DEPARTMENT OF LABOR, LICENSING AND REGULATION *

* CASE NO. SPMG-11-0042

v. *

VOSKAN GALOOSHIAN,

Respondent *

* * * * *

CONSENT ORDER

This matter comes before the Maryland Department of Labor, Licensing and Regulation ("Department") based on a complaint filed by the Montgomery County Police Department. Based on that complaint, the Department determined that administrative charges against Voskan Galooshian ("Respondent") were appropriate and that an administrative hearing on those charges should be held. This matter was scheduled to be heard at the Office of Administrative Hearings on September 13, 2012, but the Department and the Respondent agreed to resolve the matter by Consent Order in lieu of that hearing. The Department and the Respondent consent to this Order as final resolution of Case No. SPMG-11-0042.

IT IS STIPULATED BY THE PARTIES that:

1. The Respondent is currently licensed (No. 961) as a secondhand precious metal object dealer ("dealer"), as defined in Section 12-101(b) of the Business Regulation Article of the Maryland Annotated Code, and was licensed at all relevant times in this case.

2. The name of the company through which the Respondent acquires secondhand precious metal objects is Midya Jewelry Repair Shop.

3. On or about June 7, 2011, the Respondent pled guilty to two counts of violating Business Regulation Article, §12-301, in the District Court for Montgomery County (Case No. OD00259735), and was convicted on those counts.

4. This conviction is directly related to the Respondent's fitness and qualification to act as a dealer.

5. On or about December 2, 2010, a member of the Montgomery County Police Department, acting in an undercover capacity, visited the Respondent's business and presented him with secondhand precious metal objects ("object" or "objects").

6. The Respondent did not weigh the objects but offered to pay the undercover officer $275.00 for them.

7. The officer informed the Respondent that the objects belonged to her father.

8. The Respondent had the officer sign a blank daily return, or transaction, form, as well as a copy of her identification, which copy (of the daily return form) included inadequate descriptions of the objects.

9. The Respondent then paid the $275.00 to the officer.

10. Shortly after exiting the Respondent's business, the officer, acting in her official capacity, returned to his business with another member of the police department.

11. This visit was for the purpose of inspecting objects and daily return, or transaction, forms.

12. The scale in the Respondent's store had not been registered with the Maryland Department of Agriculture at the time of this visit.

13. When the police asked to see the daily return, or transaction, forms for objects which the Respondent had acquired, he was unable to produce that documentation.

14. Any documentation which the Respondent was able to produce was incomplete, inaccurate, or lacking any information.

15. When the police asked the Respondent to show them all objects, including objects which he had bought and not reported to law enforcement, the Respondent produced several objects.

16. The Respondent also acknowledged that he had altered objects and that, in fact, his business had a room in which objects were melted; however, the Respondent states that he would testify that the objects melted were not acquired from members of the public.

17. The police conducted a further investigation.

18. The police report based on the investigation stated that the Respondent, or his business, had conducted at least 200 transactions involving objects in 2010; he had electronically reported only a small number of those transactions to law enforcement; only a small number of completed daily return, or transaction, forms could be located; some daily return, or transaction, forms were blank except for signatures; most of the transactions had no paperwork other than check stubs which noted dates, names, the types of objects bought, and the amount paid; and there were at least 15 other transactions in which the Respondent had acquired objects from individuals but had failed to report the transactions to law enforcement by either paper or electronic means.

19. The Respondent states that he would testify that, of the 200 transactions involving objects in 2010, only 15 needed to be reported to law enforcement.

20. By entering this Consent Order, the Respondent expressly waives his right to any hearing or further proceedings to which he may be entitled in this matter and any rights to appeal from the Consent Order.

21. The Respondent enters this Consent Order freely, knowingly, and voluntarily, and with the advice of counsel.

22. The Respondent agrees to comply with the requirements of Section 12-101 *et seq.* of the Business Regulation Article, Maryland Annotated Code, and Code of Maryland Regulations 09.25.01.01 *et seq.* in future transactions.

BASED ON THESE STIPULATIONS, IT IS, THIS 20th day of September, 2012, BY THE MARYLAND DEPARTMENT OF LABOR, LICENSING AND REGULATION,

ORDERED that Respondent Voskan Galooshian violated Maryland Annotated Code, Business Regulation Article, §§ 12-301(a) and (e), 12-302(a), 12-303, 12-304(a)-(c), and 12-305(a), (c) and (d), as well as Code of Maryland Regulations 09.25.02.02, and it is further

ORDERED that the Respondent dealer's license (License No. 961) is suspended for 10 days effective September 24, 2012, and it is further

ORDERED, that, during the period of suspension, the Respondent may not acquire, in any manner, including purchase, pawn or consignment, any secondhand precious metal objects and may not sell or trade with members of the public any secondhand precious metal objects. However, the Respondent may, during the suspension period, allow members of the public to redeem pawned secondhand precious metal objects where those items were taken in pawn prior to the suspension. The term "members of the public" as it is used herein shall not include a licensed dealer within the meanings of §12-101 *et seq.* of the Business Regulation Article, and it is further

ORDERED that the Department's records and publications shall reflect the discipline imposed on the Respondent.

RESPONDENT'S SIGNATURE
APPEARS ON ORIGINAL ORDER
Voskan Galooshian

INTERIM SECRETARY'S SIGNATURE
APPEARS ON ORIGINAL ORDER
Scott Jensen
Interim Secretary
MARYLAND DEPARTMENT OF LABOR, LICENSING AND REGULATION

9-18-12
DATE