Roy Cooper, Governor Eddie M. Buffaloe, Jr., Secretary Caroline Brown, Chair Paul Sherwin, Director

### MINUTES OF THE NORTH CAROLINA ALARM SYSTEMS LICENSING BOARD

Date: September 19, 2024

Time: 12:15 p.m.

Location: Hampton Inn & Suites – Raleigh/Crabtree Valley

3920 Arrow Dr Raleigh, NC 27609

### **Board Members Present**

**Board Members Absent** 

Thomas Vermillion

Caroline Brown
Robert "Wike" Graham
Mack Donaldson
Mary Wood
Jamie Brown
Tommy Whisnant

### **Board Staff Present**

Director Paul Sherwin
Deputy Director Ray Bullard
Attorney Jeff Gray
Field Services Supervisor Kim Odom
ASLB Secretary Syconda Marrow
Registration Processor Shirrell Everett

**Visitors** (9 in person, 1 virtual)

Joseph McLeod
Duncan Hubbard
Steven Smith
Jason Lindquist
Jeramie Hockman
Adam Koch
Mac Brown
Raphael Allen

Tonika Dunbar

Kurt Becker

### Call to Order

The September 19, 2024, meeting of the North Carolina Alarm Systems Licensing Board was called to order by Chair Caroline Brown at 12:15 p.m.

### **State Ethics Law**

Attorney Jeff Gray read the following statement:

"In accordance with the State Ethics Act, it is the duty of every Board member to avoid both conflicts of interest and the appearance of conflict. If any Member has any known conflict of interest or appearance of conflict with respect to any matter coming before this Board today, please identify the conflict or appearance of conflict and refrain from the deliberation and vote in that matter."

### **Welcome Guests**

Chair Caroline Brown welcomed all guests.

### Final Agency Decision(s)

Attorney Jeff Gray recused himself as counsel to the Board to present the final agency decision from the Office of Administrative Hearings for Steven Daniel Smith - 24 DOJ 00396. Mr. Smith was present. This case was heard by Administrative Law Judge John C. Evans, on February 27, 2024. This case involved whether Respondent should suspend Petitioner's alarm systems license pursuant to N.C. Gen. Stat. § 74D-10 for lack of good moral character for a conviction of the Class F felony "Embezzlement of Funds by Public Officers and Trustees" in violation of N.C. Gen. Stat. § 14-92.

<u>Motion:</u> Mr. Graham motioned to go into a closed session to discuss the final agency decision. Caroline Brown seconded. The motion carried unanimously. Closed session began 12:33 p.m.

<u>Motion:</u> Mr. Whisnant motioned to return to open session. Mr. Graham seconded. The motion carried unanimously. Closed session ended at 12:42 p.m.

<u>Motion:</u> Ms. Brown motioned to accept the administrative law judge's recommendation that Mr. Smith's alarm license be suspended. Mr. Graham seconded. The motion carried unanimously.

### **Approval of the July 2024 Meeting Minutes**

<u>Motion:</u> Jamie Brown motioned to accept the July 2024 Board meeting minutes. Mr. Graham seconded. The motion carried unanimously.

### **Attorney's Report**

Attorney Jeff Gray presented his Attorney's Report, which included updates about the status of consent agreements, pending administrative rules changes, and legislative updates.

Motion: Mr. Graham motioned to accept the Attorney's Report. Mr. Brown seconded. The motion carried unanimously.

See the attachment for the full Attorney's Report.

### **Committee Reports**

**Grievance Committee:** Grievance Committee members Mack Donaldson and Tommy Whisnant met on September 19, 2024, from 9:01 a.m. to 10:20 a.m. and heard eight cases. Committee Chair Mack Donaldson presented the Grievance Committee report.

<u>Motion:</u> Mary Wood motioned to accept the Grievance Committee report. Mr. Brown seconded. The motion carried unanimously.

See the attachment for the full Grievance Committee report.

**Screening Committee:** Screening Committee members Caroline Brown, Robert Graham, Mack Donaldson, Mary Wood, Jamie Brown, and Tommy Whisnant met on September 19, 2024, from 10:45 a.m. to 11:20 a.m. to review 14 license applications. Committee Chair Robert Graham presented the Screening Committee report.

<u>Motion:</u> Jamie Brown motioned to accept the Screening Committee report. Tommy Whisnant seconded. The motion carried unanimously.

See the attachment for the full Screening Committee report.

**Training and Education Committee:** Tommy Whisnant presented the Training and Education Committee report. Mr. Whisnant reported the Committee reviewed five applications for new continuing education courses and 59 applications to renew continuing education courses. The Committee recommended denying three courses submitted by FED Learning Center because the course content was not related to alarm systems and approving all others.

<u>Motion:</u> Mr. Brown motioned to approve the Training and Education Committee report. Mr. Graham seconded. The motion carried unanimously.

See the attachment for the full Training and Education Committee report.

### **Old Business**

Director Sherwin discussed changing the 2025 meeting dates to coincide with the Private Protective Services Board. He proposed moving ASLB meetings from Thursdays to Tuesdays.

<u>Motion:</u> Mr. Graham motioned to approve the revised 2025 meeting schedule. Mack Donaldson seconded. The motion carried unanimously.

### **New Business**

Director Sherwin presented a letter from the Private Protective Services Board that requested the ASLB consider amending its statute to create an exemption for the monitoring of security cameras by PPSB-licensed security guard and patrol companies. Director Sherwin suggested forming a joint committee formed of members of both Boards for further discussion.

<u>Motion:</u> Ms. Brown motioned to allocate select ASLB members to participate on a joint committee with the PPSB. Mary Wood seconded. The motion carried unanimously.

### **Director's Report**

Director Paul Sherwin presented the Director's Report. The report included information about personnel changes, the status of the Board's active licensees and registrants, and a Board finances update.

<u>Motion:</u> Mr. Whisnant motioned to accept the Director's Report. Mr. Brown seconded. The motion carried unanimously.

See the attachment for the full Director's Report.

# Good of the Order and Public Comment None. Closed Session Motion: Mr. Brown motioned to go into closed session to discuss the Board's employment contract for legal services. Mack Donaldson seconded. The motion carried unanimously. Closed session began at 1:16 p.m. Motion: Mr. Whisnant motioned to end the closed session. Mr. Brown seconded. The motion carried unanimously. Closed session ended at 1:19 p.m. Motion: Mr. Graham motioned to renew the Board's 2-year contract with Jeff Gray, Of Counsel, Bailey & Dixon, LLP, for legal representation to the Board. Mr. Donaldson seconded. The motion carried unanimously. Motion: Mr. Brown motioned to adjourn the meeting. Mr. Whisnant seconded. The motion carried unanimously. Meeting adjourned at 1:20 p.m.

Paul Sherwin, Director

Syconda Marrow, Board Secretary

### ASLB Grievance After Report for September 19, 2024 9:00 am

	Case Number	Complaint Against	Allegation(s)	Grievance Committee Recommendation	Board Action
1.	2024- ASLB- 002	Scott Strother S2 Technology Services 1000 Centregreen Way Cary, NC 27513	NCGS 74D-2	Find a violation of NCGS 74D-2. Continue the cease and desist order previously issued to Scott Strother and 2 Technology Services. Refer this matter to the Screening Committee should Mr. Strother apply for a license.	
2.	2024- ASLB- 007	Steven Svalina Creative Wiring Solutions, Inc. P O Box 605 Fuquay-Varina, NC 27526	NCGS 74D-2	Find a violation of NCGS 74D-2. Continue the cease and desist order previously issued to Steven Svalina and Creative Wiring Solutions, Inc Refer this matter to the Screening Committee should Mr. Svalina apply for a license.	
3.	2024- ASLB- 012	Wendy Heiks Genxvision Security Solutions P O Box 26524 Greenville, SC 296160000	14B NCAC 17 .0206(b)	Find a violation of 14B NCAC 17 .0206(b). Wendy Heiks and Genxvision Security Solutions enter into and pay a consent agreement in the amount of \$408.00 for 2 registration violations.	
4.	2024- ASLB- 013	James Brian Griffith Griffiths, Inc. PO Box 3424 Hickory, NC 286030000	14B NCAC 17 .0210	Find a violation of 74D-(a)(3)Enter into and pay civil penalty in the amount of \$2000.00 for unlicensed activity.	
5.	2024- ASLB- 016	William H. Brookshire Audio Video Solutions 5335 Robinhood Village Dr Unit 145 Winston-Salem, NC 27106	NCGS 74D-2	Find violation of 74D-2. No action taken.	
6.	2024- ASLB- 017	Michael McCloskey KNC Technologies, LLC 12845 Old US Highway 52 Winston-Salem, NC 271070000	NCGS 74D- 2(c)(3)	Find violation of NCGS 74D-2(c)(3). Enter into a consent agreement with Michael McCloskey and KNC Technologies, LLC in the amount of \$255.00 for unlicensed activity.	

	Case Number	Complaint Against	Allegation(s)	Grievance Committee Recommendation	Board Action
7.	2024- ASLB- 018	Christopher Fredette Carolina Custom Sound 285 Bridle Lane Advance, NC 27006	NCGS 74D-2	Find violation of 74D-2. Continue the cease and desist order previously issued to Christopher Fredette and Carolina Custom Sound apply. Refer this matter to the Screening Committee should Christopher Fredette apply for a license.	
8.	2024- ASLB- 021	Mark Eugene Kobuszewski Navco Security Systems 1335 S ACACIA AVE FULLERTON, CA 92831	NCGS 74D-2	Find a violation of NCGS 74D-2. Mark Kobuszewski and Navco Security Systems enter into and pay a consent agreement in the amount of \$680.00 for 18 months of unlicensed activity.	

### **Board Meeting Report**

### Board Date 09/19/2024

	Name Company			Board
	Address	License	Committee Recommendation	Action
1.	Mia Denise Bailey AIM 2623 Dutch Grove Circle Raleigh, NC 27610	Alarm	Approve	
2.	Rodney Allen Bethea Master Security Systems 7158 Pecan Street Wade , NC 28395	Alarm	Approve	
3.	Bradley Carl Colwell Pro Secure Contracting LLC 3929 Gracemont Dr Winston Salem, NC 27106	Alarm	Approve	
4.	Joshua Lee Crawford Omega Systems Inc 2528 State Park Rd Greenville, SC 29609	Alarm	Approve	
5.	Christopher Stephen Fredette Carolina Custom Sound 285 Bridle In Advance , NC 27006	Alarm	Approve Christopher Fredette and Carolina Custom Sound enter into and pay a consent agreement of \$2950.00 for unlicensed activity.	
6.	Shawn Bradley Hunt General Security, Inc. 1507 Union Cross Rd Kernersville, NC 27284	New Branch Office	Approve	
7.	Mark Eugene Kobuszewski 004770P9M 1825 CROSS BEAM DR CHARLOTTE, NC 28217-2890	Alarm	Approve Mark Kobuszewski and enter into and pay a consent agreement of \$680.00 for unlicensed activity.	

	Name Company Address	License	Committee Recommendation	Board Action
8.	Jesse James Koryciak S.A.L.T. I LLC 4377 Motorsports Dr Sw Concord, NC 28027	Alarm	Approve	
9.	Michael Ray McCloskey KNC Technologies, LLC 12845 Old US Highway 52 Winston Salem, NC 27107	Alarm	Approve Michael McCloskey and KNC Technologies, LLC enter into and pay a consent agreement of \$\$255.00 for two months of unlicensed activity.	
10.	James Maxwell Moore Veterans Lock and Security Solutions 3029 S. Main St High Point, NC 27263	Alarm	Approve	
11.	Anthony Robert Perrone STS Security Solutions, LLC 3540 Toringdon Way, Ste 200 #329 Charlotte, NC 28277	Alarm	Approve	
12.	Joseph Robinson Harris Technology Services Inc 3505 Brookshire Dr Pensacola, PA 32504	Alarm	Approve	
13.	Marvin Scott Robinson Ironclad Alarm Systems LLC 2071 Parker Fork Rd Kinston, NC 28504	Alarm	Approve	
14.	Robert Raymond Viehmeyer IoT Deployment 4420 Taggart Creek Charlotte, NC 28208	Alarm	Approve	

### ASLB Screening BEFORE Report for September 19, 2024

### <u>Addendum</u>

Name Company Name Address	License/Registration	Recommendation	Action
Jerry Lopez Camarillo Lake Norman Security Patrol Inc. 312 Security Dr. Statesville, NC 28677	Alarm Registration	Discussion	



### North Carolina Alarm Systems Licensing Board Continuing Education Committee Report - September 2024

Item#	Course Sponsor	Course Title	New or Renewal	# CEU's	Course Format	Committee Recommends	Comments
1	Nicole Smith/FED Learning Center	Fire Alarm Systems	New	13 Hours	Online	Deny	13.0 Contact Hours; 2 days @ 6.5 Hours per day.
2	Nicole Smith/FED Learning Center	Honeywell Fire-Lite Fire Academy	New	13 Hours	Online	Deny	13.0 Contact Hours; 2 days @ 6.5 Hours per day.
3	Nicole Smith/FED Learning Center	Honeywell Silent Knight Fire Academy	New	19.5 Hours	Online	Deny	19.5 Contact Hours; 3 days @ 6.5 Hours per day.
4	Thomas Bryant/Circuit 13 Technology LLC	Understanding Chapter 74D: Alarm Systems Licensing Act	New	2 Hours	Online/Classroom	Approve	
5	Patrick Salmon/Hikvision	Solar Powered Security Camera Setups	New	1 Hour	Online/Classroom	Approve	
6	Kaleb Brashear/Elite CEU, Inc.	Alarm Level 1	Renewal	6 Hours	Online	Approve	ASLB-12-731 Previously approved for 3 hours
7	Kaleb Brashear/Elite CEU, Inc.	IP Addressing for LANS and the internet (IPPS Part 2)	Renewal	1 Hour	Online	Approve	ASLB-17-220
8	Kaleb Brashear/Elite CEU, Inc.	Internet Connections for Physical Security Devices (IPPS Part 4)	Renewal	1 Hour	Online	Approve	ASLB-17-221
9	Kaleb Brashear/Elite CEU, Inc.	Router Functions & Programming Options for Security Device IP Comm (IPPS Part 5)	Renewal	1 Hour	Online	Approve	ASLB-17-222
10	Kaleb Brashear/Elite CEU, Inc.	Network Switches & Physical Security (IPPS Part 6)	Renewal	1 Hour	Online	Approve	ASLB-17-223
11	Kaleb Brashear/Elite CEU, Inc.	Common Network Problems and Solutions (IPPS Part 7)	Renewal	1 Hour	Online	Approve	ASLB-17-224
12	Kaleb Brashear/Elite CEU, Inc.	Network Testing and Cable Troubleshooting	Renewal	1 Hour	Online	Approve	ASLB-17-225
13	Kaleb Brashear/Elite CEU, Inc.	Proper Wiring Techniques	Renewal	1 Hour	Online	Approve	ASLB-17-226
14	Kaleb Brashear/Elite CEU, Inc.	False Alarm Reduction	Renewal	1 Hour	Online	Approve	ASLB-17-227
15	Kaleb Brashear/Elite CEU, Inc.	Video Forensics	Renewal	1 Hour	Online	Approve	ASLB-17-228
16	Kaleb Brashear/Elite CEU, Inc.	Designing a Functional & Reliable Intrusion Alarm System	Renewal	1 Hour	Online	Approve	ASLB-17-229
17	Kaleb Brashear/Elite CEU, Inc.	Z-Wave Wireless Implementation	Renewal	1 Hour	Online	Approve	ASLB-17-231
18	Kaleb Brashear/Elite CEU, Inc.	Z-Wave Wireless Basics	Renewal	1 Hour	Online	Approve	ASLB-17-232

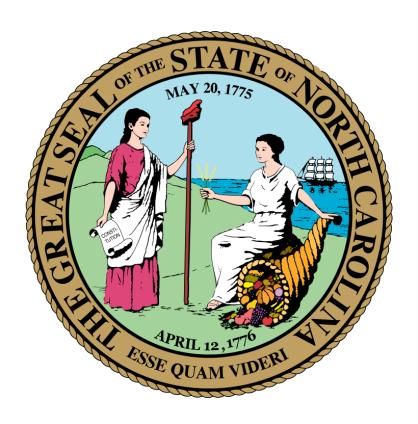
19	Kaleb Brashear/Elite CEU, Inc.	Troubleshooting a CCTV System	Renewal	1 Hour	Online	Approve	ASLB-17-233
20	Kalah Brashaar/Flita CELL Inc	CCTV Testing Procedures	Renewal	1.110.15	Online	Approve	ASLB-17-234
20	Kaleb Brashear/Elite CEU, Inc.	CCTV Testing Frocedures	Kellewal	1 Hour	Online	Арргоче	A3LD-17-234
21	Kaleb Brashear/Elite CEU, Inc.	Designing a Video Surveillance System	Renewal	1 Hour	Online	Approve	ASLB-17-235
22	Kaleb Brashear/Elite CEU, Inc.	Lighting: Surveillance Systems	Renewal	1 Hour	Online	Approve	ASLB-17-236
22	W.	Devenies a Commiller of Contact	Danamal	4.11	0 !	Approve	ACLD 47 227
23	Kaleb Brashear/Elite CEU, Inc.	Powering a Surveillance System	Renewal	1 Hour	Online	1 ''	ASLB-17-237
24	Kaleb Brashear/Elite CEU, Inc.	Site Survey: Meeting Clients CCTV Needs	Renewal	1 Hour	Online	Approve	ASLB-17-238
25	Kaleb Brashear/Elite CEU, Inc.	CCTV – Recording Devices	Renewal	1 Hour	Online	Approve	ASLB-17-239
						Approve	
26	Kaleb Brashear/Elite CEU, Inc.	Monitors for CCTV Systems	Renewal	1 Hour	Online		ASLB-17-240
27	Kaleb Brashear/Elite CEU, Inc.	Simple Networking for CCTV	Renewal	1 Hour	Online	Approve	ASLB-17-241
28	Kaleb Brashear/Elite CEU, Inc.	CCTV Lenses	Renewal	1 Hour	Online	Approve	ASLB-17-242
29	Kaleb Brashear/Elite CEU, Inc.	CCTV Camera Types	Renewal	1 Hour	Online	Approve	ASLB-17-243
30	Kaleb Brashear/Elite CEU, Inc.	SWGIT/FBI Guidelines for CCTV Systems	Renewal	2 Hours	Online	Approve	ASLB-17-244
31	Kaleb Brashear/Elite CEU, Inc.	Transmission Methods for Video Surveillance Systems and CCTV	Renewal	1 Hour	Online	Approve	ASLB-17-245
32	Kaleb Brashear/Elite CEU, Inc.	An Advanced Perspective of Residential Application and Layout	Renewal	1 Hour	Online	Approve	ASLB-17-246
33	Kaleb Brashear/Elite CEU, Inc.	An Advanced Perspective of System Programming	Renewal	1 Hour	Online	Approve	ASLB-17-247
34	Kaleb Brashear/Elite CEU, Inc.	An Expert Approach to Commercial Interior Detection	Renewal	1 Hour	Online	Approve	ASLB-17-248
35	Kaleb Brashear/Elite CEU, Inc.	An Expert Approach to Commercial Perimeter Detection	Renewal	1 Hour	Online	Approve	ASLB-17-249
36	Kaleb Brashear/Elite CEU, Inc.	Best Practices in Troubleshooting Burglar Alarm Systems	Renewal	1 Hour	Online	Approve	ASLB-17-250
37	Kaleb Brashear/Elite CEU, Inc.	Off-Premises Reporting	Renewal	1 Hour	Online	Approve	ASLB-17-251
38	Kaleb Brashear/Elite CEU, Inc.	Output Device Proficiency	Renewal	1 Hour	Online	Approve	ASLB-17-252
39	Kaleb Brashear/Elite CEU, Inc.	Perimeter and Interior Detection	Renewal	2 Hours	Online	Approve	ASLB-17-253
40	Kaleb Brashear/Elite CEU, Inc.	Practical Guide to Control Panels	Renewal	1 Hour	Online	Approve	ASLB-17-255
41	Kaleb Brashear/Elite CEU, Inc.	Detection Devices in Specialized Applications	Renewal	1 Hour	Online	Approve	ASLB-17-256

		Applications of Flortrical Theory for Alarm					
42	Kaleb Brashear/Elite CEU, Inc.	Applications of Electrical Theory for Alarm Professionals	Renewal	1 Hour	Online	Approve	ASLB-17-257
		An Advanced Perspective of Commercial					
43	Kaleb Brashear/Elite CEU, Inc.	Application and Layout	Renewal	1 Hour	Online	Approve	ASLB-17-258
		Introduction to IP Networking for Physical					
44	Kaleb Brashear/Elite CEU, Inc.	Security (IP Series Part 1)	Renewal	1 Hour	Online	Approve	ASLB-17-259
		Wired and Wireless Connection of Devices (IP				Approve	
45	Kaleb Brashear/Elite CEU, Inc.	Series Part 3)	Renewal	1 Hour	Online	+	ASLB-17-260
46	Kaleb Brashear/Elite CEU, Inc.	Auxiliary CCTV Components	Renewal	1 Hour	Online	Approve	ASLB-17-261
		Advinary cerv components	Renewal	111001	Online		, OLD 17 201
47	Sheryl Tricocci/ Electronic Security Assoc. (ESA)	Basics of Customer Service	Renewal	3 Hours	Online	Approve	ASLB-18-620
	Sheryl Tricocci/ Electronic Security						
48	Assoc. (ESA)	Conflict Resolution	Renewal	2 Hours	Online	Approve	ASLB-18-621
	Sheryl Tricocci/ Electronic Security					Approve	
49	Assoc. (ESA)	Customer Support	Renewal	2 Hours	Online	7.66.000	ASLB-18-622
50	Sheryl Tricocci/ Electronic Security Assoc. (ESA)	Incident Reports for Security Professionals	Renewal	1 Hour	Online	Approve	ASLB-18-623
30	, ,	incluent reports for Security Professionals	Kellewal	111001	Online	1	A315 10 023
51	Sheryl Tricocci/ Electronic Security Assoc. (ESA)	Job Safety Reminders	Renewal	1 Hour	Online	Approve	ASLB-18-624
	Sheryl Tricocci/ Electronic Security	Maintenance & Inspection Processes to Avoid					
52	Assoc. (ESA)	Trouble	Renewal	1 Hour	Online	Approve	ASLB-18-625
	Sheryl Tricocci/ Electronic Security						
53	Assoc. (ESA)	Managing Project Effectively	Renewal	3 Hours	Online	Approve	ASLB-18-626
54	Sheryl Tricocci/ Electronic Security	Naturaliza 101 Paris CEU	Ponowal	1.11	Online	Approve	ASLB-18-627
34	Assoc. (ESA)	Networking 101 – Basis CEU	Renewal	1 Hour	Online	1	A3LB-18-027
55	Sheryl Tricocci/ Electronic Security Assoc. (ESA)	Networking 102 – Protocols CEU	Renewal	1 Hour	Online	Approve	ASLB-18-628
	Sheryl Tricocci/ Electronic Security						
56	Assoc. (ESA)	Networking 103 – Data Transmission CEU	Renewal	1 Hour	Online	Approve	ASLB-18-629
	Sheryl Tricocci/ Electronic Security						
57	Assoc. (ESA)	Networking 104 – Hardware CEU	Renewal	1 Hour	Online	Approve	ASLB-18-630
50	Sheryl Tricocci/ Electronic Security	Networking 105 – Administration of Networks				Approve	1515 16 501
58	Assoc. (ESA)	CEU	Renewal	1 Hour	Online	Арргоче	ASLB-18-631
59	Sheryl Tricocci/ Electronic Security Assoc. (ESA)	Networking 106 – Basic Network Troubleshooting CEU	Renewal	1 Hour	Online	Approve	ASLB-18-632
33	` ,	Troubleshooting CEO	Kellewal	111001	Online		A315 10 032
60	Sheryl Tricocci/ Electronic Security Assoc. (ESA)	Structured Wiring and the Security Industry	Renewal	6 Hours	Online	Approve	ASLB-18-633
	Sheryl Tricocci/ Electronic Security	Troubleshooting Closed Circuit Video Systems/Troubleshooting Video Surveillance					
61	Assoc. (ESA)	Systems  Systems	Renewal	1 Hour	Online	Approve	ASLB-18-634
	Sheryl Tricocci/ Electronic Security						
62	Assoc. (ESA)	Wireless Systems 101 Standards	Renewal	1 Hour	Online	Approve	ASLB-18-635
60	Sheryl Tricocci/ Electronic Security		Dangurd	] ]	<b>.</b>	Annroys	ASI D 40 626
63	Assoc. (ESA)	Wireless Systems 102 Components	Renewal	1 Hour	Online	Approve	ASLB-18-636
64	Sheryl Tricocci/ Electronic Security Assoc. (ESA)	Wireless Systems 103 Troubleshooting	Renewal	1 Hour	Online	Approve	ASLB-18-637
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## NORTH CAROLINA ALARM SYSTEMS LICENSING BOARD

September 19, 2024

### **DIRECTOR'S REPORT**



**Paul Sherwin, Director** 

### **DIRECTOR'S REPORT**

- I. PPS information and updates, page 3
- II. Registration and licensing summary, page 5
- III. Budget summary, page 6
- IV. Budget graphics, page 7

### PPS INFORMATION AND UPDATES

### **Personnel**

Private Protective Services currently has two vacant positions:

- Registration Processor Hiring in progress
- Receptionist Hiring in progress

Shirell Everett started with Private Protective Services on August 5, 2024, as a registration processor. Shirell has worked in various administrative positions within state government since 2009, including with the Departments of Revenue, Health and Human Services, and DPS Emergency Management. Shirell holds a bachelor's degree in mass communications and electronic media from Winston-Salem State University.

MiKaila DeVaughn started with Private Protective Services on August 12, 2024, as a registration processor. MiKaila recently graduated from North Carolina Central University with a bachelor's degree in criminal justice. She is passionate about advocacy and exploring innovative ways to support child development and community enrichment through non-profit programs.

### **Operations**

### **Registration Unit**

- Registration applications received year-to-date: 3,174
  - o Same period 2023: 3,359
  - o Same period 2022: 2,968
  - o Same period 2021: 3,094
  - o Same period 2020: 2,884
  - o Same period 2019: 3,462

### **Licensing Unit**

- License applications received year-to-date: 272
  - o Same period 2023: 329
  - o Same period 2022: 255
  - o Same period 2021: 344
  - o Same period 2020: 285
  - o Same period 2019: 364

### **Investigations Unit**

- New license applicant background investigations completed year-to-date: 49
  - o Same period 2023: 41
  - o Same period 2022: 42

- o Same period 2021: 37
- o Same period 2020: 70
- o Same period 2019: 78
- Complaint investigations completed year-to-date: 20
  - o Same period 2023: 23
  - Same period 2022: 19
  - o Same period 2021: 25
  - o Same period 2020: 19
  - o Same period 2019: 23

### **OTHER**

Board members Caroline Brown and Tommy Whisnant, and Board staff members Bill Raften, Mercedes Sierra, Paul Sherwin and Jeff Gray, will attend the 2024 International Association of Security and Investigative Regulators conference Oct. 9-11 in Charlotte.

### **REGISTRATION AND LICENSING SUMMARY**

# Total active in Permitium: 7,823 (+1.2% from July 2024 meeting)

Registration		
	Alarm Registrant	6,915
<b>Registration Total</b>		6,915
License		
	Burglar Alarm Business	908
License Total		908

### FINANCIAL REPORTS

### Alarm Systems Licensing Board Financial Report Fiscal Year 2024

July 1, 2023 - June 30, 2024

### **ASLB Operating Fund Revenue and Expenditures**

FY24 Revenue	\$ 591,631.84
FY24 Expenditures	\$ (597,779.82)
FY24 Fund Balance Increase/(Decrease)	\$ (6.147.98)

### **ASLB Operating Fund Cash Flow**

Beginning Balance (July 1, 2023)	\$ 960,258.90
FY24 Revenue	\$ 591,631.84
FY24 Expenditures	\$ (597,779.82)
Current Fund Balance	\$ 954,110.92

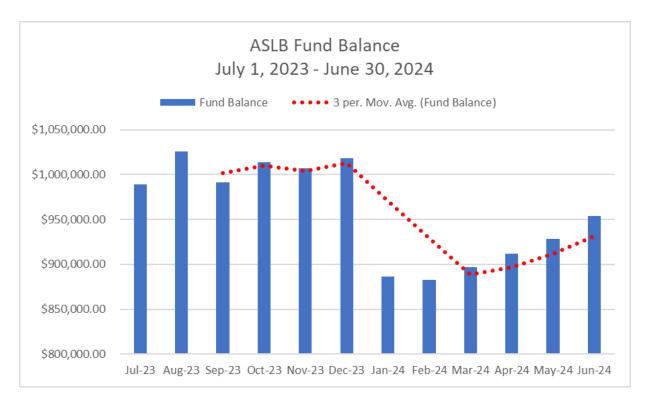
### **ASLB Education Fund Revenue and Expenditures**

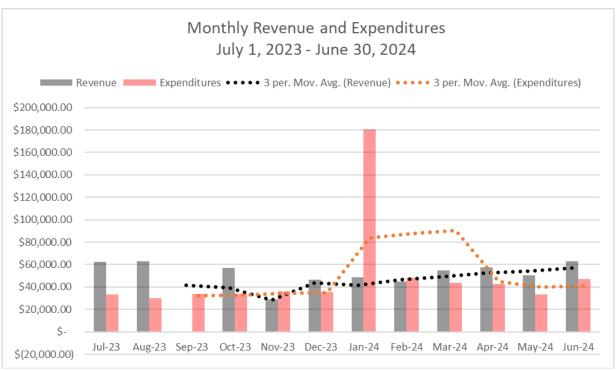
FY24 Revenue	\$ 2,300.00
FY24 Expenditures	\$ (6,000.00)
FY24 Fund Balance Increase/(Decrease)	\$ (3,700.00)

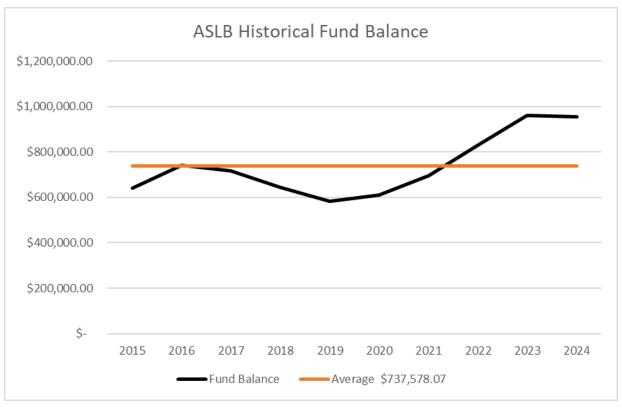
### **ASLB Education Fund Cash Flow**

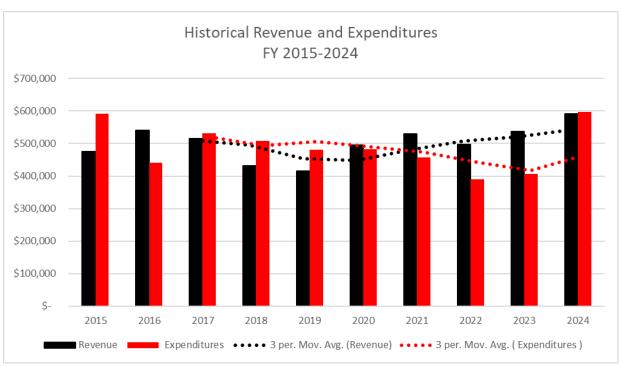
Beginning Balance (July 1, 2023)	\$ 97,834.68
FY24 Revenue	\$ 2,300.00
FY24 Expenditures	\$ (6,000.00)
Current Fund Balance	\$ 94,134.68

### **BUDGET GRAPHICS**









### ALARM SYSTEMS LICENSING BOARD

Raleigh, North Carolina September 19, 2024

ATTORNEY'S REPORT



### ALARM SYSTEMS LICENSING BOARD

### Raleigh, North Carolina September 19, 2024

### I. CONSENT AGREEMENTS & CIVIL PENALTIES

On July 8, 2024, Ralph Taylor and Flock Group, Inc. entered into a Consent Agreement in the amount of \$2500.00 for registration violations. Payment has been received. (PAID IN FULL)

### II. OFFICE OF ADMINISTRATIVE HEARINGS

See, Hearings List (attachment 1.)

### III. PENDING LITIGATION

After numerous attempts to resolve a licensure issue informally, the Board instructed me at its February 2023 meeting to file a Complaint for Injunctive Relief against Flock Group, Inc. d/b/a Flock Safety for unlicensed activity. It was filed on March 3, 2023.

On the Friday before the Monday April 10<sup>th</sup> hearing on my Motion for Temporary Restraining Order the attorney for Flock Safety assured me his client would consent to the TRO. Based on those assurances I advised the presiding Judge that a consent order was forthcoming and the matter was continued. Thereafter, Flock Safety refused to sign the Consent Order for TRO, which its attorney drafted(!) and I agreed to.

Defendant Flock Group filed its Answer on May 2, 2023.

Thereupon representatives of Flock Group Inc., its in-house legal counsel and its North Carolina attorney, met in Closed Session with the Board at its May meeting and presumedly resolved the issue of licensure through a Consent Order, however Flock Safety refused to sign the Consent Order and failed to abide by the handwritten version of the agreement signed at the Board's May meeting.

It also failed to meet the agreed application deadline (but applied late) and by every indicator had no intention of completing the application process as agreed. At its September 21, 2023 meeting, following a Closed Session, the Board voted to withdraw the offer of settlement.

Having learned through media reports and other sources that Flock Safety had recently signed at least two more contracts for installations I recalendared the Motion for Temporary Restraining Order, which was granted. On October 30, 2023 a Wake County Superior Court Judge granted a partial Preliminary Injunction barring Flock Safety from any further installations or servicing of its camera systems.

Flock Safety withdrew its application for licensure on December 12, 2023.

A "status report" was calendared for February 5, 2024, and following that Court appearance I proceeded with calendaring the hearing on the merits, which was set for Wednesday, March 27, 2024.

The attorneys for Flock Safety met with the Board on March 21<sup>st</sup> and this matter was resolved by entry of a Consent Order which, among other things, extended the Preliminary Injunction on certain conditions.

A new application was received on April 19, 2024 and that application was approved by the Screening Committee, then the full Board, at its July meeting. In addition, a Consent Agreement for unlicensed activity was entered into and has been paid. (*See*, I, above.)

A Notice of Voluntary Dismissal with Prejudice of the March 3, 2023 Complaint was filed on September 12, 2024.

### IV. ADMINISTRATIVE RULES

Permitium advised Board staff that it was increasing its transaction fee by \$1.00, from \$4.00 to \$5.00, effective September 1, 2024, which necessitated an amendment to five administrative rules. Those amendments were attached as Attachment 3 to my March 21, 2024, Attorney's Report and the Board voted to approve them.

The Notice of Text was filed the following day (March 22<sup>nd</sup>), the Public Hearing was held on Tuesday, April 30, 2024, and the Public Comment Period ended June 14, 2024. There were no comments oral or written.

The Board voted to approve the amendments at its July 18, 2024 meeting.

These rules were approved by the Rules Review Commission at its August 28, 2024 meeting and were effective September 1<sup>st</sup>.

### V. LEGISLATION

a. The Board's bill, the "Alarm Systems Licensing Act Modernization," was introduced on March 2, 2023 by Senator Warren Daniel as Senate Bill 345. A copy was attached as Attachment 2 to my May 2023 Attorney's Report.

It passed the Senate State and Local Government Committee with a favorable report and referred to the Senate Finance Committee where it was amended with an unrelated provision regarding the Machinery Act and received a favorable report.

It passed the Senate on June 28, 2023, on a vote of 46-0 and was referred to the House Rules Committee. It did not pass prior to the legislature's adjournment on October 30, 2023, however, it remained eligible for consideration in the "short session" this year.

Susanna Davis, Legislative Liasion for the Department of Public Safety, has diligently pushed for enactment. On June 26<sup>th</sup> Ms. Davis was successful in having the language from SB 345 amended in a bill that had already passed the Senate, Senate Bill 640, in a process called a "committee substitute." It passed the House later the same day and was referred to the Senate Committee on Rules. Unfortunately, the legislature adjourned two days later before it could be heard.

So, the Board's bill (along with some other language) is now **Senate Bill 640.** It is still eligible for consideration.

b. House Bill 385, "Regulation of Battery-Charged Security Fences," passed the House on April 25, 2023 and was referred to the Senate Committee on Rules this bill saw no further action for over 15 months, until the language from it suddenly appeared as a committee substitute in the House to Senate Bill 607, "Regulatory Reform Act of 2024."

It was ratified as Session Law 2024-45, effective June 28, 2024, and will prohibit counties and cities from adopting certain ordinances, rules, and regulations related to battery-charged security fences and defines and establishes requirements for those fences.

A copy is attached as Attachment 2.

### VI. FINAL AGENCY DECISIONS

Steven Daniel Smith (see, Attachment 2.)

### ASLB MASTER HEARINGS LIST as of September 5, 2024

OAH HEARING	PETITIONER	TYPE OF APPLICATION	FAD
DATE			HEARING DATE
November 28, 2017	Daniel Carl Hagerty /	Letter of Reprimand	FAD served April 12, 2018.
	Guardian Eagle Security,	(business license)	Petition for Judicial Review
	LLC d/b/a AVSX		filed in Wake County Superior
	Technologies		Court May 25, 2018.
	17 DOJ 06331		
February 27, 2024	Nathan Orion Taylor	Suspension of Alarm	May 2, 2024
	24 DOJ 00314	Systems Business License	
February 27, 2024	Steven Daniel Smith	Suspension of Alarm	September 19, 2024
	24 DOJ 00396	Systems Business License	
May 9, 2024	Seth Brewer Beddes/Alder	Suspension of Alarm	Awaiting Proposal for
	Holdings, LLC	Systems Business License	Decision from ALJ.
	23 DOJ 02590		

(c) Nothing in this section is intended to change the method by which an applicant is required to apply for a permit or to prohibit an agency from adopting policies to exercise dudiligence in verifying a permittee's identity."

**SECTION 22.1.(d)** Each executive branch agency, county agency, and city agency shall adopt the policy required by G.S. 143-162.6, 153A-461, and 160A-499.6, as enacted by this section, no later than September 1, 2024.

**SECTION 22.1.(e)** This section is effective when it becomes law.

# CLARIFY PROHIBITION ON COUNTIES AND CITIES ENACTING AND ENFORCING CERTAIN ORDINANCES, RULES, AND REGULATIONS RELATED TO BATTERY-CHARGED SECURITY FENCES

**SECTION 22.5.(a)** G.S. 153A-134.1 reads as rewritten:

### "§ 153A-134.1. Regulation of battery-charged security fences.

- (a) No county may adopt an ordinance, rule, or regulation or enforce an existing ordinance, rule, or regulation that does any of the following:
  - (1) Requires any type of permit, fee, review, or approval for the installation or use of a battery-charged security fence in addition to a permit that may be required by an ordinance adopted by the governing board as authorized by G.S. 74D-11(c).
  - (2) Imposes installation or operational requirements for battery-charged security fences that are inconsistent with the requirements and standards described in subsection (b) of this section.
  - (3) Prohibits the installation or use of a battery-charged security fence on property that has been zoned <u>exclusively</u> for nonresidential use.
- (b) For purposes of this section, the term "battery-charged security fence" means an alarm system and ancillary components, or equipment attached to that system, including a fence, a battery-operated energizer that is intended to periodically deliver voltage impulses to the fence, and a battery charging device used exclusively to charge the battery. A battery-charged security fence shall meet the following requirements:
  - (1) Interfaces with a monitored alarm device enabling the alarm system to transmit a signal intended to summon the business or law enforcement in response to an intrusion or burglary.
  - (2) Is located on property that is not designated by a county or city exclusively for residential use.
  - (3) Has an energizer that is powered by a commercial storage battery that is not more than 12 volts of direct current.
  - (4) Has an energizer that meets the standards established by the most current version of the International Electrotechnical Commission Standard 60335-2-76.
  - (5) Is surrounded by a non-electric perimeter fence or wall that is not less than 5 feet in height.
  - (6) Does not exceed <u>Is</u> 10 feet in height or 2 feet higher than the non-electric perimeter fence or wall, whichever is higher.
  - (7) Is marked with conspicuous warning signs that are located on the battery-charged security fence at not more than 30-foot intervals and read: "WARNING-ELECTRIC FENCE"."

SECTION 22.5.(b) G.S. 160A-194.1 reads as rewritten:

### "§ 160A-194.1. Regulation of battery-charged security fences.

(a) No city may adopt an ordinance, rule, or regulation or enforce an existing ordinance, rule, or regulation that does any of the following:

- (1) Requires any type of permit, fee, review, or approval for the installation or use of a battery-charged security fence in addition to a permit that may be required by an ordinance adopted by the governing board as authorized by G.S. 74D-11(c).
- (2) Imposes installation or operational requirements for battery-charged security fences that are inconsistent with the requirements and standards described in subsection (b) of this section.
- (3) Prohibits the installation or use of a battery-charged security fence on property that has been zoned exclusively for nonresidential use.
- (b) For purposes of this section, the term "battery-charged security fence" means an alarm system and ancillary components, or equipment attached to that system, including a fence, a battery-operated energizer that is intended to periodically deliver voltage impulses to the fence, and a battery charging device used exclusively to charge the battery. A battery-charged security fence shall meet the following requirements:
  - (1) Interfaces with a monitored alarm device enabling the alarm system to transmit a signal intended to summon the business or law enforcement in response to an intrusion or burglary.
  - (2) Is located on property that is not designated by a county or city exclusively for residential use.
  - (3) Has an energizer that is powered by a commercial storage battery that is not more than 12 volts of direct current.
  - (4) Has an energizer that meets the standards established by the most current version of the International Electrotechnical Commission Standard 60335-2-76.
  - (5) Is surrounded by a non-electric perimeter fence or wall that is not less than 5 feet in height.
  - (6) Does not exceed—Is 10 feet in height or 2 feet higher than the non-electric perimeter fence or wall, whichever is higher.
  - (7) Is marked with conspicuous warning signs that are located on the battery-charged security fence at not more than 30-foot intervals and read: "WARNING-ELECTRIC FENCE"."

**SECTION 22.5.(c)** This section is effective when it becomes law and applies to the ordinances adopted before the effective date and to ordinances adopted on or after the effective date.

### ADVANCED AIR MOBILITY RADAR SYSTEMS

**SECTION 23.(a)** Article 9 of Chapter 160D of the General Statutes is amended by adding a new Part to read:

"Part 6. Unmanned Aircraft Traffic Control Devices.

### "§ 160D-970. Advanced air mobility radar.

- (a) A local government may plan for and regulate the siting, installation, modification, maintenance, and removal of advanced air mobility radar for traffic control of unmanned aircraft systems flown in accordance with Article 10 of Chapter 63 of the General Statutes.
- (b) Nothing contained in this Part shall amend, modify, or otherwise affect any easement between private parties. Any and all rights for the use of a right-of-way are subject to the rights granted pursuant to an easement between private parties.
- (c) A local government may require a permit applicant to remove abandoned advanced air mobility radar within 180 days of abandonment. If not timely removed, the local government may remove the abandoned advanced air mobility radar and may recover the actual cost of such removal, including legal fees, if any, from the permit applicant.

3.

### FILED OFFICE OF ADMINISTRATIVE HEARINGS 04/08/2024 4:57 PM

### STATE OF NORTH CAROLINA

### IN THE OFFICE OF ADMINISTRATIVE HEARINGS 24 DOJ 00396

COUNTY OF WAKE

Steven Daniel Smith Petitioner,

v.

PROPOSAL FOR DECISION

North Carolina Alarm Systems Licensing Board

Respondent.

On February 27, 2024, Administrative Law Judge John C. Evans heard this contested case in Raleigh, North Carolina, pursuant to N.C. Gen. Stat. § 150B-40(e), after Respondent's requested designation of an Administrative Law Judge to preside at a hearing of a contested case under Article 3A, Chapter 74D of the North Carolina General Statutes.

### **APPEARANCES**

FOR PETITIONER:

Steven Daniel Smith, pro se

350 Mince Hill Road

Seven Springs, NC 28578

FOR RESPONDENT:

Jeffrey P. Gray

Bailey & Dixon, LLP

P.O. Box 1351

Raleigh, North Carolina 27602

Attorney for Respondent

### **ISSUE**

Whether Respondent should suspend Petitioner's alarm systems license pursuant to N.C. Gen. Stat. § 74D-10 for lack of good moral character for a conviction of the Class F felony "Embezzlement of Funds by Public Officers and Trustees" in violation of N.C. Gen. Stat. § 14-92.

### **APPLICABLE STATUTES AND RULES**

Official notice is taken of the following statutes and rules applicable to this case: N.C. Gen. Stat. § 74D-10, and 14B NCAC 17 .0101 *et seq*.

### EXHIBITS ADMITTED INTO EVIDENCE

For Petitioner:

None

For Respondent:

Resp Exhibit 1-2

### WITNESSES

For Petitioner:

Steven Daniel Smith

For Respondent:

Paul Sherwin, Director of NC Alarms Systems Licensing Board

Based upon careful consideration of the exhibits admitted into evidence, the entire record in this proceeding, and the credibility and believability of witness testimony at hearing including the witnesses' credibility, demeanor, any interests, biases or prejudices, the opportunity of the witnesses to see, hear, know or remember the facts or occurrences about which the witnesses testified, and whether the testimony of the witnesses are reasonable and consistent with other believable evidence in the case, the undersigned finds as follows:

### PROPOSED FINDINGS OF FACT

- 1. Steven Daniel Smith, ("Petitioner"), holds an alarm systems license.
- 2. Alarm Systems Licensing Board, ("Respondent"), is established pursuant to N.C. Gen. Stat. § 74D-4, *et seq.*, and is charged with the duty of licensing and registering individuals engaged in the alarm systems business.
- 3. On July 28, 2023, Petitioner pled guilty to the Class F felony of "Embezzlement of Funds by Public Officers and Trustees." The Judgment Suspending Sentence ("Judgment") was admitted into evidence as Respondent's Exhibit 1.
- 4. Petitioner was sentenced on the intermediate punishment level and received a minimum of 16 months and a maximum of 29 months in the custody of the North Carolina Department of Adult Correction. The sentence was suspended, and the Petitioner was placed on supervised probation for 60 months. As part of the intermediate punishment, Petitioner received a 30-day active sentence in the Wayne County Detention Center.
- 5. When Respondent received a copy of the Judgment, it initiated a complaint investigation of the Petitioner. Upon completion of the investigation, including providing the Petitioner an opportunity to address the Respondent, Respondent issued its Board Findings.
- 6. By Notice dated January 23, 2024, (the Board Findings), Respondent notified Petitioner that pursuant to N.C. Gen. Stat. § 74D-10(a)(13) ("Notice"), the Alarm Systems Licensing Board Grievance Committee made the recommendation to suspend Petitioner's alarm systems license for five years or until the Petitioner completes his probation sentence,

whichever occurs first and, that the matter be referred to the Screening Committee should the Petitioner apply to reinstate his license. The Notice further advised the Petitioner that the Respondent had accepted the Committee's recommendations and advised the Petitioner of the appeal process should he wish to appeal the findings.

- 7. Respondent's default recommendation for a new alarm systems license applicant convicted of a Class F felony, is to deny the issuance of the license for a period of up to 15 years from the date of conviction.
- 8. By Notice of Hearing dated February 1, 2024, and mailed via certified mail, Respondent notified Petitioner that a hearing on the suspension of his alarm systems license would be held on February 27, 2024, at the Office of Administrative Hearings, 1711 New Hope Church Road, Raleigh, North Carolina 27609.

### PROPOSED CONCLUSIONS OF LAW

- 1. The parties are properly before the Tribunal in that venue, subject matter jurisdiction, and personal jurisdiction are proper, and there is no objection to Administrative Law Judge John C. Evans presiding over this matter.
- 2. After notice and an opportunity for hearing, Respondent may suspend or revoke a license if it is determined that the licensee has "[a] lack of temperate habits or good moral character. The acts that are prima facie evidence of lack of temperate habits or good moral character under G.S. 74D-6(3) are prima facie evidence of the same under this subdivision." N.C. Gen. Stat. § 74D-10(a)(13),
- 3. The following are prima facie evidence that the applicant does not have good moral character: The conviction, including a plea of guilty, for a crime "involving the illegal use, carrying, or possession of a firearm; ...the illegal use, possession, sale, manufacture, distribution, or transportation of a controlled substance, drug, narcotic, or alcoholic beverages; ... felonious assault or an act of violence; ...unlawful breaking or entering, burglary or larceny or **of any offense involving moral turpitude**; or a history of addiction to alcohol or a narcotic drug;" (emphasis added) N.C. Gen. Stat. § 74D-6(3)
- 4. The North Carolina Supreme Court defines crimes involving moral turpitude as "acts of baseness, vileness, or depravity in the private and social duties that a man owes to his fellowman or to society in general." *Jones v. Brinkley*, 174 N.C. 23, 27, 93 S.E. 372, 373 (1917). *See also State v. Mann*, 317 N.C. 164, 170, 345 S.E.2d 365, 369 (1986).
- 5. "If an officer, agent or employee of an entity, , or a person having or holding money or property **in trust** for one of the listed entities, ..... shall embezzle or otherwise willfully and corruptly use or misapply the same for any purpose other than that for which such moneys or property is held, such person shall be guilty of a felony." N.C. Gen. Stat. § 14-92. [emphasis added] It is a Class F felony if the value taken is less than \$100,000.00.

- 6. The crime of Embezzlement of Funds by Public Officers and Trustees is an offense involving moral turpitude.
- 7. Petitioner pled guilty to the Class F felony of Embezzlement of funds by public officers and trustees, served 30 days in the Wayne County Detention Center and is currently on supervised probation for 5 years. As such, Petitioner's conviction constitutes *prima facie* evidence of a lack of good moral character and is sufficient to support the suspension of the Petitioner's alarm systems license.

### PROPOSED PROPOSAL FOR DECISION

Based upon the foregoing Findings of Fact and Conclusions of Law, the undersigned hereby recommends that Respondent suspend Steven Daniel Smith's alarm systems license for five years or until his probation is terminated, whichever occurs first.

### **NOTICE**

The agency making the final decision in this contested case is required to give each party an opportunity to file exceptions to this Proposal for Decision, to submit proposed Findings of Fact and to present oral and written arguments to the agency. N.C.G.S. § 150B-40(e).

The agency that will make the final decision in this contested case is the North Carolina Alarm Systems Licensing Board.

A copy of the final agency decision or order shall be served upon each party personally or by certified mail addressed to the party at the latest address given by the party to the agency and a copy shall be furnished to any attorney of record. N.C.G.S. § 150B-42(a). A copy of the Final Agency Decision shall be forwarded to the Office of Administrative Hearings.

### IT IS SO ORDERED.

This the 8th day of April, 2024.

John C Evans

Administrative Law Judge

John C Evan

### **CERTIFICATE OF SERVICE**

The undersigned certifies that, on the date shown below, the Office of Administrative Hearings sent the foregoing document to the persons named below at the addresses shown below, by electronic service as defined in 26 NCAC 03 .0501(4), or by placing a copy thereof, enclosed in a wrapper addressed to the person to be served, into the custody of the North Carolina Mail Service Center who subsequently will place the foregoing document into an official depository of the United States Postal Service:

Steven Daniel Smith
Locktite Security & Electric, Inc.
350 Mince Hill Rd
Seven Springs NC 28578
Petitioner

Jeffrey P Gray
Bailey & Dixon, LLP
<u>jgray@bdixon.com</u> (served electronically on April 8, 2024)
Attorney For Respondent

This the 9th day of April, 2024.

Lisa J Garner

North Carolina Certified Paralegal

Lisa f. Larner

N. C. Office of Administrative Hearings

1711 New Hope Church Road Raleigh, NC 27609-6285

Phone: 984-236-1850

# State of North Carolina Office of Administrative Hearings Certification

I hereby certify the attached (1 zip drive) to be a true copy of the Official Record as required by G.S. 150B-42 of the proceedings in the Office of Administrative Hearings, in case (s):

"24 DOJ 00396", "Steven Daniel Smith, Petitioner, v. North Carolina Alarm Systems Licensing Board, Respondent."

the original of which is filed in this office in conformance with Chapter 150B of the General Statutes of the State of North Carolina.



In witness whereof, I authorize this certification and affix the official seal of the North Carolina Office of Administrative Hearings at Raleigh this the 23rd day of May, 2024.

Donald Robert van der Vaart Chief Administrative Law Judge, Director

By:

STATE OF N	ORTH CAROLINA	IN THE OFFICE OF ADMINISTRATIVE HEARINGS
COUNTY OF	WAKE	24 DOJ
STEVEN DA	NIEL SMITH, )	)
v.	Petitioner,	) NOTICE OF HEARING
N.C. ALARM	I SYSTEMS LICENSING BOARD,  Respondent.	) ) )
	Toopondon.	ک
FOR:	Steven Daniel Smith Locktite Security & Electric, Inc. 350 Mince Hill Road Seven Springs, NC 28578	
DATE:	Tuesday, February 27, 2024	
TIME:	2:00 p.m.	
PLACE:	Office of Administrative Hearings 1711 New Hope Church Road Raleigh, NC 27609	
RE:	Suspension of license for convictio Public Official/Trustee in Wayne C	n of the Class F felony of Embezzlement by a ounty, North Carolina.
STATUTES:	N.C.G.S. §§ 74D-10(a)	
ADMINISTR LAW JUDGE		èvans

An administrative hearing has been scheduled by the N.C. Alarm Systems Licensing Board to examine formally the allegations specified above. This hearing will be held before the Office of Administrative Hearings for the N.C. Alarm Systems Licensing Board and will be conducted in accordance with the Administrative Procedures Act, North Carolina General Statute 150B.

This proceeding is a contested case hearing and will give you the opportunity to present evidence and cross-examine witnesses. The Board will be represented by Jeffrey P. Gray, Attorney at Law, Bailey & Dixon, LLP, P.O. Box 1351, Raleigh, North Carolina 27602, (919) 828-0731.

Please direct all correspondence to the Office of Administrative Hearings, 1711 New Hope Church Road, Raleigh, NC 27609, (919) 431-3000.

This the 1<sup>st</sup> day of February, 2024.

Stephen H. Wheeler, Chairman, N.C. Alarm Systems Licensing Board

Jeffrey P. Gray
Bailey & Dixon, LLP

P.O. Box 1351

Raleigh, North Carolina 27602 (919) 828-0731 – telephone (919) 828-6592 – facsimile

#### **CERTIFICATE OF SERVICE**

I, Jeffrey P. Gray, hereby certify that I have served a copy of the foregoing NOTICE OF HEARING by depositing a copy with the United States Postal Service, CERTIFIED MAIL/RETURN RECEIPT REQUESTED and addressed to the following:

Steven Daniel Smith Locktite Security & Electric, Inc. 350 Mince Hill Road Seven Springs, NC 28578

This the 1<sup>st</sup> day of February, 2024.

Jeffrey R Gray
Bailey & Dixon, LLP

P.O. Box 1351

Raleigh, North Carolina 27602 (919) 828-0731 – telephone

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X 1. makee no written	findings because the d	prison lerm imposed is within g and miligating factors on the	the presumpti	ve range of sente	nces authorized under G	6.S. 15A-1340.17(d).				
🔲 3, makes the Finding	is of Extraordinary Mil	lication sel forth on the attach	18d AQC-CR-E	06.						
G.S. 9Q-95(h)(	5a), pursuant to its lin	-96(h)(ö), pursuant to its findle	100°CB-818°	Other:						
5. adjudges the dele	ndant to be reheat only	vone) a habitual felon to t tus offender, to be sentenced	in settlenced l	our daeses blobe	r than the principal felor	ly (no higher than Class C).				
6, finds enhancemen	it oursuant to:	3.3, 90-95(e)(3) (drups).	G.S. 14-3(c) (	ielon. Islo clime). 🔲 (	3,5, 508-4.1 (domostio vid					
based on the dete	(gang misdemeanor), rmination of this issue	a by the trier of fact beyond a	reasonable do	oubl of the defend	ant's admission.	This finding is				
1 7, finds the above-do	i (slesnežki helspnižš	e a renoriable conviction unde	ም ርያ ይገ ተሞልመ	i and thateints it	manges the special com	dllions of proballon set DC-CR-618, Side Two.				
8. Inds the above-er	abtiouag ottause(s) iu:	age Two, Side Two, and mak volve the (check all that apply) uses the special conditions of	physical c	ormental serio	knal apnae of a whol	. Tue Old Tue				
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10. finds this is an office as defined by G.F.	ense involving assault 5. 508-1/b) with the vic	t, communicating a threat, or clim	an aci defined	in G.S. 508-1(a),	and the defendant had	a personal relationship				
111. (offenses committed	i an or after Den 1, 2017	, only) finds that the offense w all gang leader of organizer a	as committed	as part of crimina	i gang activity as define	d in G.S. 14-50,16A(2)				
this issue by the t	riar of fact beyond a n	easonable doubt or on the de	lendant's adm	lesion						
(blionses constit	ied on ar aifar Dac. 1. 201	rolved (theck one) foffenses 7) criminal gang activity. G.S. 1	4-60.25,							
13, did not grant a co	ndlllonal discharge ur	nder G.S. 80-96(a) because ro Tina District Attorney, that the	check all that ap, offender is inar	oly) [] the défe nocordale for a cor	ndant refused to consen Idilianal discharge for fac	il. Jors related to the offense.				
14. finds that the defe	endant used or display	ved a firearm while committing	g the folony. G	.S. 16A-1382.2.						
The Court, having consid	runra sonahiya basa	use or assault or an act define nents of counsel and statemen	ed in G.S. 50B nt of defendar	-1(a) against a mi I. Orders that the	nor, G.S. 15A-1382.1(a) abové offenses, il more	than one, be				
consolidated for judgmen	it and the defendant b	oe imprisoned				4				
for a minimum term of	16 months	for a maximum lem sentence imposed in file rrum		_ months in the o	custody of the NC DAC.					
The defendant shall be g	iven credit for 0	days spent in confinem	ent prior to the	date of this Judg	ment as a result of this	charge(s) to be applied				
loward the sentence	e imposed above.	imprisonment regulated for SUSPENSION			OC-CR-603D, Page Tw					
Subject to the conditions	sel out below, the ex	ecution of this sentence is su								
proballon for 60 X 1. The Court finds in	_ months,	shorter period of probation	on la macona	rinichariacit meett te	is coantilled in GS 15A	n 1343,2(6).				
2. The Court finds (	nat it is NOT appropris	ate to delegate to the Division	of Communit	y Supervision and	Reentry the authority to	impose any of the				
requirements in C	1.9. 15A-1343.2(e) for	r community punishment or G when the defendant is relea	5,S, 15A-1343,	2(I) for intermedia	ite punishment.	ence in the case below.				
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# North Carolina Department of Public Safety

# Alarm Systems Licensing Board

Roy Cooper, Governor Eddie M. Buffaloe Jr., Secretary Stephen Wheeler, Chair Paul Sherwin, Director

COMPLAINT FROM

Kim Odom

January 23, 2024

COMPLAINT AGAINST

Steven Daniel Smith Locktite Security & Electric, Inc. 350 Mince Hill Road Seven Springs, NC 28578 CASE NUMBER 2023-ASLB-025

BOARD FINDINGS

RE: Review of Complaint by the Alarm Systems Licensing Board

STATUTE / RULE: Possible Violation(s) of NCGS 74D-10(a)(13)

This Notice is to inform you that the above-referenced Complaint was presented to the Grievance Committee on Thursday, January 18, 2024, for its informal review. The Committee made the following recommendation:

Find violation of NCGS 74D-10(a)13. Suspend Mr. Smith's alarm license for five years or until his probation is terminated, whichever occurs first. Refer this matter to the Screening Committee should Mr. Smith apply to reinstate his license.

On January 18, 2024, the Alarm Systems Licensing Board took the following action:

Accepted.

If you wish to appeal the Board's finding(s) in this matter and file for a contested case before the N.C. Office of Administrative Hearings, please notify the ASLB Licensing Section in writing within sixty (60) days of receipt of this letter. Should you fail to request a hearing within sixty (60) days of receipt of this letter, the Board finding will become final.

Any further questions about this matter should be directed to the Licensing Section of this office.

Sincerely,

Stephen Wheeler Chairperson

Paul Sherwin Director

cc: Kim Odom, Steven Daniel Smith

MAILING ADDRESS: 3101 Industrial Drive, Suite 104 Raleigh, NC 27609



<u>www.ncdps.gov/asl</u> An Equal Opportunity employer OFFICE LOCATION: 3101 Industrial Drive, Suite 104 Raleigh, NC 27609 Telephone: (919) 788-5320

Email: ppsasl@ncdp



# FILED OFFICE OF ADMINISTRATIVE HEARINGS 04/08/2024 4:57 PM

#### STATE OF NORTH CAROLINA

#### COUNTY OF WAKE

#### IN THE OFFICE OF ADMINISTRATIVE HEARINGS 24 DOJ 00396

Steven Daniel Smith Petitioner,	
v.	PROPOSAL FOR DECISION
North Carolina Alarm Systems Licensing Board Respondent.	
Respondent.	

On February 27, 2024, Administrative Law Judge John C. Evans heard this contested case in Raleigh, North Carolina, pursuant to N.C. Gen. Stat. § 150B-40(e), after Respondent's requested designation of an Administrative Law Judge to preside at a hearing of a contested case under Article 3A, Chapter 74D of the North Carolina General Statutes.

#### APPEARANCES

FOR PETITIONER:

Steven Daniel Smith, pro se

350 Mince Hill Road

Seven Springs, NC 28578

FOR RESPONDENT:

Jeffrey P. Gray

Bailey & Dixon, LLP

P.O. Box 1351

Raleigh, North Carolina 27602 Attorney for Respondent

#### **ISSUE**

Whether Respondent should suspend Petitioner's alarm systems license pursuant to N.C. Gen. Stat. § 74D-10 for lack of good moral character for a conviction of the Class F felony "Embezzlement of Funds by Public Officers and Trustees" in violation of N.C. Gen. Stat. § 14-92.

#### APPLICABLE STATUTES AND RULES

Official notice is taken of the following statutes and rules applicable to this case: N.C. Gen. Stat. § 74D-10, and 14B NCAC 17 .0101 *et seq*.

#### EXHIBITS ADMITTED INTO EVIDENCE

For Petitioner:

None

For Respondent:

Resp Exhibit 1-2

#### WITNESSES

For Petitioner:

Steven Daniel Smith

For Respondent:

Paul Sherwin, Director of NC Alarms Systems Licensing Board

Based upon careful consideration of the exhibits admitted into evidence, the entire record in this proceeding, and the credibility and believability of witness testimony at hearing including the witnesses' credibility, demeanor, any interests, biases or prejudices, the opportunity of the witnesses to see, hear, know or remember the facts or occurrences about which the witnesses testified, and whether the testimony of the witnesses are reasonable and consistent with other believable evidence in the case, the undersigned finds as follows:

#### PROPOSED FINDINGS OF FACT

- 1. Steven Daniel Smith, ("Petitioner"), holds an alarm systems license.
- 2. Alarm Systems Licensing Board, ("Respondent"), is established pursuant to N.C. Gen. Stat. § 74D-4, *et seq.*, and is charged with the duty of licensing and registering individuals engaged in the alarm systems business.
- 3. On July 28, 2023, Petitioner pled guilty to the Class F felony of "Embezzlement of Funds by Public Officers and Trustees." The Judgment Suspending Sentence ("Judgment") was admitted into evidence as Respondent's Exhibit 1.
- 4. Petitioner was sentenced on the intermediate punishment level and received a minimum of 16 months and a maximum of 29 months in the custody of the North Carolina Department of Adult Correction. The sentence was suspended, and the Petitioner was placed on supervised probation for 60 months. As part of the intermediate punishment, Petitioner received a 30-day active sentence in the Wayne County Detention Center.
- 5. When Respondent received a copy of the Judgment, it initiated a complaint investigation of the Petitioner. Upon completion of the investigation, including providing the Petitioner an opportunity to address the Respondent, Respondent issued its Board Findings.
- 6. By Notice dated January 23, 2024, (the Board Findings), Respondent notified Petitioner that pursuant to N.C. Gen. Stat. § 74D-10(a)(13) ("Notice"), the Alarm Systems Licensing Board Grievance Committee made the recommendation to suspend Petitioner's alarm systems license for five years or until the Petitioner completes his probation sentence,

whichever occurs first and, that the matter be referred to the Screening Committee should the Petitioner apply to reinstate his license. The Notice further advised the Petitioner that the Respondent had accepted the Committee's recommendations and advised the Petitioner of the appeal process should he wish to appeal the findings.

- 7. Respondent's default recommendation for a new alarm systems license applicant convicted of a Class F felony, is to deny the issuance of the license for a period of up to 15 years from the date of conviction.
- 8. By Notice of Hearing dated February 1, 2024, and mailed via certified mail, Respondent notified Petitioner that a hearing on the suspension of his alarm systems license would be held on February 27, 2024, at the Office of Administrative Hearings, 1711 New Hope Church Road, Raleigh, North Carolina 27609.

#### PROPOSED CONCLUSIONS OF LAW

- 1. The parties are properly before the Tribunal in that venue, subject matter jurisdiction, and personal jurisdiction are proper, and there is no objection to Administrative Law Judge John C. Evans presiding over this matter.
- 2. After notice and an opportunity for hearing, Respondent may suspend or revoke a license if it is determined that the licensee has "[a] lack of temperate habits or good moral character. The acts that are prima facie evidence of lack of temperate habits or good moral character under G.S. 74D-6(3) are prima facie evidence of the same under this subdivision." N.C. Gen. Stat. § 74D-10(a)(13),
- 3. The following are prima facie evidence that the applicant does not have good moral character: The conviction, including a plea of guilty, for a crime "involving the illegal use, carrying, or possession of a firearm; ...the illegal use, possession, sale, manufacture, distribution, or transportation of a controlled substance, drug, narcotic, or alcoholic beverages; ... felonious assault or an act of violence; ...unlawful breaking or entering, burglary or larceny or of any offense involving moral turpitude; or a history of addiction to alcohol or a narcotic drug;" (emphasis added) N.C. Gen. Stat. § 74D-6(3)
- 4. The North Carolina Supreme Court defines crimes involving moral turpitude as "acts of baseness, vileness, or depravity in the private and social duties that a man owes to his fellowman or to society in general." *Jones v. Brinkley*, 174 N.C. 23, 27, 93 S.E. 372, 373 (1917). *See also State v. Mann*, 317 N.C. 164, 170, 345 S.E.2d 365, 369 (1986).
- 5. "If an officer, agent or employee of an entity,, or a person having or holding money or property **in trust** for one of the listed entities, ..... shall embezzle or otherwise willfully and corruptly use or misapply the same for any purpose other than that for which such moneys or property is held, such person shall be guilty of a felony." N.C. Gen. Stat. § 14-92. [emphasis added] It is a Class F felony if the value taken is less than \$100,000.00.

- 6. The crime of Embezzlement of Funds by Public Officers and Trustees is an offense involving moral turpitude.
- 7. Petitioner pled guilty to the Class F felony of Embezzlement of funds by public officers and trustees, served 30 days in the Wayne County Detention Center and is currently on supervised probation for 5 years. As such, Petitioner's conviction constitutes *prima facie* evidence of a lack of good moral character and is sufficient to support the suspension of the Petitioner's alarm systems license.

#### PROPOSED PROPOSAL FOR DECISION

Based upon the foregoing Findings of Fact and Conclusions of Law, the undersigned hereby recommends that Respondent suspend Steven Daniel Smith's alarm systems license for five years or until his probation is terminated, whichever occurs first.

#### NOTICE

The agency making the final decision in this contested case is required to give each party an opportunity to file exceptions to this Proposal for Decision, to submit proposed Findings of Fact and to present oral and written arguments to the agency. N.C.G.S. § 150B-40(e).

The agency that will make the final decision in this contested case is the North Carolina Alarm Systems Licensing Board.

A copy of the final agency decision or order shall be served upon each party personally or by certified mail addressed to the party at the latest address given by the party to the agency and a copy shall be furnished to any attorney of record. N.C.G.S. § 150B-42(a). A copy of the Final Agency Decision shall be forwarded to the Office of Administrative Hearings.

#### IT IS SO ORDERED.

This the 8th day of April, 2024.

John C Evans

Administrative Law Judge

John C Evans

#### **CERTIFICATE OF SERVICE**

The undersigned certifies that, on the date shown below, the Office of Administrative Hearings sent the foregoing document to the persons named below at the addresses shown below, by electronic service as defined in 26 NCAC 03 .0501(4), or by placing a copy thereof, enclosed in a wrapper addressed to the person to be served, into the custody of the North Carolina Mail Service Center who subsequently will place the foregoing document into an official depository of the United States Postal Service:

Steven Daniel Smith
Locktite Security & Electric, Inc.
350 Mince Hill Rd
Seven Springs NC 28578
Petitioner

Jeffrey P Gray
Bailey & Dixon, LLP
<a href="mailto:jgray@bdixon.com">jgray@bdixon.com</a> (served electronically on April 8, 2024)

Attorney For Respondent

This the 9th day of April, 2024.

Lisa J Garner

North Carolina Certified Paralegal N. C. Office of Administrative Hearings

1711 New Hope Church Road Raleigh, NC 27609-6285

Lira f. Garner

Phone: 984-236-1850

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based on the determination of this issue by the trier of fact beyond a reasonable doubt or the defendant's admission.  7. finds this above-designated offense(s) is a reportable convolution under 6.8. 14-206.8 and therefore imposes the special conditions of probation set forth on the altahed AGC-CR-6303. Page Two. Side Two, and makes the additional findings and orders on the altahed AGC-CR-6303. Page Two, Side Two, and makes the additional findings and orders on the altahed AGC-CR-6303. Page Two, Side Two.  9. finds that a motor vehicle commercial motor vehicle was used in the commission of the offense and that shall be reported to DMV.  10. finds this is an offense involving assault, communicating a threat, or an act defined in G.S. 560-161, and the defendant had a personal relationship as defined by G.S. 509-160, with the vicini.  11. follows committed by G.S. 509-160, with the vicini.  12. finds the spow-desired follows activities an order of a state of the vicini.  13. finds the defendant was a criminal gang leader or organizer as defined in G.S. 14-50,138(3). This finding is based on the determination of this issue by the identical the defendant was a criminal gang leader or organizer as defined in G.S. 14-50,138(3). This finding is based on the determination of this issue by the identical the defendant was a criminal gang leader or organizer as defined in G.S. 14-50,138(3). This finding is based on the determination of this issue by the identical the defendant was a criminal gang leader or organizer as defined in G.S. 14-50,138(3). This finding is based on the determination of this issue by the identical the defendant was a criminal gang leader or organizer as defined in G.S. 14-50,138(3). This finding is based on the determination of this issue by the identical defendant of the great of great	G.S. 14-50.22 (pand	uant to: G.S misdemeanor).	, 9()-95(e)(3) (drugs), []( 	G,S, 14-3(c) ()	nate crime).	),S, 50B-4,1 (domestic vi	olance). . This findi	na Is			
of this on the attached ACC-CR-603D, Page Two, Side Two, and makes the additional findings and orders on the attached ACC-CR-615, Side Two.  8. finds the above-captioned offensets; by involve the (chocked all het apply)	based on the determinat	ion of this issue b	v the trier of fact beyond a r	reasonable do	ubl or the defend	ent's admission.		•			
15. No. 35 the above-captioned offensets) involve the (chock all their apply)   physical or mental   sexual   subuse of aminor.   If the Art of leginal and therefore imposes the special bonditions of probabilon set forth on the altached AOC-CR-6303D, Page Two, Side Two.   If this that a   motor vehicle   commercial motor vehicle   was used in the commission of the offense and that it shall be reported to DMV.   If this that a   motor vehicle   commercial motor vehicle   was used in the commission of the offense and that it shall be reported to DMV.   If this this is an offense twolving assault, communicating a threat, or an act defined in G.S. 568-1(a), and the defendant had a personal relationship; as defined by G.S. 508-1(b) with the viclim.   If the defendant was a chiminal gang leader or organizer as defined in G.S. 14-50.16A(2). This finding is based on the determination of this issue by the tier of fact beyond a reasonable doubt or on the defendant's admission.   It is above-designated offense(s) involved (placet one)   inflamese commission at 2, 2017 Amx 29, 2017 criminal street gang activity as defined in G.S. 14-50.16A(2). This finding is based on the determination of this issue by the tier of fact beyond a reasonable doubt or on the defendant's admission.   It is girl not grant a conditional defense in the defendant is admission.   It is girl not grant a conditional defense in the defendant of the grant and the defendant was or displayed a firearm while committing the felony, G.S. 15A-1302.   It is finds that the defendant used or displayed a firearm while committing the felony, G.S. 15A-1302.   It is finds that the defendant was of the grant while committing the felony, G.S. 15A-1302.   It is grant and the defendant of the pimplanet of the grant probable of the grant probable of proba		C-CR-603D, Pao	a Two. Side Two. and make	os lhe addillor	al findings and A	viers on the attached A	OC-CR-615, SI	ilion sei de Two.			
9. finds that a   motor vehicle   commercial motor vehicle was used in the commission of the offense and that it shall be reported to DMV.  10. finds this is an effense throwing assault, communicating a threat, or an act defined in G.S. 50B-1(a), and the defendant had a personal relationship as defined by G.S. 50B-1(b) with the victim.  1. defenses committed on or after Dec. 1, 2017, only) finds that the offense was committed as part of criminal gang activity as defined in G.S. 14-50, 15A(3). This finding is based on the determination of this issue by the their of fact beyond a reasonable doubt of on the detendant's admission.  12. finds the above-designated offense(s) involved (check one)   defenses committed on a rater Dec. 1, 2017) criminal gang activity.  13. did not grant & conditional discharge under G.S. 90-6(a) because check at that apply)   the defendant refused to consent.  14. finds that the defendant used or displayed a firearm white committing the follow, G.S. 15A-1382.2.  15. finds that the defendant used or displayed a firearm white committing the follow, G.S. 15A-1382.2.  15. finds that the defendant used or displayed a firearm white committing the follow, G.S. 15A-1382.2.  16. finds that the defendant used or displayed a firearm white committing the follow, G.S. 15A-1382.2.  17. finds that the defendant used or displayed a firearm white committing the follow, G.S. 15A-1382.2.  18. finds that the defendant used or displayed a firearm white committing the follow, G.S. 15A-1382.2.((a)).  19. a court, having considered evidence, arguments of counsel and statement of defendant, Orders that the above offenses, if more than one, be mostilized for ludgment and the defendant be imprisoned as a result of this chargets) to be applied or a minimum term of 16 minimum term of 16 minimum term of 16 minimum term of 10 minim	] 8. <u>fin</u> ds the above-captione	id offense(s) invol	ve the (check all that apply)	physical c	or mental lises	ual abusa of a minor	•				
10. finds this is an offense involving assault, communicating a threat, or an act defined in G.S. 508-1(a), and the defendant had a personal relationship as defined by G.S. 508-1(b) with the viclim.  11. Indeed by G.S. 508-1(b) with the viclim.  11. Indeed by G.S. 508-1(b) with the viclim.  11. Indeed by G.S. 508-1(a) and the defendant in G.S. 14-50.16A(3). This finding is based on the determination of this issue by the trier of fact beyond a reasonable doubt or on the defendant's admission.  11. Indeed the above-designated offense(s) involved (devek one) [refenses committed Dec. 1, 201a-Nov. 20, 2017) criminal street gang activity [refenses committed Dec. 1, 2017 criminal street gang activity [refenses committed on a ratio Dec. 1, 2017) criminal gang activity. G.S. 14-60.28.  11. Indeed the above-designated offense(s) involved (devek one) [refenses committed Dec. 1, 2017 criminal street gang activity [refenses committed on a ratio Dec. 1, 2017) criminal gang activity. G.S. 14-60.28.  11. Indeed the above-designated offense(s) involved (devek one) [refenses committed Dec. 1, 2017 criminal street gang activity [refenses committed on a ratio provided provided provided on a ratio provided pro	9. finds that a motor	therefore Impose Vehicle   Toom	s the special conditions of precial motor vehicle	proballon sel l is used in the	forth on the attach commission of the	ed AOC-CR-603D, Pag • olionse and that it sha	je Two, Side iv ill be reborled b	vo. o DMV.			
11. Indigenses committed on an after Des. 1, 2017, only finds that the offense was committed an apart of criminal gang activity as defined in G.S. 14-50.(8A(3)). This finding is based on the determination of this issue by the trier of fact beyond a reasonable doubt or on the defendant's admission.    12. Indis that the defendancy are indisplayed diverse way.   Continued page activity   Indianase committed on a ratis Des. 1, 2017, criminal gang activity. G.S. 14-50.28(3). This finding is based on the determination of the defendant of the probability of the Clerk of the probability of	]10. finds this is an offense in	wolving assault, e	ommunicating a threat, or a	an act defined	in G.S. 508-1(a).	and the defendant had	a personal rela	itlonship			
Fine the detendant was a criminal gang leader of organizer as defined in G.S. 14-50.16A(3). This finding is based on the detendant's admission.    Indis the above-designated offense(s) involved (check one)   Alternas committed Dec. 1, 2016 - Noc. 39, 2017) criminal street gang activity   Indisonass committed on a ratio Cec. 1, 2017 criminal gang activity   G.S. 14-60.25.   Indis the above-designated offense(s) involved (check one)   Alternas committed Dec. 1, 2016 - Noc. 39, 2017) criminal street gang activity   Indisonation on a ratio Cec. 1, 2017 criminal gang activity   G.S. 14-60.25.   Indis Court finds, with the agreement of the District Attorney, that the offender is inappropriate for a conditional discharge for factors related to the offense Indisonation on a conditional discharge for factors related to the offense Indisonation of the Indisonation of Cec. 1, 2016 - No. 1382.2   Indis India India the defendant used or displayed a girearm while committed the follows. 3	as defined by G.S. 508- 11. Inflenses committed on or i	1(b) with the victin	n. Hu lings that the offense w	helfiműős za	as pad of crimbal	aann activity as define	d in G.S. 14-50	.16A(2)			
10.5 finds in a box-designated offense(s) involved (check ons)   (offenses committing tops. 1, 2016, Noc. 30, 2017) critifinal street gang activity   (offenses committing the one refer Dec. 1, 2017) critifinal gang activity, G.S. 14-60.25.   13. did not grant a conditional discharge under G.S. 90-96(a) because (check all that apply)   like defendant refused to consent.   the Court finds, with the agreement of the District Attorney, that the offender is inappropriate for a conditional discharge for factors related to the offense line that the defendant used or displayed a firearm while committing the follow, G.S. 15A-1382, 2.   15. finds that the defendant used or displayed a firearm while committing the follow, G.S. 15A-1382, 2.   15. finds that the offense involved child abuse or assault or an act defined in G.S. 508-1(a) against a minor. G.S. 15A-1382, 1(a1).   16. finds that the offense involved child abuse or assault or an act defined in G.S. 508-1(a) against a minor. G.S. 15A-1382, 1(a1).   16. finds that the offense involved child abuse or assault or an act defined in G.S. 508-1(a) against a minor. G.S. 15A-1382, 1(a1).   16. finds that in the defendant be imprisoned or a maximum term of pudgment and the defendant be imprisoned or a maximum term of pudgment and the defendant on the defendant is resulted by a more than the custody of the NC DAC.   17. finds that it is given credit for	and that the tetenda	ni was a criminal (	gand leader of organizer as	a defined in G	S. 14-50 (BA(3)	This finding is based or	The determina	lion of			
Counting Content of South and Identification and after Dec. 1, 2017, criminal gang activity, G.S. 14-60.25,   Counting	112. <u>Iln</u> os ine above designate	ed offense(s) involv	ad dheck and   follenses o	committed Dec 1	lission. 1. 2016 - Nov. 39. 201	zı cziminal street gang ad	alvity				
The Court linds, with the agreement of the District Attorney, that the offender is inappropriate for a conditional discharge for factors related to the offens	{	ir atlar Dec. 1, 2017) (	ofminal gang activity, G.S. 14	1-60,25							
14. finds that the defendant used or displayed a firearm while committing the folony. G.S. 15A-1382.2.  15. finds that the offense involved child abuse or assault or an act defined in G.S. 508-1(a) against a minor. G.S. 15A-1382.1(a1).  16. court, having considered evidence, arguments of counsel and statement of defendant, Orders that the above offenses, if more than one, be insolidated for judgment and the defendant be imprisoned.  17. a minimum term of 16 months   toria maximum term of 29 months in the custody of the NC DAC.  17. This sentence shall fun at the expiration of sentence imposed in lite number of defendant shall be given credit for 0 days spent in confinement prior to the date of this Judgment as a result of this charge(s) to be applied ward the sentence imposed above.   imprisonment required for special probation set forth on ACC-CR-603D, Page Two.  17. The Court finds that a [X] longer   shorter period of probation is necessary than the venich is specified in G.S. 15A-1343.2(d).  17. The Court finds that a [X] longer   shorter period of probation is necessary than thet venich is specified in G.S. 15A-1343.2(d).  17. The Court finds that it is NOT appropriate to delegate to the Division of Community Supervision and Reentry the authority to impose any of the requirements in G.S. 15A-1343.2(e) for community punishment or G.S. 15A-1343.2(f) for intermediate punishment.  18. This period of probation shall begin   when the defendant is released from incarceration   at the expiration of the sentence in the case belong to the defendant shall comply with the conditions set forth in file number   County   Co	The Court finds with it	al discharge unde	ir G.S. 90-96(a) because (c la District Attorney, that the c	heck ell that app Mender le insc	oly) the defer	idani refused to conser differel discharge for far	il. Hors related to th	ne offense.			
115. finds that the offense involved child abuse or assault or an act defined in G.S. 508-1(a) against a minor. G.S. 15A-1382.1(a1).  The Court, having considered evidence, arguments of coursel and statement of defendant, Orders that the above offenses, if more than one, be insolidated for judgment and the defendant be imprisoned.  If a minimum term of 16 monitis	14. finds that the defendant	used or displayed	i a firearm while committing	the follow, G	.S. 15A-1382.2.						
for a minimum term of 16 months for a maximum term of 29 months in the custody of the NC DAC.  This sentence shall run at the expiration of sentence imposed in file number ne defendant shall be given credit for U days spent in confinement prior to the date of this Judgment as a result of this charge(s) to be applied ward the sentence imposed above. Imprisonment required for special probation set forth on ACC-GR-603D, Page Two.  SUSPENSION OF SENTENCE Supervised Unsupervised to the conditions set out below, the execution of this sentence is suspended and the defendant is placed on supervised Unsupervised (cobation for 50 months.)  1. The Court finds that a list NOT appropriate to delegate to the Division of Community Supervision and Reentry the authority to impose any of the requirements in G.S. 15A-1343.2(e) for community punishment or G.S. 15A-1343.2(f) for intermediate punishment.  3. This period of probation shall begin when the defendant is released from incarceration at the expiration of the sentence in the case belong the file No.  Offense County Count in the countries of the probation shall provide a DNA sample pursuant to G.S. 15A-268.4. (ADC-GR-319 required)  MONETARY CONDITIONS  Attempty Fine Sentence of the probation supervision for its probation supervision for it	15. finds that the offense in	olved child abuse	or assault or an act define	d in G.S. 509	-1(a) against a mi	nor. G.S. 15A-1382.1(a	1),				
In a minimum term of 16 months   for a maximum term of 29 months in the custody of the NC DAC.  This sentence shall run at the expiration of sentence imposed in file number in defendant shall be given credit for U days spent in confinement prior to the date of this Judgment as a result of this charge(s) to be applied ward the sentence imposed above.   imprisonment required for special probation set forth on ACC-CR-603D, Page Two.  SUSPENSION OF SENTENCE   Suspension of this sentence is suspended and the defendant is placed on   suspension   Unsupervised to the conditions set out below, the execution of this sentence is suspended and the defendant is placed on   suspension   Unsupervised to be conditions set out below, the execution of this sentence is suspended and the defendant is placed on   suspension   Unsupervised to be conditionally to the conditions had a   longer   shorter period of probation is necessary than that which is specified in G.S. 15A-1343.2(d).  2. The Court finds that at   short appropriate to delegate to the Division of Community Supervision and Reentry the authority to impose any of the requirements in G.S. 15A-1343.2(e) for community punishment or G.S. 15A-1343.2(f) for intermediate punishment.  3. This period of probation shall begin   when the defendant is released from incarceration   at the expiration of the sentence   in the case belong to the defendant shall provide a DNA sample pursuant to G.S. 15A-266.4 (AOC-CR-319 required)    4. The defendant shall provide a DNA sample pursuant to G.S. 15A-266.4 (AOC-CR-319 required)   MONETARY CONDITIONS    5. The defendant shall pay to the Clerk of Superior Court the Total Amount Duer's hown below, plus the court as follows:   Total Amount Duer's hown below, pursuant to a schedule   Alterney's Fees   Comm Serv Fee   EHA Fee   SBN Fee   Appt Fee/Alisc   Appt Fee/Alisc   Total Amount Duer's hown below   South Services   Appt Fee/Alisc   Total Amount Duer's hown below   South Services   Appt Fee/Alisc   South Services   South Services   SBN Fee	ne Coun, naving considered e Insolidated for judgment and t	vidence, argumer ihe delendani be i	ille of counsel and statemer	il of defendan	it, Orders that the	abové offenses, il more	than one, be				
This sentence shall run at the expiration of sentence imposed in file number  ne defendant shall be given credit for U days spant in confinement prior to the date of this Judgment as a result of this charge(s) to be applied ward the sentence imposed above. Imprisonment required for special probation set forth an AOC-CR-603D, Page Two.  SUSPENSION OF SENTENCE  SUSPENSION OF SENTENCE  Upleed to the conditions set out below, the execution of this sentence is suspended and the defendant is placed on supervised unsupervised for the conditions set out below, the execution of this sentence is suspended and the defendant is placed on supervised unsupervised for the conditions set out below, the execution of this sentence is suspended and the defendant is placed on supervised unsupervised for months.  1. The Court finds that it is NOT appropriate to delegate to the Division of Community Supervision and Reentry the authority to impose any of the requirements in G.S. 15A-1343.2(e) for community punishment or G.S. 15A-1343.2(f) for intermediate punishment.  3. This period of probation shall begin when the defendant is released from incarceration at the expiration of the sentence in the case beloef the No.    Count				of 29	monlins in the c	ustody of the NC DAC.					
SUSPENSION OF SENTENCE  ubject to the conditions set out below, the execution of this sentence is suspended and the defendant is placed on supervised unsupervised robellon for 60 months.  1. The Court finds that a like it is NOT appropriate to delegate to the Division of Community Supervision and Reentry the authority to impose any of the requirements in G.S. 15A-1343.2(e) for community punishment or G.S. 15A-1343.2(f) for intermediate punishment.  3. This period of probation shall begin when the detendant is released from incarceration at the expiration of the sentence in the case belo file No.  Offense County  MONETARY CONDITIONS  This defendant shall pay to the Clerk of Superior Court the Total Amount Duar shown below, plus the probation supervision fee if placed on supervised robation above, pursuant to a schedule determined by the probation officer.  Set Fine Fine Autometry Fees Community Fees Community Probation States Appl Fee/Misc Total Amount Country States States States Appl Fee/Misc Total Amount Country States States States Appl Fee/Misc Total Amount Country States States States States Appl Fee/Misc Total Amount Country States S	This sentence shall fun at it	e expiration of se	ntence imposed in file rrum	ber				,			
SUSPENSION OF SENTENCE  ubject to the conditions set out below, the execution of this sentence is suspended and the defendant is placed on supervised probation for 50 months.  1. The Court finds that a longer shorter period of probation is necessary than their which is specified in G.S. 15A-1343.2(d).  2. The Court finds that it is NOT appropriate to delegate to the Division of Community Supervision and Reentry the authority to impose any of the requirements in G.S. 15A-1343.2(e) for community punishment or G.S. 15A-1343.2(f) for intermediate punishment.  3. This period of probation shall begin when the detendant is released from incarceration at the expiration of the sentence in the case belowed.  The defendant shall comply with the conditions set forth in file number.  5. The defendant shall provide a DNA sample pursuant to G.S. 15A-266.4, (ADC-CR-319 required)  MONETARY CONDITIONS  The defendant shall provide a DNA sample pursuant to G.S. 15A-266.4, (ADC-CR-319 required)  MONETARY CONDITIONS  The defendant shall provide a Schedule determined by the probation officer. set out by the court as follows:  Set Fine Appl FeeAklisc SBM Fee Appl FeeAklisc SBM Fee Appl FeeAklisc SBM Fee SBM Fee Appl FeeAklisc SBM Fee	ne defendant shall be given cr	edil for U						applied			
ubject to the conditions set out below, the execution of this sentence is suspended and the defendant is placed on supervised probably for	Maio (lie   Teatreuce (mbg	ised above.						S'ON I I			
obation for 60 months.  1. The Court finds that a X longer shorter period of probation is necessary than that which is specified in G.S. 15A-1343.2(c).  2. The Court finds that it is NOT appropriate to delegate to the Division of Community Supervision and Reentry the authority to impose any of the requirements in G.S. 15A-1343.2(c) for community punishment or G.S. 15A-1343.2(f) for intermediate punishment.  3. This period of probation shall begin when the detendant is released from incarceration at the expiration of the sentence in the case belo File No.  Offense County Count Date  4. The defendant shall comply with the conditions set forth in file number.  5. The defendant shall provide a DNA sample pursuant to G.S. 15A-266.4, (ADC-CR-319 required)  MONETARY CONDITIONS  The defendant shall pay to the Clerk of Superior Court the Total Amount Duer shown below, plus the probation supervision fee if placed on supervised robation above, pursuant to a schedule Activities Count Serv Fee EHA Fee SBM Fee Appt Fee/Alice Total Amount Duer Shown Serv Fee EHA Fee SBM Fee Appt Fee/Alice Total Amount Duer Shown Serv Fee EHA Fee SBM Fee Appt Fee/Alice Total Amount Duer Shown Serv Fee SBM Fee Appt Fee/Alice Total Amount Duer Shown Serv Fee SBM Fee Appt Fee/Alice Total Amount Duer Shown Serv Fee SBM Fee Appt Fee/Alice Total Amount Duer Shown Serv Fee SBM Fee Appt Fee/Alice Total Amount Duer Shown Serv Fee SBM Fee Appt Fee/Alice Total Amount Duer Shown Serv Fee SBM Fee Appt Fee/Alice Total Amount Duer Shown Serv Fee SBM Fee Appt Fee/Alice Total Amount Duer Shown Serv Fee SBM Fee Appt Fee/Alice Total Amount Duer Shown Serv Fee/Alice SBM Fee/Alic	ubject to the conditions set or	I helow the eyer				aced on X supervis					
2. The Court finds that it is NOT appropriate to delegate to the Division of Community Supervision and Reentry the authority to impose any of the requirements in G.S. 15A-1343.2(s) for community punishment or G.S. 15A-1343.2(f) for intermediate punishment.  3. This period of probation shall begin when the detendant is released from incarceration at the expiration of the sentence in the case belo File No.    Court   Date	roballon for <u>60</u> mon	ths,			ŕ						
requirements in G.S. 15A-1343.2(e) for community punishment or G.S. 15A-1343.2(f) for intermediate punishment.  3. This period of probation shall begin	1. The Court finds that a	X longer ☐:	shorter period of probatic	on la necessar	y than that which	is specified in G.S. 15/	1-1343,2(d).				
3. This period of probation shall begin when the detendant is released from incarceration at the expiration of the sentence in the case belo File No.  Offense County Count  4. The defendant shall comply with the conditions set forth in file number  5. The defendant shall provide a DNA sample pursuant to G.S. 15A-266.4. (ADC-CR-319 required)  MONETARY CONDITIONS  MONETARY CONDITIONS  The defendant shall pay to the Clerk of Superior Court the "Total Amount Due" shown below, plus the probation supervision fee if placed on supervised robation above, pursuant to a schedule determined by the probation officer. set out by the court as follows:  Set Fine Sent Fee Appt Fee/Misc Total Amount Due Serv Fee EHA Fee Sent Fee Appt Fee/Misc Sent Fee Sent Fee Appt Fee/Misc Sent Fee Sent Fee Sent Fee Appt Fee/Misc Sent Fee Sent	z. The Countings that it is	NOT appropriate	to delegate to the Division	Of Community	y Supervision and	Reentry the authority to	o impose any o	t the			
File No.    County   County   County   County   County	<ol> <li>This period of probation</li> </ol>	shall begin	vinen the detendant is release	sed from Incar	rceration   at the	te expiration of the sen	ience in the c	ase below.			
S. The defendant shall provide a DNA sample pursuant to G.S. 15A-268.4, (AOC-CR-319 required)  MONETARY CONDITIONS  The defendant shall pay to the Clerk of Superior Court the "Total Amount Dua" shown below, plus the probation supervision fee if placed on supervised robation above, pursuant to a schedule determined by the probation officer. set out by the court as follows:    Set   Fine	File No.			- management and							
S. The defendant shall provide a DNA sample pursuant to G.S. 15A-268.4, (AOC-CR-319 required)  MONETARY CONDITIONS  The defendant shall pay to the Clerk of Superior Court the "Total Amount Due" shown below, plus the probation supervision fee if placed on supervised robation above, pursuant to a schedule determined by the probation officer. set out by the court as follows:    Since   Fine	4. The defendant shall con	now with the con-	litions set forth in file number	er							
MONETARY CONDITIONS  The defendant shall pay to the Clerk of Superior Court the "Total Amount Due" shown below, plus the probation supervision fee if placed an supervised robation above, pursuant to a schedule determined by the probation officer. set out by the court as follows:    State   Fine	5. The defendant shall pro	vide a DNA samb	le pursuant to G.S. 15A-26	6.4, (ADC-CR							
robation above, pursuant to a schedule determined by the probation officer. set out by the court as follows:    Set out by the court as follows:   Fine     Fine		State of the state of	MONETARY	CONDITION	ONS TOTAL			7 11"			
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		,,,,,,,,					Total Amount	N			
See altached "Restitution Worksheet, Notice And Order (tnittal Sentencing)" AOC-CR-611, which is incorporated by reference.							- <b>1</b> 55	SPONI			
The Court finds just cause to waive costs, as ordered on the attached AOC-CR-618. Other	The Court finds just cause !	o waive costs, as	ordered on the attached	AOC-CR-	618. Other:			EXHII			
Upon payment of the "Total Amount Due," the probation officer may transfer the defendant to unsupervised probation.  Majerial opposite unmarked squares is to be disregarded as surplusage.  ACC-CR-603D, Rev. 1/23, © 2023 Administrative Office of the Courts  (Cvar)	Upon payment of the "Total	Amount Due,* the	e probation officer may tran	sier the defen	dant to unsupervi	sed probation.	bles				
AOC-CR-603D, Rev. 1/23, @ 2023 Administrative Office of the Courts (Com)	AOC-CR-603D, Rev. 1/23, @	2023 Administrati	ve Office of the Courts	(Cypr)				1			

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Park di	REGULAR CON	DITIONS OF PE	OBATION - G.S. 15A-1343(b)	1 Thirt land 312 3 mass at 1500
NOTE: Any probation	enary judgmeni may be extended pursuent to G. other deadly weepon listed in G.S. 14-269. (3)	S. 15A-1342 The date	OBATION - G.S. 18A-1343(b)	
schlosive device, or	Tother deadly weapon listed in Q.S. 14-259. (3) I for suitable employment, and abide by all rules	Remain gainfully and at	ndant anali: (1) Commit no cibninal oficials in i	any jurisdiction. (2) Possess no firearm,
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attached A	DC-CR-603D, Page Two, Side Two.	THE COLUMN THE	ionos and mereiole wakes luë additious	I maings and orders on the
	SPECIAL CONDI	TIONS OF PRO	BATION - G.S. 15A-1343(b1)	Terror construction
The delendant shi	all also comply with the following special of the defendent's drivers license to the Cler	ondillone which the	DATION - 6.5. 15A-1343(D1)	L. N. SETS
16. Surrender	the defendent's drivers license to the Cler hicle for a period of or	k of Superior Count	countinos are reasonably related to the	defendant's rehabilitation:
a motor ve	hicle for a period of or	Until relicensed by it	or hansturrentiabilitation to the tutision (	of Motor Vehicles and not operate
17. Successful	lly pass the General Education Devalopment in its process of community service of community services of community se	ant Test (G.E.D.) dur	ing the first	is later.
L. 10. Complete	hours of community service of The [ee prescribed by G.S. 1438-1483]	luring the first	days of the paried of probation of	enod of probation,
rocialisio.	r. The fee prescribed by G.S. 1438-1483 and pursuant to the schedule set out	s not due baca	USE it is assessed in a room adjudicated	a distance by the Boldial Selvices
End before	aid pursuant to the screedule set out beguirning service.	under Monetary Cor	nditions on the reverse. Twithin	tlavs of this Judament
19 Report for	initial evaluation by		Lught 1	- and anaginesit
participate	1) all full endication concession troop	Water 1		
other thera	ना all further evaluation, counseling, treatmouter requirements of those programs or	neur of soncation bi	ograms recommended as a result of tha	l evaluation, and comply with all
20. Not assaut	I threaten harass he found to be on the e	barriage at the state of the st		
"Conlact" i	ncludas any defendant-initiated contact, d giving, telefacsimile machine or through a	rect or indirect by a	e or, or have any contact with	8
pager, gift-	giving, telefacsimile machine or through a	ny other nerson, eye	ay means, including, but not limited to, te	dephone, personal contact, e-mail.
The state of the s	III BILBIBI CONSUMPTION and achorit to non	Company and a second and a second and a second		in Desalte II of
Tari Daugi	a substance abuse assessment has identi	fled defendant's alco	tofing for a period of da	ys, months, the Court having
DAY TI	TE COST AND RESTITUTION  INTS OF A CHARITABLE O	IT TYPE OF ALSE	the experience of the second pounds,	
4.0000T	TE COST WAD RESISTATIO	M. HE IZ BEOJ	HIBITED ACCESS TO ANY	FINANCIAL
かんかんし	INTS OF A CHARITABLE O	R 501 C3 ORG	ANIZATION WHILE ON PI	ROBATION ANY
TERRER	MISSED CONSECUTIVE PA	YMENTS, HI	SISTO BECTTED BACK TO	OCOURT
		· <del>-, -</del>		J COUKT.
V 22 Communication	la de la companya de			
TO 50' COURT AND	h the Special Conditions Of Probation whi	ch are set forth on A	OC-CR-603D, Page Two.	
	ORDERC	ECOMMITMEN	The state of the s	THE A PROCESS OF THE PARTY OF T
1. It is ORDE	RED that the Clark deliver the positional	C GOMMA HANTIA	TAPPEAL ENTRIES [30]	
officer caus	RED that the Clerk deliver two certified co se the defendant to be delivered with these	bies of tota hindawer	it and Commitment to the sheriff or other	' qualified officer and that the
until the de	fendant shall have complied with the con-	illong of rains	n) or the abanch trained of the tenetre t	o serve the sentence imposed or
2. The defend	lant gives notice of appeal from the judgm stion refease are set forth on form AOC-CI	and of the trial	ding appeal,	
post-convic	lion release are set forth on form AOC-CI	ent of the fuel conf( )	to the Appellate Division, Appeal entries	and any conditions of
	\$100 Sept. 200 S			
Date		SIGNATURE O		
07/28/2023	Name Of Presiding Judge (type or prin		Signspin Ol Pięsiding Judge	1
	THE HONORABLE IMELDA J	PATE	I amelela 7	100
the state of	THE PARTY OF THE	CERTIFICA	TION I WE WALLES THE BOY.	10.373
I certify that this Ju	lagment and the attachment(s) marked be obtained the	low is a irue and dan	The state of the s	E
1. Appellate E	htries (AOC-CR-350)	TO DIE SEE SEE SEE	rivious copy of the Original which is on file	in this case.
☐ 3' haddweut 8	Suspending Sentence (ACC, CR, ACC)	ioa Twot sou	6. Judicial Findings As To Required D	NA Sample (AOC-CR-319)
	Caciledon II ambaliani	-	7. Judicial Findings And Order For Se	x Offenders - Suspended
T 3' L\$louA Yng	9ment Findings Of Approvation And Millor	lling Factors	Sentence (ADC-CR-615, Side Two	)
	נטעי	The last	8. Convicted Sex Offender Permanen	I No Contact Order (AOC-CR-620)
A Benining	Miligation Findings (AOC-CR-606)	-	9. Additional File No.(s) And Offenset: 10. Other:	s) (AOU-UK-825)
(AOC-CR-6	WORKSheel Notice And Order United Come	encing)	The state of the s	*
Dafe Q (00-0) (00	(11)			
	Date Certified Copies Delivered To Sherif	Signature Of Clerk	□ De	puly CSC Asst CSC
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			1 5-41	

	STATE VERSUS									File No.	22CRS27	1865		51	
Name Of	Defendant STEVEN DAN		<del>(1</del>							<u></u>					
NOTE: Use this page with AOC-CR-603D, "Judgment Suspending Sentence - Felony"; AOC-CR-604D, "Judgment Suspending Sentence - Misdemeanor"; AOC-CR-619D, "Conditional Discharge Under G.S. 90-96(a)"; AOC-CR-621D, "Conditional Discharge Under G.S. 14-50.29"; AOC-CR-627D, "Conditional Discharge Under G.S. 14-204(b)"; AOC-CR-632D, "Conditional Discharge Under G.S. 14-204(b)"; AOC-CR-632D, "Conditional Discharge Under G.S. 15A-1341(a4)"; AOC-CR-633D, "Conditional Discharge Under G.S. 15A-1341(a5)"; or AOC-CR-636D, "Conditional Discharge Under G.S. 15A-1341(a5)"; or AOC-CR-636D, "Conditional Discharge Under G.S. 14-277.8"; for offenses committed on or after Dec. 1, 2016.															
5.4	COMMUNITY AND INTERMEDIATE PROBATION CONDITIONS - G.S. 15A-1343(a1)														
case(s)	, the defendant southing to house tules, regulations under Monetary employment Other:  Complete	shall also arrest with a second direction of the country of the co	comply to the ecolors of the ecolors	with only of the efen	the followin monitoring, probation dant may le a course ounity service thanks and the course of the	conditions of proting conditions of proting conditions of proting remain at the description of the conditions of study where the first is a not during the first is mot during the first is mother than the first	oballon, lendant's such moi se for the atlonal tr	which many resident intoring, following alning.	ay bece for and purple purple purple section and purple section are section as a section are	e imposed i r a period o pay the fees pose(s) and ne period o	or any communit  f d  s prescribed in G  as otherwise pe  f probation, as di  adjudicated dui	y or inter ays. [ .5. 15A-1 armitted by rected by	mediate ] month:  343(c) a py the pro y the judi name terr	pulli s, abi is pro oballo ctal s n of o	ervices
<u> </u>	lio be paid of this Judgin Other: Submit to the fol	pursua	nt to the before be	schi egini	edule set ol ling service	it under Monetar	y Conditi	ons in the	e "Ju	dgment Su	spanding Senten	ce.	Asitinti		(other
	local confinement,	facility). Leoninos	and and	pay ,	juil leas. Th	ie defendant ahal Jartua-deu at ibrea.	l report la	isdoz e r	riods riods	dition to sec aniv large	क्षताच पारता हार, धना न	111 4 441,71	,	nd in	ло тоге
	than three separat	e months :	dudng ihe	1	od of grobation	on. To imposa speci Dale	ы ргооци Ноис	on under t ∐AM	1. 1	0,4-1301, 301	Daie	Hour	MALT	for	☐2 days
		<u> </u>	DPM	for	□3 dāys		Deliver	□ PM		3 days	Dale	Hour	□ PM □ AM	+	□3 days □2 days
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□4.	Obtain a substa	ince abus		sine		ng, or treatment a	as follows	-1							
	found that a sul	ostance a	ibuse as	sess	meni has k	continuous zicot dentified defende development proj	nt's alcof	not deper	a pei	iod of cy or chroni	days days	, []m	onihs, il	ne Co	ourt having
7.	Submit to satell	ile-based	i rnonitor	ring,	if required	on the attached A					F 75.3005	* ***************************	क्या स्ट्रा	्राज्य	
		***	G 30 %,5	:		INTERMEDI	ATE PL	JNISHI	MEN	ITS	still to the	{indon a "Judon	nent Sus	nend	ina
Sente	in addition to complying with the regular and any special, community, or intermediate conditions of probation set forth in the "Judgment Suspending Sentence" or herein for the above case(s), the defendant shall also comply with the following intermediate punishment(s) under G.S. 15A-1340,11(6),    Image: Special Probation - G.S. 15A-1351														
  □2	K. E. Pay jail H. Other:	lees.	F. W	ork r	elease is re	ty and Recove	_]G, Si	ubstance	158	se treatmer	nt is recommende		regular t	) dsis	as diracted
	Comply with It to participate It Other:	ne ruies d In court s	upervisio	on at	nd any sore	ening, evaluation	, and tre	eiment o	rgere	ed by the cu	RH1.		<u></u>		· · · · · · · · · · · · · · · · · · ·
		:, 1	INT	ÉRI	VEDIATE	CONDITION	SOFF	ROBA	110	N - G.S.	15A-1343(b4	) in interest	dista con	lillono	nl ntobation
totop:	required by the de red by G S, 143B- nent for an offense in parmission to le silon officer, kespir	lendant's p 1483, but n nadjudical Gve by the ng all appo	probation no fee she ed in the r court or t sintments	office ill be same he de by ab	er, perform co due if the Co ferm of cour itendant's pro itendant's pro itendant's pro- itendant's pro- itendant's pro- itendant course.	eddition to the terms mmunity service un munity service un munity service un t. (2) Not use, poss obstion officer. (4) i nites, regulations, a mist opposite unmarker histrative Office o	ider the au unity servi- ess, or co sanicipale nd direction to service to iOver	opervision  ce as a sp  introl alcoi  in any ev  in of each  lo be disce  i	of the recial hol. (i raluati r prog	e chylelon of I equalition of I 3) Remain wi ion, courselli ram,	communiy superv Probellon and asse Thin the defendant ng, trealment, or ed	ssed the f s county o	es in this I tesident	លេ កប្រ ព្រះស្រី ព្រះស្រី	ent or any ass granted

## STATE OF NORTH CAROLINA

### COUNTY OF WAKE

# IN THE OFFICE OF ADMINISTRATIVE HEARINGS 24 DOJ 00396

Steven Daniel Smith Petitioner,	OPPICIAL DECORD INDEX CITEET
v.	OFFICIAL RECORD INDEX SHEET
North Carolina Alarm Systems Licensing Board Respondent.	
RECOMMENDED DECISION	
DOCUMENTS SECTION I Petition (Article 3 Agencies only) Request for Designation of ALJ (Article 3A Boards & Notice of Contested Case & Order of Assignment Order(s) of Reassignment Order for Prehearing Statements Scheduling Orders Notice(s) of Representation Document Constituting Agency Action Hearing Assistant/Court Reporter Request Form Motion & Order of Consolidation	Commissions <b>only</b> )
SECTION II  Prehearing Statements  Notice of Prehearing Conference  Motions/Responses/Briefs/Rulings Report of Mediator  Report of Settlement Conference	-
SECTION III  X Notices of Hearings  Return of Service on Subpoenas and Notices  Motions and Orders of Continuance  Prehearing Order	
SECTION IV  X_ Parties' Proposed Decisions Other Post Hearing Submissions	
SECTION V  X_ Exhibits  Offers of Proof	
SECTION VI X Miscellaneous documents Request for transcript Transcript Hearing tapes (when necessary)	