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
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Fire Alarm, Burglar, Alarm and Locksmith Advisory Committee

March 29, 2016

Rickey Ashley
34BF00075300/34BA00090800
152 Mountainside Drive
Pompton Lakes, NJ 07442

RE: OFFER OF SETTLEMENT
CEASE & DESIST WITH PENALTY

Dear Mr. Ashley:

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 facilitated the unlicensed provision of alarm and security services in New Jersey. Specifically, the Committee has determined that you have facilitated the unlicensed provision of alarm and 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 W2 provided by Beacon Protection Group.
- Your testimony (admissions) provided before the Committee during the investigative inquiry dated February 16, 2015.

Upon review of all available information, the Committee has determined that you have provided alarm and security services for an unlicensed entity (Beacon Protection Group) and therefore probable cause exists to support a finding you have facilitated unlicensed practice pursuant to N.J.S.A. 45:1-21 (n) which provides in pertinent part:

n. Has permitted an unlicensed person or entity to perform an act for which a license or certificate of registration or certification is required by the board, or aided and abetted an unlicensed person or entity in performing such an act;

Further, upon an audit of your continuing education, the Committee finds that you did not complete the required continuing education for either the 2010 or the 2013 renewal cycles by failing to complete two (2) hours of mandatory safety instruction each cycle and therefore probable cause exists to support a finding that you are in violation of N.J.A.C. 13:31A-1.2(b) 4 which provides in part:

b. Each licensee shall obtain 10 continuing education credits in each triennial registration period in the following
4) Two credits in industrial safety;

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 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 facilitating the unlicensed practice of alarm and security services in the State of New Jersey.

2. Pay a total civil penalty in the amount of $1000, consisting of $500 for aiding unlicensed practice and $500 for failure to complete continuing education, via check or money order made out to the State of New Jersey, and delivered to the New Jersey Burglar Alarm, Fire Alarm and Security Advisory Committee simultaneous with receipt by the Committee of a fully executed copy of this Settlement Agreement.

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

By Certified and Regular Mail
Certified Receipt No: 7007 0220 0000 1277 5686

ACKNOWLEDGMENT AND AGREEMENT TO CEASE AND DESIST

I, Rickey J. Ashley, hereby acknowledge that I have read and reviewed the settlement proposal set forth in the above letter. I admit to having facilitated unlicensed practice. I also admit to not completing the required continuing education requirement for the 2010 and 2013 renewal cycles. I agree to cease and desist facilitating unlicensed practice and to complete my continuing education requirements. Further, I agree to make a penalty payment in the amount of $1000 consisting of $500 for facilitating unlicensed practice and $500 for failure to complete required continuing education.

I agree to complete four (4) hours of safety instruction within thirty (30) days and to submit the continuing education certificates to the Committee.

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.

Rickey J Ashley
Print Name

Rickey J Ashley
Signature

4-11-2016
Date

2016 APR 15 AM 7:51
ELECTRICAL CONTRACT