

STATE OF NEW YORK
DEPARTMENT OF STATE
OFFICE OF ADMINISTRATIVE HEARINGS

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In the Matter of the Complaint of

**DEPARTMENT OF STATE
DIVISION OF LICENSING SERVICES,**

Complainant,

ORDER

-against-

**DWAYNE T. KIRKLAND, QUALIFYING OFFICER
OF D.T.K.'S QUALITY PROTECTION SERVICES,
INC.,**

Respondent.

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WHEREAS, the above noted matter came on for hearing before the undersigned, Roger Schneier, on December 20, 1999, and

WHEREAS, the respondent agreed on the record to enter a plea of *nolo contendere* in settlement of the charges in the complaint, and

WHEREAS, as a condition of that plea the respondent agreed to take the following steps by January 19, 2000: Satisfy the judgement of \$1,015.00 in favor of Marjorie Castro against him, together with interest at the rate of 9% per year from April, 1997; make restitution to Yvonne Archer in the amount of \$1,500.00 together with interest at the rate of 9% per year from December 28, 1998; make restitution in the amount of \$350.00 to Nancy Oliva, together with interest at the rate of 9% per year from the date that that money was paid to him in August, 1998; pay a fine of \$1,000 to the Department of State; and assist Investigator Jack Billelo in locating a photograph provided to the respondent by Yvonne Archer, and

WHEREAS, the respondent agreed that if the above noted payments were not paid his license as a private investigator would be suspended until such time as all of the payments were made in full, and

WHEREAS, the tribunal has been advised that none of the payments have been made,

NOW, THEREFORE, all licenses as a private investigator issued to Dwayne T. Kirkland and D.T.K.'s Quality Protection Services, Inc. are suspended effectively immediately until such time as shall all of the above noted payments have been made in full.

Roger Schneier
Administrative Law Judge

Dated: February 9, 2000