 Donald L. Taylor engaged in conduct reflecting adversely on his professional qualification pursuant to Wis. Admin. Code § SPS 35.01(23) by failing to timely respond to the Department's requests for information.
4. By the conduct described in the Findings of Fact, Respondent Donald L. Taylor violated Wis. Stat. § 440.26(4m)(b) and Wis. Admin. Code § SPS 35.01(2) by failing to notify the Department of his 2013 convictions within 48 hours after the entry of the judgment of conviction.
5. Pursuant to Wis. Stat. § 440.08(3), Respondent Donald L. Taylor retains the right to automatically renew permit number 43655-108 through August 31, 2019.
6. As a result of the violations noted in the Conclusions of Law, Respondent Donald L. Taylor is subject to discipline pursuant to Wis. Stat. § 440.26(6)(a)1., 2., 4. and Wis. Admin. Code § SPS 35.01.


ORDER

1. The attached Stipulation is accepted.
2. The VOLUNTARY SURRENDER of the right to renew the private security person permit of Respondent Donald L. Taylor (number 43655-108) is hereby ACCEPTED.
3. This surrender constitutes Respondent's permanent relinquishment of his right to renew or reinstate his private security person permit and his right to practice private security in the state of Wisconsin. The Department will not, at any time in the future, process or otherwise

consider an application or attempt at renewal by Respondent of credentials necessary to practice private security in the State of Wisconsin.

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

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICE

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

3/8/16
Date

STATE OF WISCONSIN
BEFORE THE DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

DONALD L. TAYLOR,
RESPONDENT.

:
:
:
:
:

STIPULATION

0004580

Division of Legal Services and Compliance Case No. 14 RSG 002

Respondent Donald L. Taylor and the Division of Legal Services and Compliance, Department of Safety and Professional Services, stipulate as follows:

1. This Stipulation is entered into as a result of a pending investigation by the Division of Legal Services and Compliance. Respondent consents to the resolution of this investigation by Stipulation.

2. Respondent understands that by signing this Stipulation, Respondent voluntarily and knowingly waives the following rights:

- the right to a hearing on the allegations against Respondent, at which time the State has the burden of proving those allegations by a preponderance of the evidence;
- the right to confront and cross-examine the witnesses against Respondent;
- the right to call witnesses on Respondent's behalf and to compel their attendance by subpoena;
- the right to testify on Respondent's own behalf;
- the right to file objections to any proposed decision and to present briefs or oral arguments to the officials who are to render the final decision;
- the right to petition for rehearing; and
- all other applicable rights afforded to Respondent under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code, and other provisions of state or federal law.

3. Respondent is aware of Respondent's right to seek legal representation and has been provided an opportunity to obtain legal counsel before signing this Stipulation.

4. Respondent agrees to the adoption of the attached Final Decision and Order by the Wisconsin Department of Safety and Professional Services (Department). The parties to the Stipulation consent to the entry of the attached Final Decision and Order without further notice, pleading, appearance or consent of the parties. Respondent waives all rights to any appeal of the Department's Order, if adopted in the form as attached.

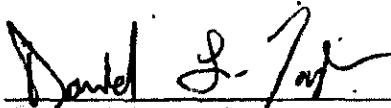
5. If the terms of this Stipulation are not acceptable to the Department, the parties shall not be bound by the contents of this Stipulation, and the matter shall then be returned to the

Division of Legal Services and Compliance for further proceedings. In the event that the Stipulation is not accepted by the Department, the parties agree not to contend that the Department has been prejudiced or biased in any manner by the consideration of this attempted resolution.

6. The parties to this Stipulation agree that the attorney or other agent for the Division of Legal Services and Compliance may appear before the Department, without the presence of Respondent, for purposes of speaking in support of this agreement and answering questions that the Department may have in connection with deliberations on the Stipulation.

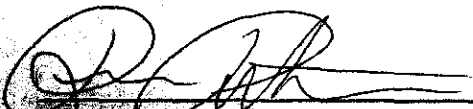
7. Respondent is informed that should the Department adopt this Stipulation, the Department's Final Decision and Order is a public record and will be published in accordance with standard Department procedure.

8. The Division of Legal Services and Compliance joins Respondent in recommending that the Department adopt this Stipulation and issue the attached Final Decision and Order.



Donald L. Taylor, Respondent
3822 W. Hemlock St.
Milwaukee, WI 53209
Permit no. 43655-108

3/2/16
Date



Renee M. Parton, Attorney
Division of Legal Services and Compliance
P.O. Box 7190
Madison, WI 53707-7190

3/2/2016
Date