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

IN THE MATTER OF THE APPLICATION OF :
DEAN W. LYNCH : Administrative Action
FOR A BURGLAR ALARM LICENSE :
IN THE STATE OF NEW JERSEY : CONSENT ORDER

This matter was opened to the New Jersey Fire Alarm, Burglar Alarm and Locksmith Advisory Committee ("the Committee") upon receipt of an application for a burglar alarm license from Dean W. Lynch ("applicant"). The Committee received information that the applicant had been convicted of criminal offenses. The applicant provided information and documentation concerning his criminal history. Specifically, he was arrested on October 8, 1997 in Nassau County, NY and charged with Assault - Intent to Cause Physical Injury (equivalent to N.J.S.A. 2C:12-1). On November 17, 1998 the applicant was found guilty of Harassment (equivalent to N.J.S.A. 2C:33-4). He received a Conditional Discharge, an Order of Protection was issued, and a \$225.00 fine was imposed.

The applicant was arrested on January 31, 2014 in Ontario County, NY and charged with Falsely Report[ing] Fire Explosion or Hazardous Substance (equivalent to

N.J.S.A. 2C:28-4 False Reports to Law Enforcement Authorities). On February 27, 2014 the applicant pled guilty to Obstruct[ion of] Governmental Administration (equivalent to N.J.S.A. 2C:29-1). He received a Conditional Discharge Term and a \$1,000.00 fine.

Regarding the November 17, 1998 conviction, the applicant indicated that at a restaurant during a night out he was verbally taunted and became involved in a fight. He was accused of hitting the victim with a glass bottle. He claims that after the accusation was found to be false, he was charged with Harassment for his involvement in the fight.

Regarding his guilty plea on February 27, 2014, the applicant, who is remorseful, indicated that after restaurant patrons and a bouncer began an argument with him, he pulled the restaurant's fire alarm in order to escape. The fire department was dispatched and the applicant was arrested. On February 27, 2014, of his own accord, the applicant made a donation of \$500.00 to the involved Fire Department. The applicant has acknowledged that he has an alcohol abuse problem and was regularly involved with Alcoholics Anonymous. He currently speaks with his sponsor on a regular basis, has a family support system and is gainfully employed.

Having considered all of the available information, the Committee has determined that the applicant may be licensed subject to the conditions outlined in this order. The applicant appears to be doing well at this time. However, the Committee is keenly aware of the applicant's criminal history and the fact that alcohol played a part in that history. Therefore, any deviation from the terms of this order will result in immediate suspension of license. The applicant, waiving any right he may have to a

hearing in this matter and the Committee finding that such a provision is adequate to protect the health, safety, and welfare of the public and that good cause exists for entry of this order;

IT IS THEREFORE ON THIS *19th* DAY OF *April*, 2016
HEREBY ORDERED AND AGREED THAT:

1. The applicant is hereby permitted to sit for the examination for licensure, and upon the Committee's receipt of proof of passage of the examination and all other licensure requirements, shall be granted a license subject to the restrictions in this order.

2. The applicant shall abstain from any and all mood altering or intoxicating substances, including, but not limited to, alcohol, as well as any controlled dangerous substance except pursuant to a bona fide prescription written by a physician or dentist for good medical or dental cause in his own treatment. In addition, the applicant shall advise any and all treating physicians and or dentists, of his history of substance abuse. The applicant shall cause any physician or dentist who prescribes medication which is a controlled dangerous substance to provide a written report to the Committee together with patient records indicating the need for such medication. Such report shall be provided no later than seven (7) days subsequent to the prescription and shall be sent to Philameana Tucker, Executive Director, New Jersey Fire Alarm, Burglar Alarm and Locksmith Advisory Committee, 124 Halsey Street, 6th Floor, Newark, New Jersey, 07101.

3. The applicant shall continue to maintain contact with his Alcoholics Anonymous sponsor. Prior to examination and then prior to and subsequent to his

licensure, the applicant shall provide proof of contact with his Alcoholics Anonymous sponsor (i.e. a certification from the sponsor regarding the applicant's continued contact and sobriety). This information shall be provided directly to the Committee on a monthly basis. For purposes of this order, the first submitted monthly proofs of contact with the applicant's sponsor shall be due on April 1, 2016 for contacts for the months of February and March of 2016. The next monthly proofs shall be due on May 1, 2016 for the month of April and then monthly thereafter. The monthly proofs shall be sent to the address outlined in paragraph #2. If the applicant discontinues contact with his Alcoholics Anonymous sponsor, without first obtaining approval of the Committee, he shall be deemed in violation of this order.

4. The applicant hereby consents to the entry of an order of automatic suspension of his license, without notice, upon the Committee's receipt of information which the Committee in its sole discretion deems reliable demonstrating that the applicant has had a relapse or recurrence of alcohol abuse or is not capable of carrying out the functions of a licensee consistent with the public health, safety, or welfare or that the applicant has failed to comply with any of the conditions set forth in this Consent Order.

5. Respondent shall obey all of the laws of the State of New Jersey, the United States, and their political subdivisions, as well as all regulations, rules or laws pertaining to the practice of burglar alarm installation in this state or any other State.

6. Respondent shall have the right to apply for a hearing regarding removal of the automatic suspension on five (5) days notice, but in such event shall be limited to a showing that he has not violated this order nor engaged in acts constituting nor has

been convicted, of any offense or crime in the State of New Jersey, the United States or their political subdivisions which involves controlled dangerous substance, alcohol, or other mind altering substances or the use or commission of violence, that he did not engage in such acts or was not convicted, as applicable.

7. The applicant may apply for a modification or the termination of the requirements contained in this order no sooner than one (1) year from the entry date of this order.

By: Keith Eaves
~~Charles Okun~~ Keith Eaves
Vice - Committee Chairman

I have read and I understand this Consent Order and agree to be bound by its terms. I consent to the entry of this order by the Committee.

[Signature]
Dean W. Lynch

3/2/16
Date