

**NEW MEXICO PRIVATE INVESTIGATOR AND POLYGRAPH BOARD**  
**Regulation and Licensing Department**  
**2550 Cerrillos Road, 2<sup>nd</sup> Floor, Hearing Room 2**  
**Santa Fe, New Mexico**

**Regular Board Meeting**  
**February 8, 2008**

**MEMBERS PRESENT:**

Donald Jochem, Board Chair  
Jim Wilson  
Butch Cassady  
Al Stotts

**MEMBERS ABSENT:**

Gurutej Khalsa

**STAFF PRESENT:**

Mary James, Board Administrator  
Dona Tafoya, Administrative Assistant  
Julie Meade, General Counsel

**OTHERS PRESENT:**

See Sign-In-Sheet

**I. Call To Order:**

Chair Jochem called the meeting to order at 9:55 am, roll call was taken and a quorum was established.

**II. Approval of Agenda:**

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

**III. Approval of Minutes – December 7, 2007 (Regular Board Meeting).**

Mr. Wilson moved for approval of the December 7, 2007 Regular Board Meeting minutes. Mr. Stotts seconded, motion passed unanimously.

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

Tentative meeting date: Monday, March 10, 2008, 9:30 am in Santa Fe, New Mexico.

**V. New Business – Unlicensed Activity – Mary James**

Ms. James reported that this subject was prompted by an anonymous fax the Board received from a concerned citizen. Ms. James was hoping to start a general discussion with Board members and those public members present (see attached sign in sheet). Chair Jochem asked if this was mainly prompted by the unlicensed activity of Private Patrol Operators, Ms. James answered in the affirmative.

A member of the audience reported that he had answered an ad in the newspaper for a company call CBI. This is a company who currently has a license pending with the Board. The concern is that this company is already advertising in the paper to hire guards and they have a signed contract with Smiths Grocery Stores. It was also reported by this person that they are slandering other companies and that they have a federal lawsuit pending.

Ms. James informed the audience that in order for the Board to act against this company a formal complaint must be filed. He said that he is prepared to file the complaint. Ms. James explained the complaint process. Mr. Wilson wanted to know why an anonymous complaint couldn't be filed. Ms. Meade said she would have to research the question and would get back to Board.

There were several representatives from different Security Guard Companies present. The question was asked, "What is going to be done about all the unlicensed activity?" Ms. Cassidy stated that this problem would better be handled if there were more involvement from the currently licensed companies. What would help would be for all the companies to get together and go to their city counselors and their representatives and get them on board about the problem with unlicensed activity.

Discussion continued on the subject with Board members and those public members present. Mr. Stotts ended the discussion by stating that this discussion had been the most valuable public discussion they have had in a very long time.

**VI. Old Business: Rules Committees - Progress**

**A. Rules Progress – Pamela Herndon**

Chair Jochem reported that Ms. Herndon was unable to attend, Ms. Meade reported on her behalf. Ms. Meade reported that the rules were currently being written but that there are still a few significant areas that needed to be addressed.

Mr. Cassady asked which areas those were and Ms. Meade responded that Special Events and Background Investigations were two of the major ones. Mr. Cassady suggested that a committee be formed to tackle these subjects. He also noted that the Board's Administrator had set up a meeting for the Training Committee and only Mr. Cassady and Mr. Khalsa had shown up.

Ms. Cassady asked those present, specifically those from AKAL Security to help on the Special Events rule, they agreed to do what ever they could.

**B. Case #2008-03 – Request for Reconsideration of P.I. Application**

Chair Jochem asked if applicant was present, Ms. James reported that the applicant had called in the night before stating that he was ill and would be unable to attend. Ms. James reported that they had all the material that the applicant had submitted. The updated material was reviewed by the Board and was decided the applicant had still been unable to submit anything that hadn't been submitted before, therefore the following motion was made: Chair Jochem motioned to deny applicant licensure due to insufficient proof of experience, Mr. Cassady seconded the motion. Motion passed unanimously.

**VII. Deliberation/Action on adjudications, complaints and licensing matters.**

Motion was made at 11:40 am by Chair Jochem seconded by Mr. Wilson to enter into Executive Session pursuant to Sections 10-15-1.H (1) and (3) of the Open Meetings Act. Motion passed unanimously.

**Executive Session**

\* \* \* \* \*

Motion was made at 10:55 am by Chair Jochem, seconded by Mr. Wilson to enter back into open meeting. Motion passed unanimously.

**Open Session:** Decisions/Actions on Executive Session agenda.

Chair Jochem made the following **Motions**:

**Parental Responsibility Act:**

**To Issue a Notice of Contemplated Act (NCA) to the following**

PI-07-02-40-PRA	PI-07-03-42-PRA	PI-07-03-44-PRA
PI-07-03-41-PRA	PI-07-03-43-PRA	PI-07-06-45-PRA

Mr. Stotts seconded the **Motions** (Roll Call: Don Jochem, Butch Cassady, James Wilson and All Stotts voted in the affirmative. **Motions** passed unanimously.

**ADJOURN – Chair Jochem adjourned the meeting at 12:00 pm.**

**Submitted By:**

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

\_\_\_\_\_  
Date

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

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

\_\_\_\_\_  
Date