

**STATE OF NEW MEXICO  
REGULATION AND LICENSING DEPARTMENT  
BOARDS AND COMMISSIONS DIVISION  
PRIVATE INVESTIGATIONS ADVISORY BOARD**

IN THE MATTER OF:  
**TAMMI PEARCE**  
License no. 51721

CASE NUMBER:  
**PI-17-2-COM**

**FINAL DEFAULT ORDER REVOKING  
SECURITY GUARD LICENSE**


This matter having come before the Superintendent on the notice of contemplated action (“NCA”) issued at my direction on or about 11 April 2019, and pursuant to Section 61-1-4(D)(3) of the Uniform Licensing Act, I hereby FIND that:

1. the NCA was sent by certified mail, return receipt requested, on 11 April 2019 to the respondent’s last known address;
2. the respondent failed to request a hearing or otherwise respond to the NCA; and
3. the allegations in the NCA warrant revocation of the respondent’s license.

THEREFORE, it is hereby adjudged and determined that the NCA is final and that the respondent’s license is hereby revoked.

**SO ORDERED.**

Date: 2/21/2020

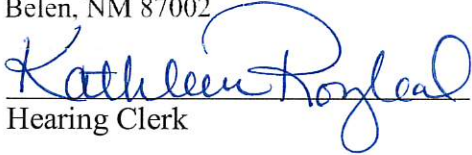
  
\_\_\_\_\_  
Marguerite Salazar, Superintendent  
N.M. Regulation & Licensing Department

**CERTIFICATE OF SERVICE**

I hereby certify that on the 26<sup>th</sup> day of February, 2020, I mailed a true and correct copy of the foregoing, *Final Order REVOKING LICENSE* to the following party at the address listed below.

**Tammi Pearce**

44 Ladera  
Belen, NM 87002

  
Hearing Clerk

7018 1130 0001 5733 9720  
Certified Mail Number

BEFORE THE PRIVATE INVESTIGATIONS ADVISORY BOARD  
FOR THE STATE OF NEW MEXICO

IN THE MATTER OF:

Case No. PI-17-2-COM

TAMMI PEARCE,  
License No. 51721,

Respondent(s).

**NOTICE OF CONTEMPLATED ACTION**

TAKE NOTICE that the Private Investigations Advisory Board (“Board”) is contemplating taking disciplinary action against the license held by Tammi Pearce (“Respondent”). The Board has before it sufficient evidence that, if not rebutted or satisfactorily explained at a formal hearing, will justify the Board revoking, suspending or taking other disciplinary action against Respondent’s license. If Respondent does not request a hearing within twenty days after service of this Notice of Contemplated Action (“Notice”), the Board will proceed to take the action contemplated in this Notice, and such action will be final and not subject to judicial review.

**APPLICABLE LAW**

1. Respondent is licensed pursuant to the Private Investigations Act, NMSA Sections 61-27B-1 to -36 (1978, as amended through 2018) and as such is subject to the jurisdiction of the Private Investigator Advisory Board (“Board”). The Board has jurisdiction over this disciplinary action pursuant to the Private Investigations Act, the Private Law Enforcement Practitioners Regulations, NMAC 2008 Title 16, Chapter 48, Part 1 and the Uniform Licensing Act (“ULA”), NMSA 1978, Sections 61-1-1 to -34 (1957, as amended through 2017).
2. This Notice is based upon the following alleged statutory or regulatory violation(s):
  - a. It is alleged that Respondent violated NMSA §61-27B-26(C) and NMAC §16-48-1.8B(2).

**SUMMARY OF THE EVIDENCE AGAINST RESPONDENTS**

3. The general nature of the evidence before the Board is as follows:
  - a. Respondent was caught on video going through filing cabinets, golf carts, tool boxes, and other items taking items. There are five different videos showing these acts.

## RIGHTS AND OBLIGATIONS OF RESPONDENT

4. **Unless Respondent requests a formal hearing, the evidence before the Board is sufficient to justify the Board in taking the contemplated action.**
5. The formal hearing, if requested, will be conducted pursuant to the ULA as provided by Section 61-1-8. Section 61-1-8 provides that:
  - A. A person entitled to be heard under the Uniform Licensing shall have the right to be represented by counsel or by a licensed member of his own profession or occupation, or both; to present all relevant evidence by means of witnesses and books, papers, documents and other evidence; to examine all opposing witnesses who appear on any matter relevant to the issues; and to have subpoenas and subpoenas duces tecum issued as of right prior to the commencement of the hearing to compel discovery and the attendance of witnesses and the production of relevant books, papers, documents and other evidence upon making written request therefor to the board or hearing officer. The issuance of such subpoenas after the commencement of the hearing rests in the discretion of the [B]oard or the hearing officer. All notices issued pursuant to Section 61-1-4 NMSA 1978 shall contain a statement of these rights.
  - B. Upon written request to another party, any party is entitled to: (1) obtain the names and addresses of witnesses who will or may be called by the other party to testify at the hearing; and (2) inspect and copy any documents or items which the other party will or may introduce in evidence at the hearing. The party to whom such a request is made shall comply with it within ten days after the mailing or delivery of the request. No request shall be made less than fifteen days before the hearing.
  - C. Any party may take depositions after service of notice in accordance with the Rules of Civil Procedure for the District Courts. Depositions may be used as in proceedings governed by those rules.
6. **If Respondent does not request a hearing in this matter, the Board will take the contemplated action by default. See § 61-1-4(D)(3). If no hearing is requested, this disciplinary action will not be subject to judicial review. See § 61-1-4(E).**
7. In order to request a hearing in this matter Respondent must deposit in the mail a certified return receipt requested letter addressed to the Board containing a request for a hearing within twenty days after services of this notice. See § 61-1-4(D)(3). A written request for a hearing should be sent to the following address:

Private Investigations Advisory Board  
P.O. Box 25101  
Santa Fe, NM 87504



Lawrence Moquino, Board Administrator  
Private Investigations Advisory Board

Prepared by:

Rebecca C. Branch  
Administrative Prosecutor  
Assistant Attorney General  
P.O. Drawer 1508  
Santa Fe, NM 87504  
(505) 490-4060 – Telephone  
(505) 490-4881 – Facsimile

**CERTIFICATE OF SERVICE BY CERTIFIED MAIL**

Return Receipt Request No: 7011 0470 0001 1515 9129

I, Kathleen Roybal, do hereby certify that I mailed, via certified mail return receipt requested, a true and correct copy of the above provided Notice of Contemplated Action in NM PI CASE No. PI-17-02-COM before the Private Investigations Advisory Board of the State of New Mexico to the Respondent/Licensee at his last known address of record, on this 11th day of April, 2019.

Kathleen Roybal

Print the Name of Individual Certifying Service

Compliance Liaison

Title/Organization

Regulation and Licensing Department  
Private Investigations Advisory Board  
P.O. Box 25101  
Santa Fe, New Mexico 87505

**CERTIFIED MAIL™**



7011 0470 0001 1515 9129

Hasler

04/15/2019

US POSTAGE \$005.60<sup>0</sup>



ZIP 87505  
011E12850291

RECEIVED  
MAY 17 2019  
By \_\_\_\_\_

Tammi Pearce  
44 Ladera  
Belen, NM 87002

4-17  
FIRST NOTICE  
SECOND NOTICE

NIXIE 87101 05/11/2019  
RETURN TO SENDER  
NOT DELIVERABLE AS ADDRESSED  
UNCLAIMED  
SORT IN MANUAL ONLY NO AUTOMATION  
BC: 56998999955

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