


STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
CORPORATIONS, SECURITIES & COMMERCIAL LICENSING BUREAU

MEMORANDUM OF FINDINGS

Complainant: John Machowicz


Respondent: Leighton Security Services
403 Elm Street
Honey Grove, TX 75446

Complaint #: 334540

License #: Unlicensed

Responsible Worker: Jennifer Kinsey

Profession: Security Guard

Date called Complainant: N/A

Issue in Complaint: The complainant, John Machowicz, alleges that the respondent, Leighton Security Services, is operating as an unlicensed security guard company.

Date Notice to Respondent was mailed: January 11, 2019

Date response was received: February 28, 2019

What was said in the respondent's response: This response was provided by the respondent's legal counsel R. Scott Anderson of Anderson Grossman PLLC. Per R. Scott Anderson, Leighton Security Services does not provide security services in the state of Michigan. Mr. Anderson stated, Leighton Security Services, subcontracts the performance of security guard services to a private security guard companies in states where they are not licensed.

The respondent indicated that it was difficult to respond to the complainant's new evidence due to the vagueness of the information. The evidence provided was a CD containing video of an unidentified individual standing by a vehicle marked Leighton, an unidentifiable individual wearing Leighton security vest, unidentified individual attending a residential meeting and a faceless male stating that he worked for Leighton. Mr. Anderson attests, that the footage does not show anyone providing security guard services. All security guard services provided in Michigan were contracted through and provided by Professional Solutions Group LLC (PSG), a licensed security guard company. Mr. Anderson stated that Leighton has individuals that are in communication with PSG to stay informed about any contract issues that may arise.

Mr. Anderson further stated, the identification of the individuals who wore a Leighton jacket or worked for Leighton does not mean that Leighton provided security guard services in Michigan. Per Mr. Anderson, PSG and PSG alone were the licensed security guard company and they provided all security related activities.

Investigation Summary: On March 28, 2019 Matthew S. Borke provided the department with an SD card which contained various pictures, in conjunction with a transcript and timeline. Some of the information located on the SD card can also be located on the internet, YouTube. There is no way to authenticate the information that was provided by the complainant. The pictures depict an unknown individual wearing a safety vest that reads, "Leighton Security" (attachment one).

The findings show that Leighton Security provided security guard services for pipeline construction jobs by subcontracting to Precision Pipeline for such services. Due to this project occurring in Michigan, where Leighton Security Services is not licensed, they subcontracted all private security work to PSG. Included in the respondent's response was a letter from PSG which states that on March 1, 2017 they entered into a "contract" with Leighton Security Services to provide security operations in the state of Michigan. A contract was also provided that indicates that Professional Solutions Group "shall provide security services, for the length of the job" (attachment two). As a result, Leighton Security offered and arranged security guard services. Leighton Security Service is not licensed in the state of Michigan (attachment three).

Indicated Violations: Unlicensed activity due to operating a security business.

MCL 338.1052

Sec. 2.


(g) "Private security guard" means an individual or an employee of an employer who offers, for hire, to provide protection of property on the premises of another and includes an employee of a private college security force.

(l) "Security business" means a person engaged in offering, arranging, or providing 1 or more of the following services:

(ii) Private security guard.

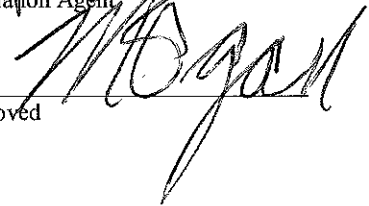
File submitted with the recommendation for referral to law enforcement.

Respectfully submitted,



Jennifer Kinsy
Regulation Agent

07/15/2019
Date



Approved

7-17-19
Date

*See
8-6-19*

Ogan, Marshall (LARA)

From: John Machowicz <johnmachowicz@charter.net>
Sent: Thursday, August 1, 2019 5:53 PM
To: Ogan, Marshall (LARA)
Subject: Re: Leighton Security

Marshall,

Thanks for the clarification.

Since the many instances occurred in both Livingston and Washtenaw counties, I would assume they will both be contacted.

Because you were able to review the evidence provided, I would also assume you are also fully aware of conflict of interest circumstances as depicted by the following article in the Detroit Free Press.

<https://www.google.com/amp/s/amp.freep.com/amp/99724172>

My Best Always,

John Machowicz


On Aug 1, 2019, at 4:22 PM, Ogan, Marshall (LARA) <OganM@michigan.gov> wrote:


John,

When a complaint is recommended to be referred to local law enforcement, it would be forwarded to the prosecutor for the county in which the activity took place.

Thanks,

Marshall

-----Original Message-----

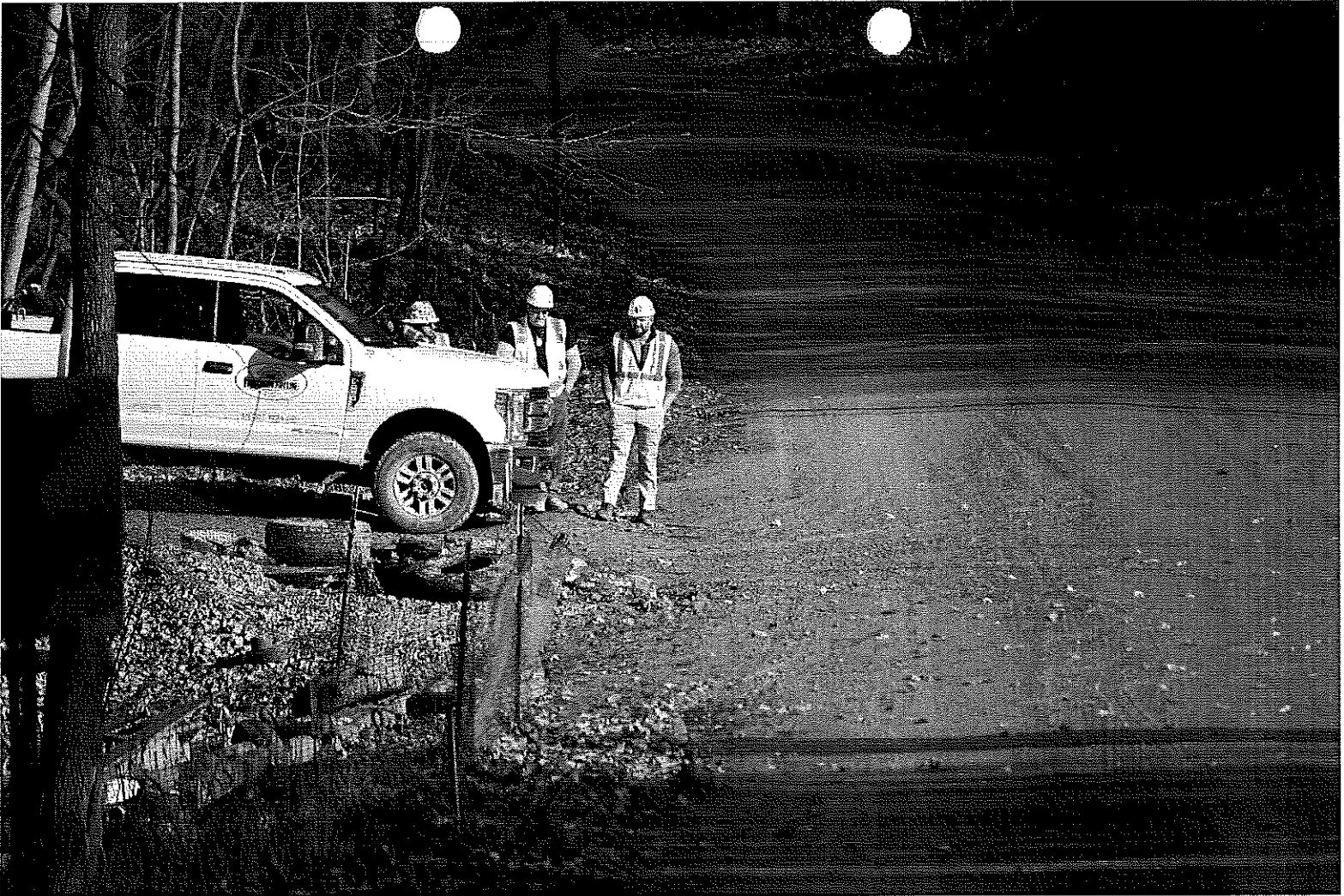
From: John Machowicz 
Sent: Wednesday, July 31, 2019 3:57 PM
To: Ogan, Marshall (LARA) <OganM@michigan.gov>
Subject: Re: Leighton Security

My Best Always,

John Machowicz











PROFESSIONAL
SOLUTIONS GROUP

May 7 2018
Benjamin Parker
Regulation officer,
State of Michigan
Inspection and Investigation section
Licensing division
PO Box 30018
Lansing, Michigan 48909

To whom it may concern;

It has come to our attention that our client, Leighton Security, received a complaint from your agency regarding a security operation being conducted within the state of Michigan. It is our understanding that your agency believes the Leighton security is operating a security operation unlicensed.

I wanted to advise you that on the date of March 1st 2017, Leighton Security formed a binding bilateral contract with Professional Solutions Group LLC, located within the state of Michigan to provide security operations within the state of Michigan. Professional Solutions Group LLC is a Michigan licensed and insured security provider within the state of Michigan. Our licenses include a private detective agency and security license as well as a license for security guards. Leighton Security has never operated or managed our security operation in Michigan. Our company is proudly veteran owned and all of our personnel are vetted, many are retired law enforcement officers or military professionals.

Furthermore, the complainant Robert Heath is a former employee of Leighton and has never worked in the State of Michigan. These allegations are due to a severed relationship between Mr. Heath and Leighton. They have nothing to do with current Michigan Operations nor is there any record of Mr. Heath working in the State of Michigan.

Copies of our licenses, insurance and business contract have been previously submitted to your office for review.

Sincerely,

PSG Executive Team
Professional Solutions Group LLC
26200 Ford Rd #48
Dearborn Heights, Michigan 48127

844-750-9222 Office
313-449-8228 Fax
steveh@psgep.com
License: L779452, M503358