

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
MAURICE SIMMONS AND MILWAUKEE :
PROTECTIVE SERVICES, LLC, :
RESPONDENTS. :

0005260

Division of Legal Services and Compliance Case No. 16 RSG 004

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

Maurice Simmons
3651B S. 76th St.
Milwaukee, WI 53220-1142

Milwaukee Protective Services, LLC
3651B S. 76th St.
Milwaukee, WI 53220-1142

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 Maurice Simmons (DOB 05/04/1981) is permitted by the State of Wisconsin as a private security person, having permit number 29967-108, first issued on December 1, 2005, and expired on September 1, 2014. Respondent Simmons's most recent

address on file with the Department is 3651B South 76th Street, Milwaukee, Wisconsin 53220-1142.

2. Respondent Milwaukee Protective Services, LLC is licensed by the State of Wisconsin as a private detective agency, having license number 16890-62, first issued on March 19, 2012, and current through August 31, 2017. Respondent Milwaukee Protective Services, LLC's license was expired from September 1, 2015 through July 28, 2016. Respondent Milwaukee Protective Services, LLC's most recent address on file with the Department is 3651B South 76th Street, Milwaukee, Wisconsin 53220-1142.

3. Respondent Simmons is identified in Department records as the sole member of Respondent Milwaukee Protective Services, LLC.

4. On July 6, 2016, the Department received a complaint regarding Respondents' expired credentials. Division of Legal Services and Compliance Case No. 16 RSG 004 was subsequently opened for investigation.

5. On February 10, 2017, Respondent Simmons indicated that he no longer operates Milwaukee Protective Services, LLC.

6. Respondent Simmons wishes to resolve DLSC Case No. 16 RSG 004 by surrendering his right to renew his private security person permit, and by surrendering the private detective agency license of Respondent Milwaukee Protective Services, LLC.

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. Pursuant to Wis. Stat. § 440.08(3), Respondent Simmons retains the right to renew his private security person permit until August 30, 2019.

ORDER

1. The attached Stipulation is accepted.

2. The VOLUNTARY SURRENDER of Respondent Maurice Simmons's right to renew his private security person permit (number 29967-108) is ACCEPTED.

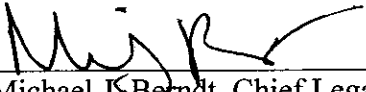
3. The VOLUNTARY SURRENDER of Respondent Milwaukee Protective Services, LLC's private detective agency license (number 16890-62) is ACCEPTED.

4. This surrender constitutes Respondent Simmons's permanent relinquishment of his right to renew his private security person permit and his right to practice as a private security person 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 Simmons of credentials necessary to practice as a private security person in the state of Wisconsin.

5. This surrender constitutes Respondent Milwaukee Protective Services, LLC's permanent relinquishment of its private detective agency license and its right to practice as a private detective agency 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 Milwaukee Protective Services, LLC of credentials necessary to practice as a private detective agency in the state of Wisconsin.

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

4/10/17

Date

STATE OF WISCONSIN
BEFORE THE DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES

IN THE MATTER OF DISCIPLINARY :
PROCEEDINGS AGAINST :
 :
 : STIPULATION
MAURICE SIMMONS AND MILWAUKEE :
PROTECTIVE SERVICES, LLC :
RESPONDENTS. : **0005260**

Division of Legal Services and Compliance Case No. 16 RSG 004

Respondents Maurice Simmons and Milwaukee Protective Services, LLC, 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. Respondents consent to the resolution of this investigation by Stipulation.
2. Respondents understand that by signing this Stipulation, Respondents voluntarily and knowingly waive the following rights:
 - the right to a hearing on the allegations against Respondents, 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 Respondents;
 - the right to call witnesses on Respondents' behalf and to compel their attendance by subpoena;
 - the right to testify on Respondents' 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 Respondents under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code, and other provisions of state or federal law.
3. Respondents are aware of Respondents' right to seek legal representation and have been provided an opportunity to obtain legal counsel before signing this Stipulation.
4. Respondents agree 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. Respondents waive 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 Respondents, 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. Respondents are 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 Respondents in recommending that the Department adopt this Stipulation and issue the attached Final Decision and Order.



Maurice Simmons, Respondent
3651B S. 76th St.
Milwaukee, WI 53220-1142
Permit no. 29967-108

4/5/17

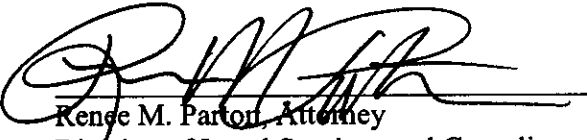
Date



Milwaukee Protective Services, LLC, Respondent
By: Maurice Simmons
3651B S. 76th St.
Milwaukee, WI 53220-1142
License no. 16890-62

4/5/17

Date



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

4/7/2017

Date