

BEFORE THE ARIZONA STATE BOARD OF TECHNICAL REGISTRATION

In the Matter of: Amber Davison Alarm Controlling Person Certification No. 58018 (Expired) Solvent Security, Inc. Alarm Business Registration No. 18762 (Expired) Respondents

Case No.: AL17-004 & AL19-003

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, Amber Davison ("Respondent"), holder of Certification No. 58018 (Expired), Solvent Security, Inc ("Respondent Alarm Business"), holder of Registration No. 18762 (Expired), 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 she has a right to a public administrative hearing concerning this case. She further acknowledges that at such formal hearing she 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

1 irrevocable.

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

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

8 6. Respondent understands this Consent Agreement deals with Board case
9 number AL17-004 and AL19-003 involving allegations that Respondent engaged in
10 conduct that would subject her to discipline under the Board's statutes and rules. The
11 investigation into these allegations against Respondent shall be concluded upon the
12 Board's adoption of this Consent Agreement.

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

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

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

27 10. This Consent Agreement is subject to the approval of the Board and is
28 effective only when accepted by the Board and signed on behalf of the Board. If the

1 Board does not accept this Consent Agreement, the Board retains its authority to hold a
2 formal administrative hearing pursuant to A.R.S. § 32-128(E). In the event that the
3 Board does not approve this Consent Agreement, it is withdrawn and shall be of no
4 evidentiary value and shall not be relied upon nor introduced in any action by any party,
5 except that the parties agree that should the Board reject this Consent Agreement and this
6 case proceeds to hearing, Respondent shall assert no claim that the Board was prejudiced
7 by its review and discussion of this document or any records relating thereto.

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

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

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

16 **FINDINGS OF FACT**

17 1. The Board is the duly constituted authority for the regulation and control of
18 the practice of Alarm Business in the State of Arizona.

19 2. Respondent is the holder of Arizona Alarm Controlling Person No. 58018.

20 3. Respondent Alarm Business is the holder of Registration No. 18762.

21 4. On September 1, 2017, the Board accepted a Consent Agreement signed by
22 Respondent encompassing the following Order:

- 23 ▪ Administrative Penalty in the amount of \$3000.00, payable in 12 months,
- 24 ▪ Cost of Investigation in the amount of \$746.00, payable in 30 days.

25 5. On October 21, 2018, Board staff filed a complaint against Respondent for
26 failing to comply with the terms of the Board Order for case AL17-004.

27 6. On November 21, 2018, Board staff received a written response from
28 Respondent in which she wrote that Respondent Firm is closed and that Respondent is no

1 longer employed. Respondent requested that the Board accept a final payment of \$250.00
2 to satisfy the remaining administrative penalty. As of January 22, 2019 Respondent still
3 owed \$1250.00.

4 7. On January 22, 2019, the Board reviewed the complaint of non-compliance
5 with Board Order AL17-004 and voted to offer Respondent a Consent Agreement for a
6 Voluntary Surrender of Respondent's Controlling Person Certification and Respondent
7 Alarm Business Registration. The Board also voted to accept a payment of \$250.00 to
8 satisfy and settle Board Order AL17-004, and if not signed within 30 days proceed to
9 formal hearing.

10 CONCLUSIONS OF LAW

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

12 2. The conduct alleged in the Findings of Fact constitutes grounds for discipline
13 pursuant to A.R.S. § 32-150, in that Respondent failed to comply with a Board Order by
14 not paying the Administrative penalty in the required time of the Board Order.

15 ORDER

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

18 1. VOLUNTARY SURRENDER. Respondent agrees to voluntarily surrender
19 her Alarm Controlling Person Certification No. 58018.

20 2. VOLUNTARY SURRENDER OF ALARM BUSINESS REGISTRATION
21 Respondent agrees to voluntarily surrender her Alarm Business Registration No. 18762
22 for Solvent Security, Inc.


23 3. ADMINISTRATIVELY PENALTY. Within 30 days from the effective date
24 of this Consent Agreement, Respondent shall pay an administrative penalty of Two
25 Hundred Fifty Dollars (\$250.00) by certified check or money order made payable to the
26 State of Arizona Board of Technical Registration.

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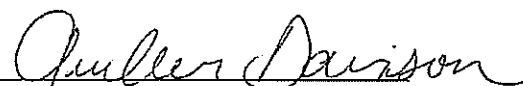
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1 4. EFFECTIVE DATE. The effective date of this Consent Agreement is the
2 date the Respondent and Board sign the Consent Agreement. If the dates are different, the
3 effective date is the later of the two dates.

4 ACCEPTED and ORDERED this 20 day of February, 2019.

5
6 
7 _____
8 Alejandro Angel, P.E., Chairman
9 Arizona State Board of
10 Technical Registration

11 Consent Agreement and Order, No. AL17-004 and No. AL19-003 accepted this
12 8 day of February 2019.

13 
14 _____
15 Amber Davison and on behalf of
16 Solvent Security, Inc., Respondents

17 ORIGINAL filed this 21st day of
18 FEBRUARY, 2019, with:

19 Arizona State Board of Technical Registration
20 1110 W. Washington, Suite 240
21 Phoenix, AZ 85007

22 COPY of the foregoing mailed via Certified Mail
23 No. 9214 8961 9434 4600 0506 21 and
24 First Class mail this 21st day of February, 2019, to:

25 Amber Davison
26 2841 E Wildhorse Dr
27 Gilbert AZ 85297

28 By:  _____