

## WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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The status of an appeal may be found on court access websites at:

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STATE OF WISCONSIN  
BEFORE THE DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES

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IN THE MATTER OF DISCIPLINARY  
PROCEEDINGS AGAINST

DOUGLAS K. HAMILTON,  
RESPONDENT.

FINAL DECISION AND ORDER

ORDER 0008074

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Division of Legal Services and Compliance Case No. 19 RSG 008

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

Douglas K. Hamilton  
Milwaukee, WI 53225

Wisconsin Department of Safety and Professional Services  
P.O. Box 8366  
Madison, WI 53708-8366

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 in this matter adopts the attached Stipulation and makes the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

1. Respondent Douglas K. Hamilton (DOB XX/XX/1985) is permitted by the State of Wisconsin as a private security person, having permit number 41132-108, first issued on July 12, 2010 and current through August 31, 2022. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is in Milwaukee, WI 53225.

2. On August 31, 2018, Respondent reported to the Department that he was convicted of a misdemeanor for carrying a concealed weapon. The Division of Legal Services and Compliance (DLSC) subsequently opened Case Number 19 RSG 008 for investigation.

3. On April 30, 2016, Respondent was driving in Milwaukee, Wisconsin, and was stopped by an officer of the Milwaukee Police Department. Respondent informed the officer

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that he had a handgun in his vehicle tucked in between his right hip and the center console, and that he did not have a concealed carry license.

4. On May 3, 2016, Respondent was charged with Carrying a Concealed Weapon, a Class A Misdemeanor, in Milwaukee County Circuit Court.

5. On August 25, 2016, Respondent applied to renew his private security person permit with the Department. The permit renewal application asked:

Since your last renewal *or* initial licensure (if this is your first renewal), do you have any pending charges, and/or have you violated any federal or state laws, or any local ordinances (does not include minor traffic violations that do not involve alcohol or drugs, such as speeding, running stoplights, and seat belt violations)?

Respondent answered "No, I do not have pending charges and/or convictions."

6. On September 2, 2016, Respondent was convicted of Carry Concealed Weapon, a Class A Misdemeanor, in Milwaukee County Circuit Court Case No. 2016CM001566.

7. On August 31, 2018, Respondent again applied to renew his private security person permit with the Department. In this application, Respondent reported his September 2, 2016 conviction to the Department.

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 violated Wis. Stat. § 440.26(4m)(b) and engaged in conduct reflecting adversely on professional qualification pursuant to Wis. Admin. Code § SPS 35.01(2) by failing to notify the Department of his conviction within 48 hours.

3. By the conduct described in the Findings of Fact, Respondent engaged in conduct reflecting adversely on 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.

4. By the conduct described in the Findings of Fact, Respondent engaged in conduct reflecting adversely on professional qualification pursuant to Wis. Admin. Code § SPS 35.01(8) by violating state or federal law, rules, or regulations related to the care, handling or use of firearms or other dangerous weapons.

5. By the conduct described in the Findings of Fact, Respondent engaged in conduct reflecting adversely on professional qualification pursuant to Wis. Admin. Code § SPS 35.01(17) by providing false information in the application for a credential.

6. As a result of the above violations, Respondent is subject to discipline pursuant to Wis. Stat. § 440.26(6)(a)1.-4. and Wis. Admin. Code § SPS 35.01.

ORDER

1. The attached Stipulation is accepted.
2. Respondent Douglas K. Hamilton is REPRIMANDED.
3. Within ninety (90) days from the date of this Order, Respondent Douglas K. Hamilton shall pay the COSTS of this matter in the amount of \$250.
4. Payment of costs (made payable to the Wisconsin Department of Safety and Professional Services) shall be 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) 266-2112; Fax (608) 266-2264  
DSPSMonitoring@wisconsin.gov

Respondent may also submit this information 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 permit (number 41132-108), or Respondent's right to renew his 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 the Order. The Department 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: Aloysisius Rohmeyer  
Aloysisius Rohmeyer, Chief Legal Counsel  
On Behalf of the Department

8/4/2022  
Date

STATE OF WISCONSIN  
BEFORE THE DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES

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IN THE MATTER OF DISCIPLINARY  
PROCEEDINGS AGAINST

DOUGLAS K. HAMILTON,  
RESPONDENT.

STIPULATION

ORDER 0008071

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Division of Legal Services and Compliance Case No. 19 RSG 008

Respondent Douglas K. Hamilton and the Division of Legal Services and Compliance,  
Department of Safety and Professional Services stipulate as follows:

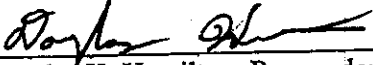
1. This Stipulation is entered into as a result of a pending investigation by the Division of Legal Services and Compliance. Respondent consents to the resolution of this investigation by Stipulation.
2. Respondent understands that by signing this Stipulation, Respondent voluntarily and knowingly waives 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.

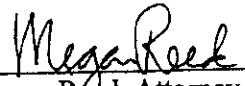
6. The parties to this Stipulation agree that the attorney or other agent for the Division of Legal Services and Compliance and any member of the Department ever assigned as an advisor in this investigation may appear before the Department in open or closed session, without the presence of Respondent, for purposes of speaking in support of this agreement and answering questions that any member of the Department may have in connection with deliberations on the Stipulation. Additionally, any such advisor may vote on whether the Department should accept this Stipulation and issue the attached Final Decision and Order.

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 the Department adopt this Stipulation and issue the attached Final Decision and Order.

  
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Douglas K. Hamilton, Respondent  
Milwaukee, WI 53225  
Credential No. 41132-108

5/11/22  
\_\_\_\_\_  
Date

  
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Megan Reed, Attorney  
Division of Legal Services and Compliance  
P.O. Box 7190  
Madison, WI 53707-7190

05/20/2022  
\_\_\_\_\_  
Date