

FILED
FIRE ALARM, BURGLAR ALARM AND
LOCKSMITH ADVISORY COMMITTEE

10/2/11
[Signature]

PAULA T. DOW
 ATTORNEY GENERAL OF NEW JERSEY
 Division of Law
 124 Halsey Street, 5th Floor
 P.O. Box 45029
 Newark, New Jersey 07101
 Attorney for the New Jersey Fire Alarm, Burglar Alarm
 & Locksmith Advisory Committee

STATE OF NEW JERSEY
 DEPARTMENT OF LAW & PUBLIC SAFETY
 DIVISION OF CONSUMER AFFAIRS
 NEW JERSEY STATE FIRE ALARM, BURGLAR ALARM
 & LOCKSMITH ADVISORY COMMITTEE

IN THE MATTER OF THE SUSPENSION OR REVOCATION OF THE LICENSES OF	:	
	:	Administrative Action
	:	
LEE FRIEDMAN	:	PROVISIONAL ORDER OF
Burglar Alarm License	:	DISCIPLINE
No. 34BA00101200	:	
Fire Alarm License	:	
No. 34FA00083700	:	
	:	
TO PRACTICE AS A BURGLAR ALARM & FIRE ALARM LICENSEE IN NEW JERSEY	:	

This matter was opened to the New Jersey State Fire Alarm, Burglar Alarm and Locksmith Advisory Committee ("the Committee") upon receipt of information which the Committee has reviewed and on which the following preliminary findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Lee Friedman ("respondent") is licensed to practice as a burglar alarm installer and a fire alarm installer in the State of New Jersey and has been at all times relevant hereto. Respondent failed to renew his burglar alarm license and his fire alarm license prior to their expiration on August 31, 2010. As a

result, respondent's burglar alarm license and fire alarm license are suspended, pursuant to law, specifically N.J.S.A. 45:1-7.1(b), for failing to renew both licenses within 30 days of their expiration date. (Exhibit A, Certification of George DeLuca, Administrative Analyst, dated October 25, 2010, attached and made a part of hereto).

2. The Committee received information that respondent was arrested on May 14, 2009, by the Parsippany Troy Hills Police Department and charged with one (1) count of "Simple Assault" (N.J.S.A. 2C:12-1A), and one (1) count of "Threaten to Kill" (N.J.S.A. 2C:12-3b). (Exhibit B, Criminal History Review Summary pertaining to Lee Friedman, attached and made a part of hereto).

3. The Committee sent a letter to respondent dated August 4, 2009. The letter requested that respondent provide the Committee with information concerning the arrests, as well as the dispositions of the charges. The letter was sent to respondent's address of record, via regular and certified mail. (Exhibit C, copy of letter dated August 4, 2009, sent to respondent's address of record via regular and certified mail). (Exhibit D, copy of Certified Mail Register Log Sheet indicating mailing of certified letter to respondent's address of record).

4. Respondent failed to provide a response to the August 4, 2009 letter regarding his arrests. (Exhibit A, para. #4). On December 23, 2009, the Committee received a complaint from

consumer H.T. The complaint concerned an alarm system installed by respondent's company, Apollo Alarms, Inc. H.T. stated that respondent did not return numerous phone calls made by the consumer. H.T. called respondent attempting to obtain the correct lock-out dealer code for his alarm system. Eventually respondent did respond, but provided the incorrect dealer code. (Exhibit E, copy of complaint from consumer H.T., attached and made a part of hereto).

5. On December 29, 2009, the Committee received a complaint from consumer J.N. In the complaint, J.N. asserts he accidentally activated his burglar alarm system, but the central security station was not contacted. J.N. called Apollo Alarms and was informed that a technician would be dispatched. After three days, a technician was not dispatched. J.N. called respondent. Respondent indicated he had relocated to Georgia and was no longer involved with his alarm business. Respondent referred J.N. to EEC Alarm Company, another licensed contractor. EEC dispatched a technician to respondent's residence, but could not determine why the central station was not receiving the alarm signal. J.N. states that Apollo Alarms sent invoices to him for monitoring services that were non-existent. (Exhibit F, copy of complaint from consumer J.N., attached and made a part of hereto).

6. Subsequent to receipt of the complaints from H.T. and

J.N., the Committee attempted to contact respondent, via his business telephone number on record with the Committee. Numerous attempts to contact respondent were unsuccessful. Additionally, it was discovered that the renewal applications for respondent's individual burglar alarm and fire alarm licenses, which were mailed to respondent's address on record, were returned to the Committee office. To date, respondent has failed to provide the requested information concerning his arrests and the Committee has been unable to contact respondent concerning the two consumer complaints. (Exhibit A, Certification of George DeLuca, Administrative Analyst, dated October 25, 2010, attached and made a part of hereto).

CONCLUSIONS OF LAW

Respondent's failure to respond to the Board's request for information constitutes a violation of N.J.S.A. 45:1-21(e) in that respondent has engaged in professional misconduct by failing to cooperate with the Board's investigation in contravention of N.J.A.C. 13:45C-1.2 & 1.3. Additionally, respondent's failure to renew his burglar alarm license, and his fire alarm license, within thirty (30) days of its expiration, has resulted in both licenses being currently suspended by application of N.J.S.A. 45:1-7.1(c).

ACCORDINGLY, IT IS, on this 19th day of July, 2011,

ORDERED that:

1. Respondent's licenses, #34BA00101200 & #34FA00083700, both of which are currently suspended by application of N.J.S.A. 45:1-7.1(c), shall be suspended as a disciplinary action until such time as respondent appears before the Committee to discuss his arrest on May 14, 2009 by the Parsippany Troy Hills Police Department, and discusses the complaints received by H.T. and J.N.

2. The within order shall be subject to finalization by the Board at 5:00 p.m. on the 30th business day following entry hereof unless respondent requests a modification or dismissal of the above stated Findings of Fact or Conclusions of Law by:

a) Submitting a written request for modification or dismissal to Executive Director, New Jersey Fire Alarm, Burglar Alarm and Locksmith Advisory Committee, 124 Halsey Street, Sixth Floor, P.O. Box 45042, Newark, New Jersey 07101.

b) Setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed.

c) Submitting any and all documents or other written evidence supporting respondent's request for consideration and reasons therefore or offered in mitigation of penalty.

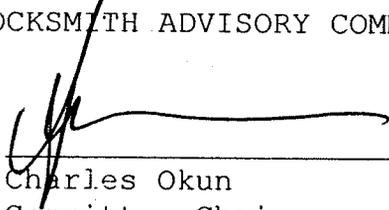
5. Any submissions will be reviewed by the Committee and the committee will thereafter determine whether further

proceedings are necessary. If no material discrepancies are raised through a supplemental submission during the thirty-day period, or if the Committee is not persuaded that the submitted materials merit further consideration, a Final Order of Discipline will be entered.

6. In the event that respondent's submissions establish a need for further proceedings, including, but not limited to, an evidentiary hearing, respondent shall be notified with regard thereto. In the event that an evidentiary hearing is ordered, the preliminary findings of fact and conclusions of law contained herein shall serve as notice of the factual and legal allegations in such proceeding. Further, in the event a hearing is held and upon review of the record, the Committee shall not be limited to the findings, conclusions and sanctions stated herein.

7. Nothing in this order precludes the Board from taking disciplinary action regarding the complaints received from consumers H.T. and J.N. and for respondent's arrest on May 14, 2009.

NEW JERSEY STATE FIRE ALARM, BURGLAR ALARM,
& LOCKSMITH ADVISORY COMMITTEE

By: 

Charles Okun
Committee Chairman

EXHIBIT A

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
NEW JERSEY STATE FIRE ALARM, BURGLAR ALARM
& LOCKSMITH ADVISORY COMMITTEE

IN THE MATTER OF THE SUSPENSION
OR REVOCATION OF THE LICENSE OF

LEE FRIEDMAN
Burglar Alarm License
No. 34BA00101200
Fire Alarm License
No. 34FA00083700

TO PRACTICE AS A BURGLAR ALARM &
FIRE ALARM LICENSEE IN NEW JERSEY

Administrative Action

Certification of
George DeLuca

I, George DeLuca, being of full age, hereby certify:

1. I am an Administrative Analyst with the New Jersey Fire Alarm, Burglar Alarm & Locksmith Advisory Committee, Division of Consumer Affairs, Department of Law and Public Safety. As such, I am the custodian of the records for the Committee. Additionally, I am responsible for communicating and corresponding with licensees in order to obtain their responses to criminal matters and consumer complaints.

2. Lee Friedman was initially licensed as a burglar alarm installer on March 26, 2005 and was assigned license number 34BA00101200. Mr. Friedman was initially licensed as a fire alarm installer on March 26, 2005 and was assigned license number 34FA00083700.

3. Mr. Friedman did not renew his burglar alarm license or his fire alarm license for the renewal period 2010-2013 and has not sought to reinstate either license since that time. As a result, Mr. Friedman's burglar alarm license, and his fire alarm license, have both been administratively suspended.

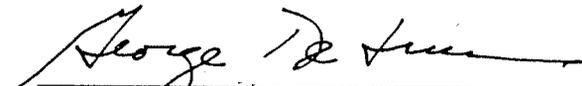
4. On August 4, 2009, I sent a letter to Mr. Friedman, via regular and certified mail, to his address on record with the Committee. The letter requested information related to his arrest on May 19, 2009 by the Parsippany Troy Hills Police Department. Mr. Friedman failed to provide

the requested information, nor did he provide any response.

5. Subsequent to receipt of the complaints from consumer H.T. and consumer J.N. , I attempted to contact Mr. Friedman numerous times via his business telephone number , and his individual phone number, on record with the Committee. All of my attempts were unsuccessful. It appears that the telephone number and address for both Mr. Friedman individually, and for his business, Apollo Alarms, Inc., are non-operative.

6. Mr. Friedman's renewal application for his burglar alarm license, and his fire alarm, which were both sent to his address on record, were both returned to the Committee office.

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements are willfully false, I am subject to punishment.


George DeLuca

OCTOBER 25, 2010
Dated

EXHIBIT B

Name	First	Middle	Last
	Lee	B	Friedman
SSN	158-52-4971		

Address

Apollo Alarm's
2 Osage Trail
Oak Ridge
United States

Phone: (973)201-
Fax: (973)69-
Email: lee_fried

Remarks For Licensee Lee B Friedman

Applicant # 1002199-1002693

As a result of the Flagging System, the following information has been revealed:

1. The above individual was arrested on 05/14/2009 by the Parsippany Troy Hills Police Department for (1) Count 2C:12-1A Simple Assault and (2) Counts 2C:12-3B Threaten To Kill. Agency Case # 09-11353-05/20/09-JSL.

IMO Friedman
A disposition letter was sent to the licensee on 8/4/09. The Committee has not received a response. I have attempted to contact the licensee numerous times and have not been successful. Additionally, the Committee has received two complaints against the business. The telephone number and address for both Mr. Friedman and the business appear to be non-operative. A recommendation will be made for the Committee to refer the matter to the Enforcement Bureau and to suspend Mr. Friedman's licenses.

GD 2/23/10

OK Help Cancel

EXHIBIT C



JON S. CORZINE
Governor

New Jersey Office of the Attorney General

Division of Consumer Affairs
Fire Alarm, Burglar Alarm and Locksmith Advisory Committee
124 Halsey Street, 6th Floor, Newark, NJ 07102



ANNE MILGRAM
Attorney General

DAVID M. SZUCHMAN
Director

Mailing Address:
P.O. Box 45042
Newark, NJ 07101
(973) 504-6245

By Certified and Regular Mail

August 4, 2009

Lee Friedman
Apollo Alarms, Inc.
2 Osage Trail
Oak Ridge, NJ 07438

Re: Arrest on May 14, 2009; Parsippany Troy Hills Police Department
Burglar Alarm License No. 34BA00101200
Fire Alarm License No. 34FA00083700

Dear Mr. Friedman:

It was recently brought to the attention of the New Jersey Fire Alarm, Burglar Alarm and Locksmith Advisory Committee that you were arrested on May 14, 2009 by the Parsippany Troy Hills Police Department and charged with One (1) Count Simple Assault (2C:12-1A) and One (1) Count Threaten To Kill (2C:12-3B).

As a result, the Committee has instructed me to contact you in order to obtain additional information regarding the status and disposition of the charge. The Committee is requesting the information pursuant to N.J.S.A. 45:1-18.

Please be advised that a licensee has a duty to cooperate with the Committee pursuant to N.J.A.C. 13:45C-1.2. Failure to cooperate can be deemed professional misconduct, pursuant to N.J.S.A. 45:1-21(e), and can result in disciplinary action being taken against your license.

Please provide the requested information to the Committee no later than August 26, 2009. This will allow the Committee the opportunity to consider your response at the next Committee meeting.

Thank you for your cooperation in this matter. If you have any questions, please do not hesitate to contact the Advisory Committee office.

Very truly yours,

George De Luca
Administrative analyst

c: Joseph Donofrio, Deputy Attorney General

EXHIBIT D

**FIRE ALARM, BURGLAR ALARM &
LOCKSMITH ADVISORY COMMITTEE**

Check type of mail or service:

- Certified
- COD
- Delivery Confirmation
- Express Mail
- Insured
- Recorded Delivery (International)
- Registered
- Return Receipt for Merchandise
- Signature Confirmation

Affix Stamp Here
(If issued as a
certificate of mailing,
or for additional
copies of this bill)
Postmark and
Date of Receipt

Article Number	Addressee (Name, Street, City, State, & ZIP Code)	Postage	Fee	Handling Charge	Actual Value if Registered	Insured Value	Due Sender if COD	DC Fee	SC Fee	SH Fee	RD Fee	RR Fee
1. 7005 3110 0001 0150 3067	Lee Friedman Apollo Alarms, Inc. 2 Osage Trail Oak Ridge, NJ 07438											
2.												
3.												
4.												
5.												
6.												
7.												
8.												
Total Number of Pieces Listed by Sender	Total Number of Pieces Received at Post Office	Postmaster, Per (Name of receiving employee)		See Privacy Act Statement on Reverse								



Delivery Confirmation

EXHIBIT E

Descriptions for Questions 6 & 7

In February, 2002, a fire and burglary alarm system was installed in our home at 17 Beech Place Denville, NJ 07834 by Apollo Alarms Inc.. The monitoring company used by Apollo Alarms Inc. is C.M. S. Monitoring Inc. 2211 Route 12, Medford NY 11763, 631-289-2800. In November, 2006 a fire and burglary alarm system was installed in our south Jersey home at 1000 West Chicago Blvd. in Sea Girt NJ 08750 by Apollo Alarms, Inc. Each year since 2002, we were paying for a service contract and monitoring of both homes through Apollo Alarms, Inc. (See Attachment A, C.M.S. Certificate)

In October, 2009, we realized we were not receiving bills from Apollo for the service contract (which we received quarterly) and our records indicated we did not receive a bill for the monitoring of our Sea Girt home for 11/09-11/10. We tried calling Apollo Alarms and through a voice message was referred to contact Lee Friedman for Apollo Alarms questions at 1-770-657-3784. After calling several times, Mr. Friedman returned our calls and advised us that he was working in Kentucky/Tennessee and was very evasive about the status of Apollo Alarms, Inc. At that time, Mr. Friedman gave us Sheila Kahn's (Apollo Alarms' President) home phone number (973-697-0315) for further information. During this call, we also asked Mr. Friedman for the Apollo Dealer Code for both homes so if we needed to secure a new company, we would not need to purchase new key pads and panel. The dealer code he gave us proved to be incorrect for our Sea Girt home (we have not tried it on our Denville home since monitoring with C.M. S., Apollo Alarms' monitoring company, does not expire until March 2010). We begged him with numerous phone calls to give us the correct lock out dealer code for both of our alarm systems since it was obvious we needed to secure a new company to monitor our homes since Apollo Alarms was not functioning in support of their customers. Ms. Kahn returned only one call in which she indicated she would get back to us after further investigation. To date after numerous calls, she has not called back. We continued to call after that to inform them the code was incorrect and to confirm our position as customers but neither Ms. Kahn nor Mr. Friedman returned our calls. The correct dealer code would have prevented us from purchasing new key pads and a panel box which is far more expensive than just reprogramming the system. Since our records indicated our monitoring would expire at the end of November, 2009 for our Sea Girt home, we had no choice but to secure another company to monitor our home. (See Attachment C, Contract for new monitoring company & Invoice and canceled check confirming payment of new key pads, panel and 1 year of monitoring with new company)

We are asking for some compensation for the expense of replacing the key pads and panel for our Sea Girt home and for the correct dealer code for our Denville home in order to lessen the expense of converting the Denville home to a new alarm company in March 2010.

Thank you.

EXHIBIT F

Thank You For Filling Out This Form

Below is what you submitted to ocpcom@dca.lps.state.nj.us on Monday, December 28, 2009 at 18:41:15

PrintNow:: PLEASE PRINT THIS COMPLAINT CONFIRMATION FOR YOUR RECORDS

ConsumerLastName: Nielsen Jr.

ConsumerFirstName: James

Consumer Street: 130 Jacobs Road

Consumer City: Rockaway

Consumer State: NJ

Consumer ZIP: 07866

Consumer Home phone: 973-879-0909

Consumerdaytimephone: 973-879-0909, 908-722-5640

Consumer Age Group: 60+

Business Name: Apollo Alarms, Inc.

Business Street: 2 Osage Trail

Business City: Oak Ridge

Business State: NJ

Business phone 1: 973-697-0315

Business phone 2: 973-983-9000

nature of complaint: other

nature of complaint other:: Licensed alarm company that was serving a large number of residential and business locations.

2a New or Used?: No answer provided

2b. Leased or purchased?: No answer provided

2c. purchase price: \$

2. **warranty, service contractor as is:** No answer provided

3. **name of company with which you dealt:** Apollo Alarms Inc.

4. **company agents/employees:** Lee Friedman - President Sheila Friedman - Vice President

5. **Complaint related docs:** Yes

6. **Complaint Description:** Apollo Alarms Inc. served my residence and the business I worked for at least 10 to 12 years. The alarms systems would call a central station when triggered. The systems were set up to detect both break-ins and fire/smoke. On August 20, 2009 I accidentally set the burglar system at my residence off and found that it was unable to contact the central security station. I called the main number of Apollo Alarms and spoke with Sheila Friedman. She said she would have a technician contact me about repairing the my alarm system. After approximately three days I called Apollo Alarms again several times. No one would return the call. After locating the cellphone number for Lee Friedman, I left a message. He eventually returned the call and said that he had relocated to Georgia and had left his alarm business in NJ to begin another business in Georgia. He told me that his wife Sheila had been taking all the calls, maintenance, and monitoring fees from Apollo Alarms for herself, and that she was unlicensed to do this. Mr. Friedman referred me to EEC alarm company that was run by Al Cardasi (973-887-0122). When Mr. Cardasi tested the alarm system he said that he did not know why the central station was no longer taking alarms from systems. Many further calls from me to Apollo were never returned. Mr. Cardasi of EEC arranged for alarms to go to a new central station company. His bill for reprogramming the alarm was \$165.82. His bill for establishing new central station monitoring service was \$262.15. Apollo Alarms Inc. has continued to send invoices to my residence for monitoring services that are non-existent and has even added "LATE CHARGES" of almost 17%. Telephone calls regarding these bills are not responded to. It is not clear that Apollo Alarms, Inc. is providing consistent and reliable alarm service to all of it's other clients. My complaint is less about my dollar loss and more about how a licensed alarm company can be permitted to continue to operate when so many lives and so much property is at stake. What is the purpose of the state granting a license? If I had not found out accidentally that my alarm system did not work, my home could have burned to the ground. My home is in a very rural area. My wife and children were unprotected. Many businesses like gas stations and jewelry stores are depending upon Apollo alarm systems to alert authorities to robbers and other problems. Apollo Alarms can still not be reached, at least will not return my calls, and continue to send invoices. Their telephone numbers are: 973-983-~~9838~~⁹⁰⁰⁰, 973-208-8010, 973-697-0315, Mr. Friedman cellphone: 973-856-0810.

7. **loss amount:** \$427.30

submit: Submit Complaint

- Office of Consumer Protection

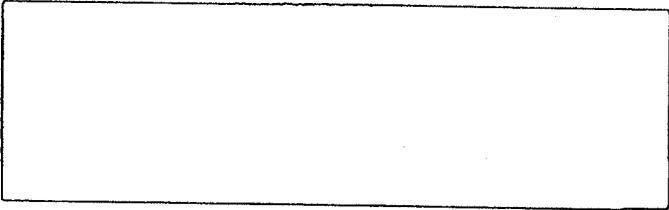
FormMail © Matt Wright
A Free Product of Matt's Script Archive, Inc.

APOLLO ALARMS INC
2 OSAGE TRAIL
OAK RIDGE, NJ 07438
973-983-9000

STATEMENT

Date: 10/03/09
 Page: 1

James Nielsen
 130 Jacobs Road
 Rockaway, NJ 07866



Account No	Invoice No	P.O Number	Sales Person	Please Pay This Amount
A17139				280.96
Description				Tax Amount
8/05/2009 Inv#:R2384 For SEP 1, 2009 To AUG 31, 2010				240.96
LATE CHARGES				40.00

Total Charges	280.96
Sales Tax	0.00
Total Due	280.96