

**NEW MEXICO PRIVATE INVESTIGATOR AND POLYGRAPH BOARD**  
**Western New Mexico University**  
**1000 W. College St., Global Resource Bldg., Rm. D**  
**Silver City, New Mexico**

**Regular Board Meeting**  
**March 10, 2006**

**MINUTES**

**MEMBERS PRESENT:**

Donald Jochem, Board Chair  
Jim Wilson  
Butch Cassady

**MEMBERS ABSENT:**

Al Stotts  
Gurutej Khalsa

**STAFF PRESENT:**

Mary James, Board Administrator  
Dona Tafoya, Administrative Assistant  
Pamelya Herndon, General Counsel (telephonically)

**OTHERS PRESENT:**

See Sign-In Sheet

**I. Convene-Roll Call**

Chair Jochem called the meeting to order at 1:05 pm, roll call was taken and quorum was established.

**II. Approval of Agenda**

Mr. Wilson moved for approval of the agenda as presented; Mr. Cassady seconded, motion passed unanimously.

**III. Approval of Minutes – November 7, 2005 (Regular Board Meeting)**

Mr. Wilson moved for approval of the November 7, 2005 Regular Board meeting minutes; Mr. Cassidy seconded, motion passed unanimously.

**IV. Date and Place of Future Meeting**

Tentative meeting date: Tuesday, June 13, 2006, 9:00 am in Santa Fe, New Mexico, Regulation & Licensing Department.

**V. New Business**

Chair Jochem presented the following applications for Board discussion and approval:

1. P.I. Employees application for Daniel Goldberg. Chair Jochem stated that he went to the Department of Public Safety (DPS) to find out why Mr. Goldberg's background check came back clean. DPS acknowledged that it was a mistake on their part and that there is record of Mr. Goldberg going to trial and found not guilty. On the second count there was a hung jury, and a trial is pending at this time.

The Board has agreed to table this until trial is complete.

2. Registration of Security Officers working on Federal Government property. The Board recommended that the Board office write a letter that states that as long as guards stay on federal land they will not be required to license with the State.
3. Request for waiver of certificate of experience due to non-response from previous employer. The Board's attorney suggested that the Board contact Mr. Flynn's previous employer (Kolb Stewart & Associates) and inform them that they are in violation of the Board's statutes and rules. Mr. Cassidy agreed to contact them on behalf of the Board.

The following motion was made: Mr. Cassidy motioned to issue Mr. Flynn a license based on his previous licensure with this Board and experience. Mr. Wilson seconded, Motion passed unanimously.

4. Security Guard application for Ray L. Cole. Based on Mr. Cole previous felony record (1986) Mr. Cassidy made the following motion: to deny licensure due to prior felony conviction, seconded by Mr. Wilson. Chair Jochem wanted to go on record as voting in the negative. Motion passed.

**VI. Old Business**

A. Discuss Legislation

Ms. James reported that Ms. Herndon had stated that the rules would be worked on with the help of Attorney Sondra Frank.

Mr. Cassady noted that rules pertaining to firearms needed to be tightened up, he went on to explain the process of becoming a firearms instructor and having the proper credentials to do so.

B. Elijah Alexis – Mr. Alexis had requested that the Board license him as a PPO even though he has repeatedly failed the exam. He states that before the oral exam was administered he had failed it by one point. Ms. James and Ms. Tafoya noted that wasn't exactly true. He had missed 29 questions; a person can miss up to 28 questions before failing. He missed 29 of the questions when the exam was administered orally.

Motion was made by Mr. Wilson to deny Mr. Alexis' request based on the fact that he did fail the exam regardless of by how many questions. Mr. Cassady seconded, Motion passed unanimously.

A newspaper article was brought to the Board's attention that Mr. Alexis was currently operating as Private Patrol Operator. Mr. Alexis is doing this obviously without license.

Motion was made by Mr. Wilson to issue Mr. Alexis a Cease and Desist based on this article. Mr. Cassady seconded. Motion passed unanimously.

**VII. EXECUTIVE SESSION**

Motion was made at 1:30 pm by Mr. Cassady, seconded by Mr. Wilson to enter into Executive Session pursuant to Sections 10-15-1.H (1) and (3) of the Open Meetings Act. A roll call vote was taken and Don Jochem, Jim Wilson and Butch Cassady were present. Motion passed unanimously.

Motion was made at 2:05 pm by Mr. Wilson, Seconded by Mr. Cassady to enter back into open meeting. Motion Passed Unanimously.

Mr. Wilson moved, Seconded by Mr. Cassady to approve the following motions from Executive Session:

**A. George Davis** – Investigate for unlicensed activity.

**B. Jesus M. Corrales d/b/a VSM Private Patrol** – Investigate for unlicensed activity.

**C. Non-Compliance of PRA – Issuance of NCA’s:**

PI-05-09-20-PRA	PI-05-10-23-PRA
PI-05-09-21-PRA	PI-05-10-24-PRA
PI-05-09-11-PRA	PI-05-10-25-PRA
PI-05-09-19-PRA	PI-05-10-26-PRA
PI-05-10-22-PRA	PI-05-11-27-PRA
PI-05-09-10-PRA	PI-05-11-28-PRA
PI-05-09-14-PRA	

**B. Issuance of Default Order**

PI-05-06-06-PRA  
PI-05-09-09-PRA  
PI-05-09-12-PRA  
PI-05-09-13-PRA  
PI-05-09-15-PRA  
PI-05-09-17-PRA  
PI-05-09-18-PRA

**Motion passed unanimously.**

**ADJOURN – Chair Jochem adjourned the meeting at 2:20 pm.**

**Submitted By:**

\_\_\_\_\_  
Mary James, Board Administrator

\_\_\_\_\_  
Date

**Approved on Behalf of the Board By:**

\_\_\_\_\_  
Don Jochem, Chairman

\_\_\_\_\_  
Date