



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



JOHN J. HOFFMAN  
Acting Attorney General

STEVE C. LEE  
Acting Director

February 23, 2016

**By Certified and Regular Mail**

Certified Receipt No: 7007 0220 0000 1277 5648

Peter Mendelson  
EMS Communications, License #34TC00243300  
93 Reid Avenue  
Passaic, NJ 07055

RE: Unlicensed Practice/Practice out of Scope  
Upper School, Century Road, Paramus  
Complaint #110647

RE: **OFFER OF SETTLEMENT**  
**CEASE & DESIST WITHOUT PENALTY**

Dear Mr. Mendelson:

This letter is to advise you that the New Jersey Fire Alarm, Burglar Alarm and Locksmith Advisory Committee (the "Committee") has had an opportunity to review evidence that you have offered the unlicensed provision of security services in New Jersey. The Committee has determined that while you may have not engaged in security work, the information printed on your paperwork intimates that EMS Communications provides security services in New Jersey in violation of the provisions of N.J.S.A. 45:5A-25 et seq. and N.J.A.C. 13:31A et seq. Please note that this Settlement Letter and Acknowledgement, if entered into, will become public.

More specifically, the following evidence has been obtained:

- A copy of your estimate #2192

Upon review of all available information, the Committee has determined that your paperwork leads the public to believe EMS Communications provides security services without licensure and therefore probable cause exists to support a finding that you have practiced Locksmith services pursuant to N.J.S.A. 45:5A-25 which provide in pertinent part:

- (a) No person shall advertise that he is authorized to engage in, or engage in the alarm business, or otherwise engage in the installation, service or maintenance of burglar alarm, fire alarm or electronic security systems unless he satisfies the requirements of this act.

The Committee has determined that the above violations are sufficient to warrant the initiation of formal disciplinary proceedings against you pursuant to N.J.S.A. 45:1-23. The Committee is authorized, pursuant to N.J.S.A. 45:1-25, to seek a penalty of \$10,000 for the first violation and not more than \$20,000 for the second and each subsequent violation. Notwithstanding, that determination, however, the Committee is offering you an opportunity to settle this matter. In the event that you reject this settlement offer, or fail to respond, the Committee has instructed the Attorney General's Office to



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

initiate formal proceedings.

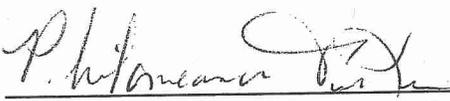
Therefore, the initiation of formal proceedings will be avoided should you consent to the following:

1. Sign an agreement to cease and desist from practicing or otherwise representing yourself from engaging in fire alarm and security services in the State of New Jersey, nor engage in any services which fall under the practice of providing security services, unless duly authorized by the New Jersey Burglar Alarm, Fire Alarm and Locksmith Advisory Committee to do so.
2. Remove from all paperwork any reference to "Security" and "Surveillance Cameras"

If you are willing to settle this matter on the offered settlement terms, you should sign this acknowledgement and return it to the Committee office for filing. This letter will then become a matter of public record and constitute the Final Order of the Committee in this matter. This Settlement Offer will remain open to you for twenty (20) days from the date of receipt of this letter. In the event that no response is received in the allowable time period, it will be assumed that you have rejected the Committee's settlement proposal, at which time the settlement offer set forth herein will be withdrawn. The matter will then be considered for the initiation of formal proceedings.

Once again, in the event you reject this offer of settlement, and formal charges are filed, the Committee can seek civil penalties of \$10,000 for the first violation, and up to \$20,000 for every violation thereafter. Additionally, the Committee may seek an order requiring you to reimburse certain monies and/or requiring you to pay additional costs and/or legal fees incurred by the Committee.

Should you have any questions concerning this letter or the settlement offer, please do not hesitate to contact the Committee Office at (973) 504-6245.

By:   
\_\_\_\_\_  
Philameana Tucker, Executive Director

cc: Joseph Donofrio, Deputy Attorney General

PT:ks

**ACKNOWLEDGMENT AND AGREEMENT TO CEASE AND DESIST**

I, Peter Mendelson, hereby acknowledge that I have read and reviewed the settlement proposal set forth in the above letter. I admit to having engaged in the practice of advertising security services while unlicensed to do so. I agree to cease and desist from engaging in the practice of advertising security services until such time as I become licensed to engage in fire alarm or burglar alarm services in New Jersey.

I am aware that if I violate this agreement, the Committee may institute legal proceedings against me to obtain an injunction and to seek monetary penalties to be calculated as second offenses pursuant to law.

I am aware that by signing this acknowledgement, I am waiving any rights I may have to defend myself against these charges of wrongdoing. I am also aware that the action taken against me by the Committee is a matter of public record, and that this letter is a public document.

PETER MENDELSON

Print Name



Signature

3/8/2016

Date