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**BEFORE THE ARIZONA STATE
BOARD OF TECHNICAL REGISTRATION**

<p>In the Matter of:</p> <p>Edgar Olivas Alarm Agent #56922</p> <p style="text-align: center;">Respondent</p>	<p style="text-align: center;">Case No. AL20-005</p> <p style="text-align: center;">CONSENT AGREEMENT and ORDER OF DISCIPLINE</p>
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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, Edgar Olivas, Alarm Agent #56922 (Respondent) 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 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 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 knowingly, voluntarily, and irrevocably waives his right to 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 affirmatively agrees that this Consent Agreement shall be irrevocable.

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

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

7 6. Respondent understands this Consent Agreement deals with Board case numbers
8 AL20-005 involving allegations that Respondent engaged in conduct that would subject him to
9 discipline under the Board's statutes and rules. The investigation into these allegations against
10 Respondent shall be concluded upon the Board's adoption of this Consent Agreement.

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

15 8. Respondent also understands that acceptance of this Consent Agreement does not
16 preclude any other agency, subdivision, or officer of this State from instituting any other civil or
17 criminal proceedings with respect to the conduct that is the subject of this Consent Agreement.

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

23 10. This Consent Agreement is subject to the approval of the Board and is effective
24 only when accepted by the Board and signed on behalf of the Board. If the Board does not accept
25 this Consent Agreement, the Board retains its authority to hold a formal administrative hearing
26 pursuant to A.R.S. § 32-128(E). In the event that the Board does not approve this Consent
27 Agreement, it is withdrawn and shall be of no evidentiary value and shall not be relied upon nor
28 introduced in any action by any party, except that the parties agree that should the Board reject

1 this Consent Agreement and this case proceeds to hearing, Respondent shall assert no claim that
2 the Board was prejudiced by its review and discussion of this document or any records relating
3 thereto.

4 11. If a court of competent jurisdiction rules that any part of this Consent Agreement is
5 void or otherwise unenforceable, the remainder of the Consent Agreement shall remain in full
6 force and effect.

7 12. Respondent agrees that the Board will adopt the following Findings of Fact,
8 Conclusions of Law and Order.

9 **FINDINGS OF FACT**

10 1. The Board is the duly constituted authority for the regulation and control of the
11 Alarm Industry in the State of Arizona.

12 2. Respondent has been issued Alarm Agent #56922.

13 3. On September 11, 2019, the Board was notified by the Arizona Department of
14 Public Safety that Respondents fingerprint clearance card was suspended and therefore no longer
15 valid.

16 4. According to the AZ Department of Public Safety Respondent was arrested or
17 fingerprinted for felony possession of a narcotic drug by the Douglas Arizona Police Department
18 on October 16, 1999.

19 **CONCLUSIONS OF LAW**

20 1. The Board has jurisdiction in this matter pursuant to A.R.S. § 32-101, et seq,
21 including A.R.S. § 32.106.02(A).

22 2. The conduct alleged in the Findings of Fact constitutes grounds for discipline
23 pursuant to A.R.S. § 32-128(C)(4) as it relates to A.A.C. R4-30-301(4) in that the Respondent
24 failed to comply with state, municipal, and county laws, codes, ordinances and regulations
25 pertaining to his area of practice.
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ORDER

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

1. **STAYED REVOCATION AND INDEFINITE SUSPENSION OF ALARM AGENT CERTIFICATION.** Respondent's certification as an Alarm Agent, No. 56922 shall be revoked; however, the revocation is stayed and Respondent's certification as an Alarm Agent, No. 56922, shall be suspended indefinitely. During the stayed revocation and indefinite suspension period, Respondent is prohibited from engaging in the practice of Alarm Agent. Upon proof that Respondent's fingerprint clearance card has been fully restored to a valid status, Respondent may file a request with the Board to restore his certification as an Alarm Agent to an active status. If Respondent fails to provide proof to the Board that his fingerprint clearance card has been restored to a valid status within three (3) years of the effective date of this Consent Agreement, the stay of revocation shall be lifted and Respondent's certification as an Alarm Agent, No. 56922 shall be revoked.

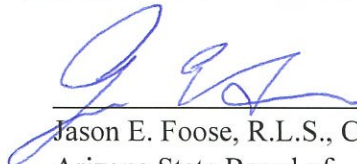
2. **OBEY ALL LAWS.** Respondent shall obey all federal, state and local laws, as well as, all rules governing the practice of Alarm Agent in the State of Arizona. The Board shall consider any violation of this paragraph to be a separate violation of the rules and statutes governing the Arizona Board of Technical Registration. The Board may also consider Respondent's non-compliance with this Order as a separate violation of A.R.S. § 32-150.

3. **EFFECTIVE DATE.** The effective date of this Consent Agreement is the date the Respondent and Board sign the Consent Agreement. If the dates are different, the effective date is the later of the two dates.

4. **COSTS OF COMPLIANCE.** Respondent shall pay all costs associated with complying with this Consent Agreement.

5. **NONCOMPLIANCE.** If Respondent violates this Order in any way or fails to fulfill the requirements of this Order, the Board may seek a Petition for Injunction in accordance with the provisions set forth in A.R.S. § 32-106.01.

1 ACCEPTED and ORDERED this 10TH day of DECEMBER, .

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3 
4 Jason E. Foose, R.L.S., Chairman
5 Arizona State Board of
6 Technical Registration

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8 Consent Agreement and Order, No. AL20-005 accepted this 1st day of November, 2019.

9
10 
11 Edgar Olivas, Respondent

12
13 ORIGINAL filed this 12 day of

14 DECEMBER, 2019, with:

15
16 Arizona State Board of Technical Registration
17 1110 W. Washington, Suite 240
18 Phoenix, AZ 85007

19
20
21
22 COPY of the foregoing mailed via Certified Mail

23 No. 9214 9901 9434 4600 0644 68 and

24 First Class mail this 12 day of DECEMBER, 2019, to:

25
26 Edgar Olivas
27 3441 W Heard Rd
28 Phoenix, AZ 85053

By: 