



BEFORE THE ARIZONA STATE
BOARD OF TECHNICAL REGISTRATION

In the Matter of:)
Desert Fire Services)
Alarm Business No. 20809)
Respondent Alarm Business)

Case No.: AL18-001

CONSENT AGREEMENT
and
ORDER OF DISCIPLINE

In the interest of a prompt and judicious resolution of the above-captioned matter before the Arizona State Board of Technical Registration (“Board”) and consistent with the public interest, statutory requirements, and the responsibilities of the Board, and pursuant to A.R.S. § 32-101 et seq., and A.A.C. R4-30-120(G), the undersigned party, Desert Fire Services (“Respondent Alarm Business”), holder of Registration No. 20809, and the Board enter into the following Recitals, Findings of Fact, Conclusions of Law and Order (“Consent Agreement”) as a final disposition of this matter.

RECITALS

1. Respondent Alarm Business has read and understands this Consent Agreement and has had the opportunity to discuss this Consent Agreement with an attorney, or has waived the opportunity to discuss this Consent Agreement with an attorney.

2. Respondent Alarm Business understands that he has a right to a public administrative hearing concerning this case. He further acknowledges that at such formal hearing he could present evidence and cross-examine witnesses. By entering into this Consent Agreement, Respondent Alarm Business knowingly, voluntarily, and irrevocably waives his right to such an administrative hearing, as well as rights of rehearing, review, reconsideration, appeal, judicial review or any other administrative and/or judicial action concerning the matters set forth herein.

3. Respondent Alarm Business affirmatively agrees that this Consent

1 Agreement shall be irrevocable.

2 4. Respondent Alarm Business understands that this Consent Agreement or any
3 part of the agreement may be considered in any future disciplinary action by the Board
4 against him.

5 5. The Consent Agreement, any record prepared in this matter, all investigative
6 materials prepared or received by the Board and all related exhibits and materials, are
7 public records (as defined in A.R.S. § 41-158.18) upon acceptance by the Board of this
8 Consent Agreement and may be retained in the Board's files pertaining to this matter.

9 6. Respondent Alarm Business understands this Consent Agreement deals with
10 Board case number AL18-001 involving allegations that Respondent Alarm Business
11 engaged in conduct that would subject him to discipline under the Board's statutes and
12 rules. The investigation into these allegations against Respondent Alarm Business shall
13 be concluded upon the Board's adoption of this Consent Agreement.

14 7. Respondent Alarm Business understands that this Consent Agreement does
15 not constitute a dismissal or resolution of any other matters currently pending before the
16 Board, if any, and does not constitute any waiver, express or implied, of the Board's
17 statutory authority or jurisdiction regarding any other pending or future investigation,
18 action or proceeding.

19 8. Respondent Alarm Business also understands that acceptance of this Consent
20 Agreement does not preclude any other agency, subdivision, or officer of this State from
21 instituting any other civil or criminal proceedings with respect to the conduct that is the
22 subject of this Consent Agreement.

23 9. Respondent Alarm Business acknowledges and agrees that, upon signing this
24 Consent Agreement and returning this document to the Board's Executive Director, he
25 may not revoke his acceptance of the Consent Agreement or make any modifications to
26 the document regardless of whether the Consent Agreement has been signed on behalf of
27 the Board. Any modification to this original document is ineffective and void unless
28 mutually agreed by the parties in writing.

1 Phoenix, Arizona, without Alarm Business and Controlling Person registration with the
2 Board.

3 4. On or about October 27, 2017, Board staff spoke with Respondent Alarm
4 Business 's office manager Nora Cizek who stated Respondent Alarm Business has been
5 installing and monitoring security alarm systems in Arizona since 2010.

6 **CONCLUSIONS OF LAW**

7 1. The Board has jurisdiction in this matter pursuant to A.R.S. § 32-101, et seq.

8 2. The conduct alleged in the Findings of Fact constitutes grounds for discipline
9 pursuant to A.R.S. § 32-121 and A.R.S. § 32-122.05, in that Respondent Alarm Business
10 conducted alarm business activities in Arizona without alarm business registration or
11 controlling person registration.

12 **ORDER**

13 Based on the foregoing Findings of Fact and Conclusions of Law, the Board issues
14 the following Order:

15 1. **LETTER OF REPRIMAND.** Respondent Alarm Business is hereby issued
16 a Letter of Reprimand.

17 2. **ADMINISTRATIVE PENALTY.** Within sixty (60) days from the
18 effective date of this Consent Agreement, Respondent Alarm Business shall pay an
19 administrative penalty of Five Hundred Fifty Dollars (\$500.00) by certified check or
20 money order made payable to the State of Arizona Board of Technical Registration.

21 3. **COST OF INVESTIGATION.** Within thirty (30) days from the effective
22 date of this Consent Agreement, Respondent Alarm Business shall pay the cost of
23 investigation of this case to the Board in the amount of Two Hundred and Twenty-Seven
24 Dollars (\$227.00) by certified check or money order made payable to the State of
25 Arizona Board of Technical Registration, according to the provisions of A.R.S. § 32-
26 128(H).

27 4. **OBEY ALL LAWS.** Respondent Alarm Business shall obey all federal,
28 state and local laws, as well as, all rules governing the practice of Alarm Business in the

1 State of Arizona. The Board shall consider any violation of this paragraph to be a
2 separate violation of the rules and statues governing the Arizona Board of Technical
3 Registration. The Board may also consider Respondent's non-compliance with this
4 Order as a separate violation of A.R.S. § 32-150.

5 5. RENEWAL OF REGISTRATION. Respondent Alarm Business shall
6 timely renew their Arizona registration as an Alarm Business, and timely pay all required
7 registration fees.

8 6. EFFECTIVE DATE. The effective date of this Consent Agreement is the
9 date the Respondent Alarm Business and Board sign the Consent Agreement. If the dates
10 are different, the effective date is the later of the two dates.


11 7. COSTS OF COMPLIANCE. Respondent Alarm Business shall pay all
12 costs associated with complying with this Consent Agreement.

13 8. NONCOMPLIANCE. If Respondent Alarm Business violates this Order in
14 any way or fails to fulfill the requirements of this Order, the Board, after giving notice
15 and the opportunity to be heard, may revoke, suspend or take other disciplinary actions
16 against the registration. The issue at such a hearing will be limited solely to whether this
17 Order has been violated.

18 ACCEPTED and ORDERED this 27 day of February, 2018.

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21 _____
Alejandro Angel, P.E., Chairman
Arizona State Board of
22 Technical Registration

23
24 Consent Agreement and Order, No. AL18-001 accepted this 12 day of
January, 2018.

25
26 
27 _____
Nora Cizek, on behalf of
Desert Fire Services,
28 Respondent Alarm Business

ORIGINAL filed this 15th day of

1 MARCH, 2018, with:

2 Arizona State Board of Technical Registration
3 1110 W. Washington, Suite 240
Phoenix, AZ 85007

4 **COPY** of the foregoing mailed via Certified Mail
5 No. 9214 8901 9434 4600 0319 41 and

6 First Class mail this 1st day of MARCH, 2018, to:

7 Desert Fire Services
8 4747 E Elliot Road -
#29-333
9 Phoenix AZ 85044

10 By: 

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