

**BEFORE THE STATE OF NEW MEXICO
PRIVATE INVESTIGATIONS ADVISORY BOARD
AND THE REGULATION AND LICENSING DEPARTMENT**

IN THE MATTER OF:

**SAMMY ROMERO
LEVEL 1 SECURITY GUARD
REGISTRATION No. 39526**

Respondent.

Case No. L1-2010-BC-2

SETTLEMENT AGREEMENT

WHEREAS, the parties wish to resolve this matter without the time and expense of a formal hearing;

IT IS AGREED AS FOLLOWS:

1. Sammy Romero (“Respondent”), Registration Number 39526, is registered pursuant to the Private Investigations Act, NMSA 1978 §§ 61-27B-1 through 61-27B-36 (the “Act”) and subject to the jurisdiction of the State of New Mexico Regulation and Licensing Department (the “Department”) and the Private Investigations Advisory Board (the “Board”).
2. Pursuant to NMSA 1978, § 61-27B-26, the Department may deny, suspend or revoke a license or registration held or applied for under the Private Investigations Act [61-27B-1 NMSA 1978] or reprimand or place on probation a licensee or registrant upon grounds that the licensee, registrant or applicant:
 - A. made a false statement or gave false information in connection with an application for a license or registration or renewal or reinstatement of a license or registration; (or)

- H. committed assault, battery or kidnapping or used force or violence on a person without justification
3. Respondent stated in his application for Registration that he had never been arrested or convicted of a felony or misdemeanor;
 4. Respondent was convicted in 1998, prior to his application for registration, of aggravated assault with a deadly weapon and violation of a protection order.
 5. Respondent admits violating:
 - a. NMSA 1978, § 61-27B-26 by making a false statement on his application and committing assault on a person without justification.
 6. Respondent enters into this Settlement Agreement knowingly, intentionally, and voluntarily.
 7. Respondent waives his right to have this matter heard in the manner described in the New Mexico Uniform Licensing Act, NMSA 1978, § 61-1-1 *et seq.*, including the right to a full evidentiary hearing, the right to confront and cross-examine witnesses, and the right to an appellate process.
 8. Respondent waives the time limitations set forth in the Uniform Licensing Act.
 9. Respondent waives his right to assert a claim of bias or move to excuse any Board member based upon the Board member's consideration of this Agreement.
 10. Respondent has the right to be represented by an attorney.
 11. Upon execution of this Settlement Agreement, Respondent releases the Department and Board from any and all claims arising out of the Department and Board's decision to investigate the Respondents background and arrest information, file a Notice of Contemplated Action, and take the actions described herein.

12. This Settlement Agreement is subject to Department and Board approval. If the Department or Board rejects this agreement, the Department and Board may proceed with the Notice of Contemplated Action.
13. This Agreement is binding upon the Department, the Board and the Respondent.
14. Failure to comply with the terms and conditions of this Agreement shall be separate and independent grounds for disciplinary action by the Department and Board. In the event the Respondent fails to comply with the provisions hereof, the Department and Board shall have the right to take such action against Respondent as it deems appropriate under the circumstances, including revoking Respondent's license.
15. This Agreement is a settlement of Department and Board case number L1-2010-BC-2, and only the specific allegations contained therein. The Department and Board reserve the right to initiate proceedings for any other violations of the Private Investigations Act or the Rules of the Department adopted pursuant to that act.
16. The complaint, this Agreement, all communications, and information acquired by the Department and Board related to this matter are public records within the meaning of the Inspection of Public Records Act, NMSA 1978, § 14-2-6(E) (1993) and the Private Investigations Act.

ORDER

The Department and Board shall take no further action against Respondent with respect to the matters in the subject case, provided that Respondent complies with the following:

- A. Respondent shall correct and initial his application within **thirty (30) days** of receipt of this agreement;

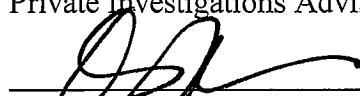
B. Respondent shall take and pass the Private Investigations Advisory Board Jurisprudence Examination within **thirty (30) days** of receipt of this agreement;

and

C. Respondent shall notify the Private Investigations Advisory Board of any future arrests and/or criminal convictions within 30 days of being arrested and within 30 days of being convicted.

IT IS THEREFORE SO ORDERED.

Signed this _____ day of _____, 2010.
State of New Mexico
Regulation and Licensing Department
Private Investigations Advisory Board



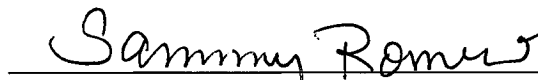
Date 07-13-10

Kelly O'Donnell, Superintendent
Regulation and Licensing Department
Post Office Box 25101
Santa Fe, New Mexico 87504-25101
(505) 476-4500



Date 7-13-10

Donald C. Jochem, Chairman
Private Investigations Advisory Board
Post Office Box 25101
Santa Fe, New Mexico 87504-25101
(505) 476-4600



Date 07-13-2010

Sammy Romero
Respondent