

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

US SECURITY ASSOCIATES INC.,
RESPONDENT.

:
:
: FINAL DECISION AND ORDER
:
:

ORDER 0006423

Division of Legal Services and Compliance Case No. 18 RAL 002

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

US Security Associates Inc.
10335 West Oklahoma Avenue
Suite 201
Milwaukee, WI 53227

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

Division of Legal Services and Compliance
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 US Security Associates Inc. is licensed in the State of Wisconsin as a private detective agency, having license number 15583-62, first issued on June 16, 1995 and current through August 31, 2019. Respondent's most recent address on file with the Department is 10335 West Oklahoma Avenue, Suite 201, Milwaukee, Wisconsin 53227.

2. On November 16, 2012, Respondent was reprimanded (Final Decision and Order #0002148) in Case Number 12 RAL 007 for having failed to timely notify the Department after termination of employment of private security persons between 2002 and July 2012.

3. On January 16, 2018, the Department received a complaint regarding an incident that occurred on October 16, 2017 involving Respondent's employee "D.L.F." Division of Legal Services and Compliance (Division) Case Number 18 RAL 002 was subsequently opened for investigation.

4. On May 3, 2018, Respondent notified the Department in writing that it had conducted an internal investigation of the incident involving D.L.F., and had terminated D.L.F.'s employment effective October 16, 2017.

5. In resolution of this matter, Respondent neither admits nor denies the Findings of Fact but, in the interest of resolving this matter, 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 the Findings of Fact, Respondent violated Wis. Admin. Code § SPS 32.06(2) by failing to notify the Department in writing within 5 days after the termination of employment of a private security person.

3. Therefore, Respondent U.S. Security Associates Inc. is subject to discipline pursuant to Wis. Stat. § 440.26(6)(a)(4).

ORDER

1. The attached Stipulation is accepted.

2. Respondent US Security Associates Inc. is REPRIMANDED.

3. Within 90 days from the date of this Order, Respondent shall pay COSTS of this matter in the amount of \$680.

4. Payment of costs shall be made payable to the Wisconsin Department of Safety and Professional Services and sent by Respondent to the Department Monitor at the address below:

Department Monitor
Division of Legal Services and Compliance
Department of Safety and Professional Services
P.O. Box 7190, Madison, WI 53707-7190
Telephone (608) 267-3817; Fax (608) 266-2264
DSPSMonitoring@wisconsin.gov

This information may also be submitted online via DSPS' Monitoring Case Management System at: <https://app.wi.gov/DSPSMonitoring>.

5. In the event Respondent violates any term of this Order, Respondent's license (number 15583-62), or Respondent's right to renew its license, may, in the discretion of the Board or its designee, be SUSPENDED, without further notice or hearing, until Respondent has complied with the terms of the Order. The Board may, in addition and/or in the alternative refer any violation of this Order to the Division of Legal Services and Compliance for further investigation and action.

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

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES

by: Alo. Rohmeyer
Aloysius Rohmeyer, Chief Legal Counsel
On Behalf of the Department

9-13-2019
Date

STATE OF WISCONSIN
BEFORE THE DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

US SECURITY ASSOCIATES INC.,
RESPONDENT.

:
:
:
:
:

STIPULATION

ORDER 0006423

Division of Legal Services and Compliance Case No. 18 RAL 002

Respondent US Security Associates Inc. 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. Respondent is represented by Attorney Ericka C. Hammett.

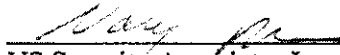
4. Respondent agrees to the adoption of the attached Final Decision and Order by the Wisconsin Department of Safety and Professional Services (Department). The parties to the Stipulation consent to the entry of the attached Final Decision and Order without further notice, pleading, appearance or consent 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.


US Security Associates Inc., Respondent
10335 West Oklahoma Avenue
Suite 201
Milwaukee, WI 53227
License no. 15583-62

9/6/19
Date

Stephanie Dykeman, Attorney for Respondent
Litchfield Cavo LLP
13400 Bishops Lane
Suite 290
Brookfield, WI 53005

Date

Sarah E. Norberg, Attorney
Division of Legal Services and Compliance
P.O. Box 7190
Madison, WI 53707-7190

Date

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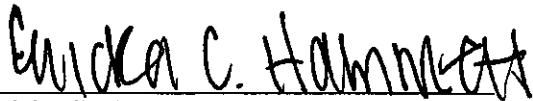
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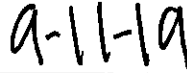
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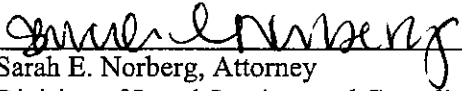
Date



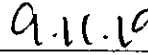
Ericka C. Hammett, Attorney for Respondent
Litchfield Cavo LLP
250 East Wisconsin Avenue
Suite 800
Milwaukee, WI 53202



Date



Sarah E. Norberg, Attorney
Division of Legal Services and Compliance
P.O. Box 7190
Madison, WI 53707-7190



Date