



CHRIS CHRISTIE  
Governor

KIM GUADAGNO  
Lt. Governor

## New Jersey Office of the Attorney General

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

[www.njconsumeraffairs.gov/fbi](http://www.njconsumeraffairs.gov/fbi)



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

### **CORRECTED UNIFORM PENALTY LETTER**

April 5, 2012

#### **Via Certified and Regular Mail**

Atlantic Lock & Safe, Inc.  
100 Main Street  
Bradley Beach, NJ 07720  
Attn: Richard King

**Re: IMO Uniform Penalty Letter  
NOTICE OF CHARGES for Unlicensed Practice**

Dear Mr. King:

You are advised that the New Jersey Fire Alarm, Burglar Alarm and Locksmith Advisory Committee has had an opportunity to review evidence that you have offered and/or engaged in the unlicensed provision of locksmithing services in violation of N.J.S.A. 45:5A-23 et seq. and N.J.A.C. 13:31A et seq. Please note that this Uniform Penalty Letter and Acknowledgment are public documents.

The following information has been gathered:

- A complaint was filed in July 2009 with regard to allegations of unlicensed practice. Information was received that Atlantic Lock & Safe, Inc. was providing locksmithing services while unlicensed;
- A Cease and Desist Order (Offer Of Settlement In Lieu Of Formal Disciplinary Proceeding), dated July 16, 2009, was sent to Atlantic Lock & Safe, Inc. via Certified and Regular Mail. At that time, the Advisory Committee did not stipulate a penalty, An Acknowledgement, dated July 29, 2009, was received at the Advisory Committee office. The Acknowledgement was signed by Joseph King. Please be advised the Acknowledgement specified that Atlantic Lock & Safe, Inc. admitted to advertising and engaging in the unlicensed provision of locksmithing services, and, that Atlantic Lock & Safe, Inc. would cease and desist from advertising and engaging in the unlicensed provision of locksmithing services;

- Subsequent to receipt of the Acknowledgement was signed by Joseph King, the Advisory Committee was informed that Atlantic Lock & Safe, Inc. continued to engage in the unlicensed provision of locksmithing services. A second Cease and Desist Order (Offer Of Settlement In Lieu Of Formal Disciplinary Proceeding), dated December 17, 2009, including payment of a penalty in the amount of \$2,500, was served by an assigned investigator with the New Jersey Division of Consumer Affairs Enforcement Bureau to Atlantic Lock & Safe, Inc. The Order was signed on December 18, 2009 by Richard King. However, the Advisory Committee has not received the signed Acknowledgement nor payment of the penalty by Atlantic Lock & Safe, Inc. as stipulated in the Cease and Desist Order;

- As of this date, records of the Advisory Committee indicate that no individual affiliated with Atlantic Lock & Safe, Inc. has obtained a locksmith license. Accordingly, Atlantic Lock & Safe, Inc. has not obtained a business license which is required to provide locksmithing services in the State of New Jersey.

To avoid further proceedings, the Advisory Committee has determined that it will first offer you an opportunity to amicably resolve this matter. Should you wish to do so, then you should "check" the first option on the attached Acknowledgment and sign and return it to the above address within thirty (30) days of the date of this letter. If you choose this option, then you agree to the charge(s) of unlicensed practice and, further, agree to: (1) immediately cease and desist from the unlicensed provision of locksmithing services; and (2) the immediate payment of a civil penalty in the amount of \$5,000.00 by certified check or money order payable to the "State of New Jersey" which shall accompany the fully executed Acknowledgment.

Alternatively, if you do not wish to resolve this matter without further proceedings, then you should check one of the remaining options on the Acknowledgment and sign and return it for consideration by the Advisory Committee within thirty (30) days of the date of this letter. Once the Advisory Committee has considered your selection, you will be notified of the outcome. Please note that if you request a hearing, then this letter will serve as notice of the charge(s) against you.

As previously stated, the Acknowledgment should be completed and returned to the Advisory Committee within thirty (30) days of date of this letter. **If you do not complete and return the Acknowledgment within thirty (30) days, then the charge(s) set forth above shall be deemed uncontested and a default shall be entered against you on the 31<sup>st</sup> day.** You shall be notified of the entry of a default by a final order of the Advisory Committee which shall include that you must cease and desist from the unlicensed provision of locksmithing services and pay the civil penalty within ten (10) days of the date of the final order or a Certificate of Debt shall be issued.

Should you have any questions concerning this letter or the options offered in the Acknowledgment, then you should seek the advice of your legal counsel.

Sincerely,



George De Luca  
Administrative Analyst

c: Joseph Donofrio, Deputy Attorney General  
Howard Pine, Acting Executive Director

CERTIFIED MAIL NO. 7004 1350 0002 6388 7107  
RETURN RECEIPT REQUESTED

ACKNOWLEDGMENT

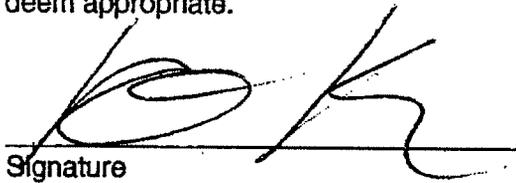
I, \_\_\_\_\_, on behalf of Atlantic Lock & Safe, Inc., hereby acknowledge that I have read the above charge(s). I am also aware that the Committee's letter and acknowledgment, as well as any action taken against me by the Advisory Committee, is a matter of public record.

PLEASE CHECK ONE:

I acknowledge the conduct which has been charged and agree to immediately cease and desist from the unlicensed provision of locksmithing services. I further agree to immediately pay a civil penalty of \$5,000.00 by certified check or money order payable to the "State of New Jersey", which said payment is attached to this fully executed acknowledgment.

I hereby waive any rights I may have to a hearing in this matter and defend myself against any charge(s), but ask the Advisory Committee to consider my enclosed written explanation before rendering its final decision. I understand that the Advisory Committee may order any of the terms specified in its letter and that if it does so I will be obligated to comply. Failure to comply may subject me to further action and any failure to make a required payment will result in the filing of a Certificate of Debt.

I request a formal administrative hearing to be held before the Advisory Committee at a future date to contest the charge(s) of unlicensed practice. In support of my hearing request, I have enclosed a fully responsive answer to the charge(s) of unlicensed practice, including any reasons why the charge(s), facts giving rise to those charge(s), or proposed actions and/or penalties, as set forth above in the Advisory Committee's letter should be modified and/or dismissed. I understand that my answer shall be reviewed by the Advisory Committee, and that the Advisory Committee will determine whether there are material facts in dispute which require a hearing. If a hearing is not required, then a final order of the Advisory Committee shall be issued, which may be appealed to the New Jersey Appellate Division. If a hearing is required, then a date and time for a formal hearing shall be set. I am aware that I may be represented by an attorney and that at the time of the hearing I may submit testimony and evidence relevant to the charge(s). I understand that in making its final decision, the Advisory Committee may, if the charge(s) are proven, assess civil penalties and/or costs in an amount greater than that herein offered in its letter and may order such other remedies as it may deem appropriate.

  
Signature  
Atlantic Lock & Safe, Inc.

Dated: 8-6-12

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