

OCT. 10TH 2014
CONFERENCE



9 Hour Training Day

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PISPWW

P.O. Box 11236
Charleston, WV 25399



Waterfront Place Hotel
Morgantown, WV

Attendee

ADGENDA

- 8:00 a.m. Ethics - Professor WVU - Arthur Rizer
- 9:00 a.m. "Deception Detection: Who Lies and How Do You Know?" – Thom Kirk
- 10:00 a.m. Criminal Defense - Michael Mounts
- 11:00 a.m. Background Investigations – Rob Fluharty
- (lunch 11:30 a.m.)
- 12:00 p.m. Security Professionals Roundtable
- 1:00 p.m. Presenting Court Testimony - Jim Terango
- 2:00 p.m. NCISS – Issues Affecting Industry - Dean Gluth
- 3:00 p.m. Social Media - SMI - Chris Gormley, CEO
- 4:00 p.m. Contract/Cyber Law – John R. Teare, Jr., Esq.
-

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Michael D. Kirkpatrick, CPA Forensic Accountant



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1600-1650 HOURS

CONTRACT AND CYBER LAW – JOHN R. TEARE, JR. ESQ.

Binding issues of Contracts
&
Legal Pitfalls of Technology



Biography

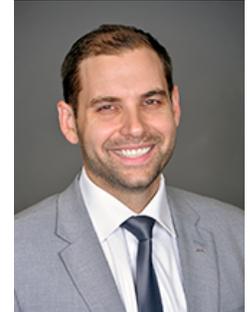
John R. Teare, Jr. is an attorney in the Charleston, WV office of Spilman Thomas & Battle, PLLC. He has been practicing law since 1990 and concentrates his practice in the defense of law enforcement officers and agencies in civil rights claims, civil service matters, employment matters, and general liability and risk avoidance for law enforcement management. Mr. Teare also practices general civil litigation and is part of the firm's Battle Group, which focuses on complex litigation. He has been an instructor for the Charleston Regional Police Academy and has served on a subcommittee of the West Virginia Law Enforcement Training Subcommittee. Mr. Teare has prepared policy and procedure manuals for police and Sheriff's departments and is a frequent speaker for law enforcement in-service training and citizen police academies. He is general counsel to the West Virginia Sheriff's Association and the West Virginia Chiefs of Police Association. Mr. Teare graduated first in his police academy class in 1977, earned his B.S. degree in criminal justice, summa cum laude, from Wilmington College; his J.D. degree, cum laude, from The T.C. Williams School of Law, University of Richmond; and completed the Trial Advocacy Institute at the University of Virginia in 1996. He is admitted to practice in West Virginia and before the U.S. District for the Northern and Southern Districts of West Virginia and the Fourth Circuit Court of Appeals. Mr. Teare is a member of the Board of Governors of the Defense Trial Counsel of West Virginia. Mr. Teare is a long-term scout leader, currently serves as Vice President of the Executive Board of the Buckskin Council, B.S.A. and is its legal counsel; he also is a member of the National Eagle Scout Association. He is a member of the Fraternal Order of Police and served as a city police officer in Dover, Delaware from 1977 to 1985.

0800-0850 HOURS

ETHICS – ARTHUR RIZER

Ethics: in Business, Law,
Security, and Investigations

What is Black, White, and Gray
all over?



Biography

Before joining the faculty at WVU Law, Rizer worked at the United States Department of Justice for nine years as a trial attorney. His most recent assignment at DOJ was as a prosecutor in the Criminal Division working on narcotics and national security cases, primarily focused on international drug cartels and narco-terrorists. Rizer's other postings at DOJ included national security litigator with Federal Program's Guantanamo Bay Litigation Team; prosecutor in the U.S. Attorney's Office for the Southern District of California; and civil litigator with the Office of Immigration Litigation. Rizer started his legal career as a federal judicial law clerk in the United States District Court for the Middle District of Pennsylvania.

Before law school, Rizer served in the U.S. Army as an Armor and Military Police officer. He was deployed to Fallujah, Iraq, where he helped train the Iraqi Army to fight the insurgency and was awarded the Bronze Star and Purple Heart. He has also worked as a police officer in Cheney, Washington.

Education

- LL.M, with distinction – Georgetown University Law Center, 2009
- J.D., magna cum laude – Gonzaga University Law School, 2003
- B.A., Pacific Lutheran University, 1999
- United States Marine Corps' Command Staff College, 2010

0900-0950 HOURS

INTERVIEWING – THOM KIRK

Deception Detection:
Who Lies and How Do You
Know?



Biography

Thom Kirk is presently the Director of the Intelligence/Fusion Center as part of Homeland Security in West Virginia. He is also General Legal Counsel for Military Affairs and Public Safety in West Virginia. Some of his qualifications include formerly working as a Special Assistant United States Attorney, Assistant State Prosecutor, Superintendent of the West Virginia State Police and Corporate Manager for Toyota. He has over 24 years of law enforcement experience including being Superintendent of the West Virginia State Police, being the Department of Military Affairs and Public Safety's first Deputy Secretary, being the founder and first Bureau Commander for the West Virginia Bureau of Criminal Investigations, and the creator of the West Virginia Intelligence Exchange (WVIX). He is on the first Executive Board of the National Fusion Center Association. He has also taught at a number of Universities as well as teaching police officers from Maine to Florida. He has been certified as an expert witness in both federal and state courts in seven states in the areas of undercover operations, drug investigations, organized crime, police administration, behavior sciences and major case felonies. He is a graduate of the West Virginia University College of Law, FBI Executive Institute, Northwestern School of Staff and Command, Naval Post Graduate School, and the Washington School of Protocol and Etiquette.

1500-1550 HOURS

SOCIAL MEDIA INVESTIGATIONS – CHRIS GORMLEY

Capturing Public Information
from search engines, social
media, public records, and the
deep web.



Chris Gormley is Chief Executive Officer of smiAware a Pittsburgh based Technology Company that makes social media and online investigations easier and more effective.

SMI provides software and services that collects, archives and analyzes data from search engines, social media, public records, and the deep web. SMI's customers are law firms, licensed investigators, insurance companies, financial services firms, government agencies, and employers. By using SMI, online investigations are faster, more complete and more cost effective compared to searching yourself.

With over 15 years of social media, cloud and big data experience, smiAware is Chris Gormley's fifth technology company in an executive role having held roles at GE Healthcare, Tiversa, Haley Systems – acquired by Oracle, and FreeMarkets – acquired by Ariba/SAP. Mr. Gormley was also a consultant with the international management consultant McKinsey & Company.

Mr. Gormley has written and spoken extensively on social media investigations having appeared on Fox New Business Channel, the Wall Street Journal, Private Investigator Magazine and Information Week.

Mr. Gormley earned his Bachelors of Science Degree in Chemical Engineering with highest distinction from Worcester Polytechnic Institute where he was elected into the Tau Beta Pi Engineering and the Phi Lambda Pi Chemical Honor Societies and earned a MBA in Finance & Strategy from the Wharton School of the University of Pennsylvania.

1400-1450 HOURS

ISSUES EFFECTING THE INDUSTRY AND THE ROLL OF NCISS – DEAN GLUTH

NCISS: Regional Director for
Region 1
National issues relating to
Investigations and Security



Biography

Illinois, Indiana & Wisconsin Licensed Private Detective and President / Owner of InfoMAX Investigations, Inc. in Schaumburg, Illinois (A Licensed Private Detective Agency specializing in worker's compensation and personal injury cases)

Dean received his Bachelors Degree in Law Enforcement Administration (LEA) with a minor in Security Management from Western Illinois University in 1983.

After working for 10 years as a "Retail Loss Prevention Manager" in the department store security world for companies like Neiman Marcus, Madigans, and Montgomery Ward, Dean ventured into the world of private investigations and began working for two different private detective agencies in 1992. Then after compiling the required work experience, Dean successfully took the private detective exam and obtained his own Illinois private detective license, forming InfoMAX Investigations Incorporated in 1995.

During the next 20 years, Dean has also obtained private detective licenses in Indiana and Wisconsin and has handled almost 6,000 cases while growing from a one-man mom & pop shop (his wife originally assisted in the office functions) to our current ten employee (six investigator) detective agency.

1000-1050 HOURS

CRIMINAL INVESTIGATIONS– MICHAEL MOUNTS

Presenting fundamentals measures for receiving criminal investigations for both the state of West Virginia and the federal government. Including how to conduct criminal investigations for defendants and how they differ from all other investigations to include prosecutorial criminal investigations.



Biography

Michael Mounts has had a diverse career in Law Enforcement and Legal Practice. His positions have ranged from being a spy for the U.S. government to being a Federal Narcotics agent with the U.S. Drug Enforcement Administration. After receiving his Bachelor of Science Degree in Political Science and History in 1975, he entered the U.S. Army and was commissioned a Second Lieutenant on March 3, 1977. Throughout the late 1970s and 1980s, Dr. Mounts served in a number of capacities, including: commander of a NATO Nuclear Weapons Facility in Germany from 1978 thru 1981; as a special agent in the Counterintelligence Corps at Fort Monmouth, NJ and Fort Meade, MD; and Chief of Security for all U.S. Forces in Saudi Arabia; Commander of the Clandestine Intelligence Collection Cell in the Republic of Panama. Mounts graduated from the Drug Enforcement Administration Special Agent Course at the FBI Academy in Quantico, VA and the Baltimore County Police Department SWAT school. Later, he opened the United States Investigative and Protection Agency, a private investigation firm specializing in criminal defense for indigent defendants. During this time, Mounts received his Master of Arts degree in Criminal Justice Leadership from Marshall University Graduate College. From 2001 thru 2004, he attended the Appalachian School of Law in Grundy, Virginia and received a Juris Doctorate Degree in Law. After graduating and passing the West Virginia Bar in 2005, Mounts practiced administrative law and owned The Advocacy Group, specializing in Administrative Law matters. Mounts currently serves as the Criminal Justice Program Dean at American InterContinental University.

1100-1150 HOURS

BACKGROUND INVESTIGATIONS – ROBERT FLUHARTY

Basics of the Background &
Single Scope Background
Investigations



Biography

Robert Fluharty began his investigation career after leaving government service in 2005. He started as a Special Investigator with U.S. Investigations Service, LLC conducting background investigations on behalf of the U.S. Office of Personal Management for three years. Robert started his own firm USSolutions, LLC in 2007 and received his first direct government contract in 2008 leaving USIS. Robert carries credentials for five different government agencies as a Special Agent and Investigator through contracts and has subcontracted with Omniplex International and CSC. In addition to his investigative work Robert is a Master Sergeant in the West Virginia Air National Guard with 21 years of service including service in the U.S. Air Force since 1993. His education includes a Regents Bachelor of Arts from Marshall University, 2003 and a Masters Certificate in Security Management from American Military University, 2014.

**During this presentation lunch will be provided:
Selection of Pasta salads, Potato salads, Veggies
and Chips to accompany Chicken, Veggie, or Turkey
Wraps with a selection of Desserts.
Please eat while enjoying the presentation as this
is a working lunch.**

1300-1350 HOURS

PRESENTING COURT TESTIMONY – JIM TERANGO

Testifying in Family Court:
Views from both sides of the
bench



Biography

Terango has over 30 years experience in public service including Volunteer Fire Fighter, Harrison County Sheriffs Department, Security Officer United Hospital Center, Municipal Judge, Loss Prevention JC Penney's, Harrison County Magistrate, Chief of Police, Juvenile Referee & Securities Fraud Investigator.

Jim is a Licensed Private Investigator, Private Process Server & Security Service since 2000.

Jim was appointed Municipal Judge for the Town of Nutter Fort in 2011. Jim has been a Certified West Virginia Municipal Judge since 2001. He also presently serves in the same capacity with the City of Stonewood. Jim previously served the Town of Anmoore as Municipal Judge and was also a special appointed Municipal Judge for the Town of West Milford and the City of Shinnston.

Along with Jim's many years as a Municipal Judge for several municipalities, he served the West Virginia Division of Juvenile Services as the Internal Magistrate for four (4) years and previously served Harrison County as Magistrate and Chief Magistrate for six (6) years.

SECURITY ROUNDTABLE – MODORATOR RICK PANICO

Panico's Experience

- Managed security guard force for CDC/NIOSH
- Handled all functions, to include hiring, training, supervision and retention for United Nations Police station in Kosovo.
- Assigned as "S-2" to an Iraqi Army Light Infantry Battalion.
- Set up and managed programs for contract security for Allegheny Power with regards to the "Trailco" project.
- Initiated and managed the training program for WVU Department of Public Safety.

Issues related to the Security Industry in WV. The open forum will be documented for presentation to the Secretary of State and State Legislatures at the Winter Quarterly Meeting in Charleston, WV in 2015.

With the increase in security requirements from protecting well sites to federal buildings, has the state of West Virginia adequately protected the industry and our licensed businesses? Where do the current regulations stand in comparison to neighboring states and should we work to change the laws in 2015? Feel free to ask questions and present your problems in this open forum to determine what PISPWV can



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Code of Conduct

I regard myself as a proud member of an important and honorable profession. "Honor" and "Responsibility" are words which hold a special meaning for me. I must seek knowledge and skills related to my chosen profession. My official conduct will be above reproach, stressing honesty and sincerity. I am obligated to serve my clients loyally, and to perform my services without personal prejudices. I pledge to give earnest effort and best thought to the performance of my duties. I will conduct all matters in a diligent and thorough manner, in accordance with all local, state, and federal laws, and with due respect for the rights and privacies of those involved. I will protect the confidentiality of my investigations, pursuant to WV Code §30-18-8. I will respect my fellow investigators/security professionals as I do myself. I promise to defend my fellow investigators'/security professionals' honor and lives as I would my own. On my honor, I pledge to abide by the above Code of Conduct.