

**PPSB Grievance After Report for April 25, 2012 8:00 am**

<b>Case Number</b>	<b>Complaint Against</b>	<b>Allegation(s)</b>	<b>Grievance Committee Recommendation</b>	<b>Board Action</b>
2011-PPS-034	John Lee Powell Sr. Powell Security Enforcement P O Box 353 Jackson, NC 27845-0000	Violation of G.S. 74C-11(b), 74C-12(a)(6), 74C-12(a)(15), 74C-12(a)(21), 74C-13(a), - 74C-13(b), 12 NCAC 07D .0106(2), 12 NCAC 07D .0203(a). Employing an unarmed security guard in a regular position without a registration card. Engaged in or permitted an employee to engage in a private protective services profession when not lawfully in possession of a valid license. Violated the firearms provisions of Chapter 74C. Previously had a license, registration, or permit revoked for cause. Carrying a firearm in the performance of providing private protective services duties without first having met the qualifications of the Board. Lending license, trainee permit, registration card, or firearms trainer certification to any person or allows the use thereof by another. Failing to submit a renewal form to the Board not less than 30 days prior to the expiration of the applicant's current license.	Case be dismissed - No violation of G.S. 74C.	Accepted

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2011-PPS-039	Dya Singh Khalsa Akal Security, Inc. Linda Simmons P.O. Box 1197 Santa Cruz, NM 87567-0000	Violation of G.S. 74C-2(a), 74C-8(a), 74C-9(b), 12 NCAC 07D .0203, 74C-13(a), 12 NCAC 07D .0801, 12 NCAC 07D .0806 - Providing security guard and patrol services without being properly licensed by the Board. Failing to renew license prior to expiration of the term of the license. Failing to renew license on a form required by the Board not less than 30 days prior to expiration. Allowing armed guards to carry firearms in the course of their duties without having first met the qualifications of the Board. Failing to sign and submit registration and renewal applications for armed guards.	Defer until the June Board meeting.	Accepted

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<b>Case Number</b>	<b>Complaint Against</b>	<b>Allegation(s)</b>	<b>Grievance Committee Recommendation</b>	<b>Board Action</b>
2011-PPS-040	Kevin Charles Tibbits Majestic Security Services, Inc. P.O. Box 23818 Charlotte, NC 28227-0000	Violation of G.S. 74C-12(a)(1), 12 NCAC 07D .0109, 12 NCAC 07D .0911 - Made any false statement or given any false information in connection with any application for a license, registration, or permit or for the renewal or reinstatement of a license, registration or permit. Failure to submit an unarmed guard trainer certificate not less than 30 days prior to the expiration of the applicant's current certificate. Failure to maintain records for at least three years in violation of the rule.	The case against Mr. Kevin Charles Tibbits be dismissed - No violation of G.S. 74C. Mr. Joshua Garcia Luiz Unarmed Guard Trainer Certification be suspended for 90 days for allowing an uncertified employee to teach the unarmed guard course without first meeting the qualifications of the Board.	Accepted

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2011-PPS-041	Lynn Allen Hoosier Metro Security & Investigative Service's, Inc. P.O. Box 221207 Charlotte, NC 28222-0000	Violation of G.S. 74C-12(a), 12 NCAC 07D .0109, 12 NCAC 07D .0707, 12 NCAC 07D .0807, 12 NCAC 07D .0909, - 12 NCAC 07D .0911 - Made any false statement or given any false information in connection with any application for a license, registration, or permit or for the renewal or reinstatement of a license, registration or permit. Failing to maintain records pertinent to an audit or investigation for three years. Allowing an uncertified employee to teach the unarmed guard course. Allowing an uncertified employee to teach the armed course. Allowing an unauthorized individual to teach security guard and patrol training without first receiving an unarmed guard trainer certificate.	Mr. Lynn Allen Hoosier Security Guard & Patrol License be suspended for 120 days for failing to maintain records pertinent to an audit or investigation for three years. Allowing an uncertified employee to teach the unarmed guard course. Allowing remote training to occur without prior approval from the Director. Allowing an uncertified employee to teach the armed trainer course. Allowing an unauthorized individual to teach security guard and patrol training without first receiving an unarmed guard trainer certificate. This suspension is stayed on a condition that Mr. Hoosier submit a written plan to PPS Administrative office before June 25, 2012. The staff is requested to conduct an audit. This audit will be presented to the August Grievance meeting. Mr. Jason Patrick Speller be issued a letter of reprimand for teaching armed and unarmed classes prior to being certified or attending unarmed guard trainer course.	Accepted

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2011PPS041A	Lynn Allen Hoosier Metro Security & Investigative Service's, Inc. P.O. Box 221207 Charlotte, NC 28222-0000	Violation of G.S. 74C-11(a), 12 NCAC 07D .0701, 12 NCAC 07D .0706, 74C-13(a), 12 NCAC 07D .0801, 12 NCAC 07D .0806 - Failing to properly register unarmed security guards. Failing to sign and submit registration and renewal applications for unarmed guards. Allowing armed guards to carry firearms in the course of their duties without having first met the qualifications of the Board. Failing to sign and submit registration and renewal applications for armed guards.	Mr. Lynn Allen Hoosier and Metro Security & Investigative Service's, Inc. enter into and pay a consent in amount of \$3162.00 for 25 registration violations. Staff is requested to follow up regarding where PPS registration files are being kept.	Accepted

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<b>Case Number</b>	<b>Complaint Against</b>	<b>Allegation(s)</b>	<b>Grievance Committee Recommendation</b>	<b>Board Action</b>
2011-PPS-042	David Ray Bailey Premier Protective Services, Inc. 5701 Executive Center Dr Ste 101 Charlotte, NC 28212-0000	Violation of G.S. 12 NCAC 07D .0701, 12 NCAC 07D .0707, 74C-13(a), 12 NCAC 07D .0806 - Failing to sign and submit registration applications for unarmed guards. Failing to complete a basic training course for unarmed security guards within 30 days from the date of permanent hire. Allowing armed guards to carry firearms in the course of their duties without having first met the qualifications of the Board. Failing to sign and submit renewal applications for armed guards.	Defer until the August Board meeting.	Accepted
2011PPS042A	David Ray Bailey Premier Protective Services, Inc. 5701 Executive Center Dr Ste 101 Charlotte, NC 28212-0000	Violation of G.S. 74C-11(a), 12 NCAC 07D .0701, 74C-13(a), 12 NCAC 07D .0801, 12 NCAC 07D .0806 - Failing to properly register unarmed security guards. Failing to sign and submit registration applications for unarmed guards. Allowing armed guards to carry firearms in the course of their duties without having first met the qualifications of the Board. Failing to sign and submit registration and renewal applications for armed guards.	Mr. David Ray Bailey and Premier Protective Services, Inc. enter into and pay a consent in the amount of \$14,688.00 for 144 registration violations. This is to be paid in six monthly installments.	Accepted

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<b>Case Number</b>	<b>Complaint Against</b>	<b>Allegation(s)</b>	<b>Grievance Committee Recommendation</b>	<b>Board Action</b>
2011-PPS-043	Richard Carol Bowman Private Investigations & Security Inc. P O Box 712 Mt. Airy, NC 27030-0000	Violation of G.S. 74C-12(a)(7), 74C-12(a)(31) - Willfully failed or refused to render a client service as agreed between the parties and for which compensation has been paid or tendered in accordance with the agreement of the parties. Engaged in conduct constituting dereliction of duty or otherwise deceived, defrauded, or harmed the public in the course of professional activities or services.	Defer until the August Board meeting.	Accepted
2012-PPS-003	William Fred Myers Myers Investigative and Security, Inc. PO Box 1007 Dunn, NC 28335-0000	Violation of G.S. 74C-9(d) - Failing to properly register a branch office within ten (10) working days after its establishment.	Defer until the August Board meeting.	Accepted
2012-PPS-010	Patsy Phillips Fulcher Walton Investigations, Inc. P.O. Box 4033 Greensboro, NC 27404-4033	Violation of G.S. 74C-2(a) - Representing or holding oneself out as providing private investigative services without being properly licensed.	Issue a letter of warning to Patsy Phillips Fulcher for representing or holding oneself out as providing private investigative services without being properly licensed.	Accepted

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2012-PPS-011	Deborah Harris Capps Walton Investigations, Inc. P.O. Box 4033 Greensboro, NC 27404-4033	Violation of G.S. 74C-2(a) - Representing or holding oneself out as providing private investigative services without being properly licensed.	Issue a letter of warning to Deborah Harris Capps for representing or holding oneself out as providing private investigative services without being properly licensed.	Accepted