BEFORE THE ARIZONA STATE
BOARD OF TECHNICAL REGISTRATION

In the Matter of:
David Roman
Non-Registrant
Safeguard America DBA Safe
Home Security
Non-Registered Alarm Business
Respondents

Case No. AL21-001

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, David Roman, Non-Registrant, ("Respondent") and Safeguard America DBA Safe Home Security ("Non-Registered Alarm Business") 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.

REICITALS

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 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 affirmatively agrees that this Consent Agreement shall be irrevocable.

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

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

6. Respondent understands this Consent Agreement deals with Board case number AL21-001 involving allegations that Respondent engaged in conduct that would subject him to discipline under the Board's statutes and rules. The investigation into these allegations against Respondent shall be concluded upon the Board's adoption of this Consent Agreement.

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

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

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

10. This Consent Agreement is subject to the approval of the Board and is effective only when accepted by the Board and signed on behalf of the Board. If the Board does not accept this Consent Agreement, the Board retains its authority to hold a formal administrative hearing pursuant to A.R.S. § 32-128(E). In the event that the Board does not approve this Consent Agreement, it is withdrawn and shall be of no evidentiary value and shall not be relied upon nor
introduced in any action by any party, except that the parties agree that should the Board reject this Consent Agreement and this case proceeds to hearing, Respondent shall assert no claim that the Board was prejudiced by its review and discussion of this document or any records relating thereto.

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

12. Respondent understands that any violation of this Consent Agreement may result in disciplinary action, including suspension or revocation of the registration under A.R.S. § 32-150.

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

**FINDINGS OF FACT**

1. The Board is the duly constituted authority for the regulation and control of the occupation of Alarm Agent in the State of Arizona.

2. The Board is the duly constituted authority for the regulation and control of the practice of Alarm Business in the state of Arizona.

3. On July 8, 2020 the Board received a complaint alleging Respondent Alarm Business was conducting alarm business activities in the State of Arizona without Alarm Business registration.

4. On August 3, 2020 Board staff received a response to the complaint from Christie Carpino, identified as legal counsel for Security Systems, Inc. Ms. Carpino reported that Security Systems Inc. was registered in Arizona under registration number 309201. Board staff responded to Ms. Carpino the same day and verified that while Security Systems Inc. was registered with Board, Safeguard America DBA as Safe Home Security was not registered. Ms. Carpino stated she would have her administration complete the registrations for the DBA's and would forward the certificates.

5. On August 24, 2020 Board staff received an email from Lisa Madrid, identified as the Executive Assistant for Security Systems Inc. Ms. Madrid attached the certification of Alarm
CONCLUSIONS OF LAW

1. The Board has jurisdiction in this matter pursuant to A.R.S. § 32-101, et seq, including A.R.S. § 32-106.02(A).

2. The conduct alleged in the Findings of Fact constitutes grounds for discipline pursuant to A.R.S. § 32-121, 32-122.05 and 32-141(A), in that Respondent and Respondent Alarm Business conducted alarm business activities in Arizona without alarm business registration.

ORDER

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

1. CIVIL PENALTY. Within Sixty (60) days from the effective date of this Consent Agreement, Respondent shall pay a civil penalty of Five Hundred Dollars ($500.00). Payment is to be submitted to the Board by cashier’s check or money order made payable to the Arizona State Board of Technical Registration, according to the provisions of A.R.S. § 32-106.02(A).

2. COST OF INVESTIGATION. Within thirty (30) days from the effective date of this Consent Agreement, Respondent shall pay the cost of investigation of this case to the Board in the amount of Seventy-Two Dollars ($72.00) by certified check or money order made payable to the State of Arizona Board of Technical Registration, according to the provisions of A.R.S. § 32-128(H).

3. OBEY ALL LAWS. Respondent shall obey all federal, state and local laws, related to the practice of Alarm Business in the State of Arizona. The Board shall consider any violation of this paragraph to be a separate violation of the statutes governing the Arizona Board of Technical Registration.

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

6. 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.

ACCEPTED and ORDERED this 27TH day of OCTOBER, 2020.

Jason E. Foose, R.L.S., Chairman
Arizona State Board of Technical Registration

Consent Agreement and Order, No. AL21-001 accepted this 27TH day of OCTOBER, 2020.

David Roman on behalf of himself and Safeguard America DBA Safe Home Security Respondents

ORIGINAL filed this 27TH day of OCTOBER, 2020, with:

Arizona State Board of Technical Registration
1110 W. Washington, Suite 240
Phoenix, AZ  85007
COPY of the foregoing mailed via Certified Mail
No. 9124 8701 9434 4600 0716 89 and
First Class mail this 27 day of October, 2020, to:

David Roman
Safehome Security
1125 Middle Street
Middletown, CT 06457

By: [Signature]