

UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD
REGION 9

IN THE MATTER OF:

PARAGON, SYSTEMS, INC / PATRONUS SYSTEMS, INC

Employer (s)

Case No. 09-RC-243304

and

LAW ENFORCEMENT SECURITY OFFICER UNION, LEOSU, LEOSU-PBA

Petitioner

and

THE PROTECTION & REPOSE OFFICERS OF AMERICA, INC & (PROA) AND ITS LOCAL 725

Intervenor

and

**INTERNATIONAL UNION SECURITY POLICE AND
FIRE PROFESSIONALS OF AMERICA (SPFPA)**

Intervenor

_____/

Petitioner Law Enforcement Officers Security Unions LEOSU, LEOS-PBA, Motion to Dismiss SPFPA Intervenor Status Based on the Fact SPFPA Region 2 Vice President Rick O'Quinn's Wife Mabel O'Quinn is the President of Patronus Systems, Inc. As such SPFPA's Participation in this Election and/or in any Hearing Proceedings as an Intervenor is Clearly a Conflict of Interest and also Raises Criminal Concerns.

On 6/14/19 the Law Enforcement Officers filed a petition seeking to represent Paragon Systems, Inc. security officers throughout the Commonwealth of Kentucky. On 6/18/19 the International Union Security, Police and Fire Professionals of America SPFPA intervened in this election.

On 6/20/19 the Petitioner filed an amended petition seeking the same unit, but which now included Patronus Systems, Inc on the petition.

The LEOSU, LEOS-PBA seeks the intervenor SPFPA from both participating in both this election and/or as a participate in the upcoming hearing as an intervenor. Our motion is based on documentation clearly showing a conflict of interest relationship between SPFPA Region 2 Vice

President Rick O'Quinn and his wife is Mabel O'Quinn, President of Patronus Systems, Inc. SPFPA involvement in both this election and/or in the upcoming hearing raises major conflict of interest concerns as well as criminal concerns including and not limited to SPFPA Director At Large / Organizing Director Dwayne Phillips offering Paragon Systems, Inc officers \$40,000 (which we allege was a BRIBE) in a letter he written, signed and mailed to these officers at their homes, if they will sign up and come back home to SPFPA.

EMPLOYERS BACKGROUND

On 2/12/2010 Mabel O'Quinn wife filed incorporation papers on behalf of Patronus Systems, Inc with the State of Florida, County of Brevard.

Patronus Systems, Inc lists Mabel O'Quinn as its initial Board of Directors. Patronus Systems, Inc also lists Mabel O'Quinn's address as 3610 Harlock Rd. Melbourne, FL 32934-8409 and its principal office and mailing address as #200, 4100 N. Wickham Rd., Suite 102, Melbourne, FL 32935-2474.

SPFPA INTERNATIONAL REGION 2 VICE PRESIDENT RICK O'QUINN

Based on our research, information, belief, and documentation, Mabel O'Quinn, is the wife of SPFPA Region 2 Vice President Rick O'Quinn who was elected in 2010 and has a seat on the SPFPA International Executive Board. SPFPA Region 2 V.P. Rick O'Quinn also serves as Trustee on SPFPA's Health & Welfare Plan and serves as Senior Adviser to the International President David L. Hickey. Based on his positions within this International Union, SPFPA Vice President is at the highest authority of this International Union.

SPFPA Region 2 VP Rick O'Quinn's home address is 3610 Harlock Rd. Melbourne, FL 32934-8409 the same address as registered by Patronus Systems, Inc's President Mabel O'Quinn on its original incorporation papers. See Case 12-RC-009330 <https://www.nlr.gov/case/12-RC-009330>.

Further research discloses the address #200, 4100 N. Wickham Rd., Suite 102, Melbourne, FL 32935-2474 used by Patronus Systems, Inc's President Mabel O'Quinn in her original incorporation papers, also happens to be the same office address used by SPFPA Region 2 Vice President Rick O'Quinn. See Case 12-RC-097792. <https://www.nlr.gov/case/12-RC-097792>.

Based on the above, any participation by the SPFPA International Union as an intervenor in this election would clearly be a conflict of interest, and raises criminal concerns.

LABOR MANAGEMENT REPORTING AND DISCLOSURE ACT OF 1959 (also "LMRDA" or the "Landrum-Griffin Act"),

The Labor Management Reporting and Disclosure Act of 1959 (also "LMRDA" or the "Landrum-Griffin Act"), is a US labor law that regulates labor unions' internal affairs and their officials' relationships with employers. An act to provide for the reporting and disclosure of certain financial transactions and administrative practices of labor organizations and employers,

to prevent abuses in the administration of trusteeships by labor organizations, to provide standards with respect to the election of officers of labor organizations, and for other purposes.

Report of Officers and Employees of Labor Organizations (29 U.S.C. 432)

SEC. 202. (a) **Every officer of a labor organization** and every employee of a labor organization (other than an employee performing exclusively clerical or custodial services) **shall file** with the Secretary a signed report listing and describing for his preceding fiscal year-

- (1) **any stock, bond, security, or other interest, legal or equitable, which he or his spouse or minor child directly or indirectly held in, and any income or any other benefit with monetary value** (including reimbursed expenses) which he or his spouse or minor child derived directly or indirectly from, an employer whose employees such labor organization **represents or is actively seeking to represent**, except payments and other benefits received as a bona fide employee of such employer.
- (2) any transaction in which he or his spouse or minor child engaged, directly or indirectly, involving any stock, bond, security, or loan to or from, or other legal or equitable interest in the business of an employer whose employees such labor organization represents or is actively seeking to represent;
- (3) any stock, bond, security, or other interest, legal or equitable, which he or his spouse or minor child directly or indirectly held in, and any income or any other benefit with monetary value (including reimbursed expenses) which he or his spouse or minor child directly or indirectly derived from, any business a substantial part of which consists of buying from, selling or leasing to, or otherwise dealing with, the business of an employer whose employees such labor organization represents or is actively seeking to represent;
- (4) any stock, bond, security, or other interest, legal or equitable, which he or his spouse or minor child directly or indirectly held in, and any income or any other benefit with monetary value (including reimbursed expenses) which he or his spouse or minor child directly or indirectly derived from, a business any part of which consists of buying from, or selling or leasing directly or indirectly to, or otherwise dealing with such labor organization;
- (5) any direct or indirect business transaction or arrangement between him or his spouse or minor child and any employer whose employees his organization represents or is actively seeking to represent, except work performed and payments and benefits received as a bona fide employee of such employer and except purchases and sales of goods or services in the regular course of business at prices generally available to any employee of such employer; and
- (6) any payment of money or other thing of value (including reimbursed expenses) which he or his spouse or minor child received directly or indirectly from any employer or any

person who acts as a labor relations consultant to an employer, except payments of the kinds referred to in section 302(c) of the Labor Management Relations Act, 1947, as amended.

(b) The provisions of paragraphs (1), (2), (3), (4), and (5) of subsection (a) shall not be construed to require any such officer or employee to report his bona fide investments in securities traded on a securities exchange registered as a national securities exchange under the Securities Exchange Act of 1934, in shares in an investment company registered under the Investment Company Act or in securities of a public utility holding company registered under the Public Utility Holding Company Act of 1935, or to report any income derived therefrom.

(c) Nothing contained in this section shall be construed to require any officer or employee of a labor organization to file a report under subsection (a) **unless he or his spouse or minor child holds or has held an interest, has received income or any other benefit with monetary value or a loan, or has engaged in a transaction described therein.**

**RECENT LM-30 REPORTS FILED WITH THE DEPARTMENT OF LABOR BY SPFPA
CLEARLY SHOW THE RELATIONSHIP BETWEEN SPFPA REGION 2 VICE
PRESIDENT RICK O'QUINN AND HIS WIFE MABEL O'QUINN PRESIDENT OF
PATRONUS SYSTEMS, INC**

While the Labor Management Reporting and Disclosure Act of 1959 (also "LMRDA" or the "Landrum-Griffin Act"), clearly states every officer and every employee (other than an employee performing exclusively clerical or custodial services) of a labor organization must file an Officer & Employee Report, Form LM-30, if he, or his spouse or minor child, directly or indirectly, had certain economic interests during the past fiscal year, our research indicates that SPFPA had failed to file this conflict of information between SPFPA Region 2 Vice President Rick O'Quinn and his wife Mabel O'Quinn, Patronus Systems, Inc President going back to 2010.

Not until the Law Enforcement Officers Security Unions, LEOSU started to investigate this conflict of interest and by the fact that two SPFPA Local 506 members had actually filed internal charges against O'Quinn with the SPFPA International Union on 3/18/19, calling for a criminal investigation of this matter by the Department of Labor, did the SPFPA even attempted to take any type of action to comply with the law.

While the SPFPA International took no internal action against SPFPA Vice President Rick O'Quinn, the pressure being asserted was enough to force the SPFPA International to finally admit and expose this conflict of interest, reluctantly, by filing five (5) LM-30 reports for Patronus Systems, Inc beginning on 3/24/2019 and then on 4/07/2019 for years 2014 to 2018 which still falls short of its General Counsels June 20, 2019 legal opinion to SPFPA President Hickey, that there has been full compliance of law.

Based on SPFPA's recent admission of this conflict of interest at the highest level of the SPFPA International union, which has been hidden since 2010, and which (happens to be the exact year SPFPA Region 2 Vice President Rick O'Quinn was elected into office), from both the Department of Labor, the NLRB and the members of SPFPA, there is no doubt that a conflict of interest exists between the SPFPA International Union (the Intervenor) and Patronus Systems, Inc. (the Employer). We also believe an immediate criminal investigation is warranted of SPFPA Region 2 Vice President Rick O'Quinn, SPFPA Director At Large / Organizing Director Dwayne Phillips as well as Mabel O'Quinn, President of Patronus Systems, Inc, Patronus Systems Partners LLC, and the SPFPA International Union and its President David L. Hickey who may had direct knowledge of this secret conflict of interest relationship.

Additional documents pertaining to the above can also be found on our website at <https://unionsforsecurityguards.com/2019/06/16/spfpa-region-2-vice-president-rick-oquinn-patronus-systems-inc-relationship-exposed/>

Based on the above, we ask that the Regional Director review our documents and grant our motion to remove the International Union, Security, Police and Fire Professionals of America SPFPA, from being an intervenor in this election and/or even participating in the hearing in Case No. 09-RC-243304 scheduled for 6/28/2019, since any position SPFPA should take at the hearing would clearly be a conflict of interest.

Respectfully Submitted,

/s/ Steve Maritas LEOSU Organizing Director
By: Steve Maritas

CERTIFICATE OF SERVICE

I certify that on June 27, 2019 a true and correct copy of the foregoing e-filed was filed with the Regional Director, Region 9, and served by email upon the following:

Paragon Systems Inc
Sylvia J. Martinez
Labor Relations Manager
13900 Lincoln Park Drive Suite 300
Herndon, VA 20171
smartinez@parasys.com

Legal Representative SPFPA
Richard Olszewski
Gordon Gregory
Gregory, Moore, Brooks & Clark., PC
rich@unionlaw.net
gordon@unionlaw.net

SPFPA Region 2 Vice President
Rick O'Quinn
3610 Harlock Rd.
Melbourne, FL 32934-8409
rickoquinn@spfpa.org

Patronus Systems Inc
Mabel O'Quinn President
3610 Harlock Rd.
Melbourne, FL 32934-8409
moquinn@patronususa.com

Lally & Misir, LLP
Grant Lally
220 Old Country Road Suite 2
Mineola, NY 11501
glally@lallymisir.com

The Protection & Response Officers of America, Inc. (PROA)
and its Local 725
1870 The Exchange SE #100,
Atlanta, GA 30339
admin@proaunion.org

U.S. Department of Labor OLMS Office
Paragon / Patronus Unit Employees

/s/ Steve Maritas LEOSU Organizing Director
By: Steve Maritas