

DEPARTMENT OF LABOR *
LICENSING AND REGULATION *

CASE NO.: SPMG 13-0012

KENNETH MARC GLASS *
dba Ringleaders Inc., ta Glyndon Jewelry, *

Respondent *

* * * * *

CONSENT ORDER

This matter comes before the Maryland Department of Labor, Licensing and Regulations (“Department”) as a result of a complaint filed by the Baltimore County Police Pawn Unit on March 12, 2013, against Kenneth Marc Glass, dba Ringleaders Inc., ta Glyndon Jewelry. Upon a review of the complaint, the Department has determined that administrative charges against Kenneth Marc Glass (the “Respondent”) should be held. In an effort to resolve this matter without a formal hearing, the Respondent and the Department have agreed to enter into this Consent Order as the final settlement of this matter.

THE PARTIES AGREE AND STIPULATE:

1. At all times relevant to the matters set forth this Consent Order, the Department had jurisdiction over the subject matter and the Respondent.
2. The Respondent first became licensed as a secondhand precious metal object dealer on October 17, 1990 dba Ken Glass Inc. T/A Glyndon Jewelry at 4800 Butler Road, Glyndon, Maryland 21071 (License No. 01-702). The license expired on April 30, 1992.
3. The Respondent changed the name of the business to Ringleaders, Inc., T/A Glyndon Jewelry on April 8, 1992 but the business location remained at 4800 Butler Road, Glyndon, Maryland 21071 (License No. 01-702-01).
4. On September 27, 2012 Detective Fitch of the Baltimore County Pawn Unit conducted an inspection at Glyndon Jewelry and observed the following violations:

A. Transaction No. 2219 was conducted on April 11, 2012 listed the following pieces of jewelry under item # 9584570 SCRAP GOLD 14K one (1) broken 14K 20" fine rope chain, two (2) broken 14K 20" fine box chains, two (2) odd 14K bracelet links, one (1) pair of round stamped extremely lite ears, one (1) ½ pair 14K stamped extremely lite round ear, 4.7 DWT. All of the items were properly described but were not reported separately.

B. Transaction 2231 conducted on April 17, 2012 listed the following under item # 9673599 SCRAP GOLD 10K yellow gold two (2) not matched ½ pair of dangle earrings with 1) two (2) rice pearls 2) one (1) black bead, one (1) rice pearl, one (1) broken end, 9 DWT. . All of the items were properly described but were not reported separately.

C. Transaction 2267A conducted on May 5, 2012 listed the following pieces of jewelry under item #9966111 SCRAP GOLD 10K yellow gold ½ pair small, 3DWT hinged pierced wire flower top with five (5) small round white stones, one (1) missing 10K yellow gold ½ pair hoop diamond cut fold down pierced wire 3 DWT 10K yellow gold ½ pair Greek key hoop earring fold down pierced wire 2 DWT. 10K yellow gold toe ring 7 DWT script LOVE with hearts across the front 10K yellow gold broken (3 places) fine rope chain 2 DWT Total 1.7 DWT. All of the items were properly described but were not reported separately.

D. Transaction 2451 conducted on July 21, 2012 listed the following pieces of jewelry under item # 11263157 SCRAP GOLD five (5) ½ pair of hoop yellow gold earrings 3.2 DWT and under item # 11263159 SCRAP GOLD three (3) lite weight chains too broken to measure, in parts, one (1) box, one (1) curb, one (1) rope 1.3 DWT. All of the items were properly described but were not reported separately.

E. Transaction 802 conducted on August 17, 2012 listed a sterling silver tea spoon engraved with script letter P .79 oz. 6" in length under item # 11758704 and a sterling silver Gorham chip bowl with rim having a scroll design around the edges 5.9 oz. 5" in diameter bowl under item # 11758705. The descriptions of the items were inadequate but the classification was listed as jewelry not itemized as collectables.

F. Transaction 2998A was conducted on September 1, 2012 and it was electronically reported on September 4, 2012 at 4:28:59 PM.

G. Transaction 3005 was conducted on September 6, 2012 and it was electronically reported on September 7, 2012 at 3:20:33 PM.

5. The Respondent knew, or should have known, of the requirements of Title 12-101 through 12-601 concerning the obligations of the Respondent for conducting secondhand precious metal object transactions.

6. Based on the aforementioned facts, the Respondent acknowledges that the Respondent has violated Business Regulation Articles §12-301 (d) and 12-304 (b), Annotated Code of Maryland, which provide:

§12-301. Required records.

(a) (1) Each dealer shall make a written record, on a form provided by the Secretary, of each business transaction that involves the acquisition of a secondhand precious metal object when the transaction is made.

(2) Each dealer shall retain the original copy of the written record required to be made under paragraph (1) of this subsection at the dealer's place of business.

(b) Each pawnbroker shall make a written record, on a form provided by the Secretary, of each business transaction that involves:

(1) lending money on pledge of personal property, other than a security or printed evidence of indebtedness; or

(2) buying personal property on condition of selling it back at a stipulated price; or

(3) buying the following items for the purpose of resale:

(i) binoculars;

(ii) cameras;

(iii) firearms;

(iv) furs;

(v) household appliances;

(vi) musical instruments;

(vii) office machines or equipment;

(viii) radios, televisions, videodisc machines, videocassette recorders, and stereo equipment;

(ix) personal computers, tapes, and disc recorders;

(x) watches;

(xi) bicycles; and

(xii) tangible personal property pledged as collateral.

(c) Each pawnbroker shall make a written record, on a form provided by the Secretary, of each transaction that involves

the acquisition of an item described in subsection (b)(3) of this section for the purpose of resale.

(d) (1) A separate record entry shall be made for each item involved in a transaction.

(2) Items in a matching set may be recorded as a set if acquired in a single transaction.

(e) (1) The dealer shall tag each item individually with a number that corresponds to the transaction under which it was acquired. However, items acquired in a matching set may be tagged as a set.

(2) Each item tagged by a dealer under paragraph (1) of this subsection shall remain tagged for the entire period the item is stored in the dealer's inventory.

(f) For the purposes of this subtitle, there is a presumption that an object is a precious metal object if:

(1) it reasonably appears to be a precious metal object; and

(2) it was received by a dealer in the course of business or is found in the place of business or storage facility of a dealer.

§ 12-304. Copies to primary law enforcement units

(a) *In general.* - (1) A dealer shall submit a copy of the required information from each record to the primary law enforcement unit in accordance with subsection (b) of this section.

(b) The dealer shall submit the records by transmitting the required information from the records electronically, in a format acceptable to the receiving law enforcement unit, by Noon of the next business day....

7. Based on the aforementioned violation, the Respondent agrees to pay to the Department a civil penalty \$600.00 upon the Respondent's execution of this Consent Order.

8. The Respondent further agrees that the Respondent shall abide by the provisions of the Maryland Secondhand Precious Metal Object Dealers and Pawnbrokers Act, § 12-101 et. seq. and COMAR 09.25.01, et. seq.

9. The Respondent, by entering into this Consent Order, expressly waives the right to have the pending allegations by the Department reduced to written charges, the right to an administrative hearing on the charges and the making of Findings of Fact and Conclusions of Law, and any all further proceeding before the Department to which the Respondent may be entitled to in this matter, and any rights to appeal from this Order.

10. The Respondent enters into this Consent Order freely, knowingly and voluntarily.

BASED ON THESE STIPULATIONS, IT IS, THIS 8th DAY OF August, 2013, BY THE DEPARTMENT OF LABOR, LICENSING AND REGULATION:

ORDERED that the Respondent has violated Business Regulation Articles 12-301 (d) and 304 (b), Annotated Code of Maryland; and it is further

ORDERED that the Respondent be Reprimanded;

ORDERED that the Respondent assessed a civil penalty of \$600.00 for the violations, which amount is to payable to the Department upon the Respondent's execution of this Consent Order and Settlement Agreement, and it is further

ORDERED that the Department's records and publications reflect the violation, the suspension, and the civil penalty of \$600.00.

RESPONDENT'S SIGNATURE
ON ORIGINAL DOCUMENT
Kenneth M. Glass

DEPUTY SECRETARY'S SIGNATURE
ON ORIGINAL DOCUMENT
Scott Jenson,
Deputy Secretary

MARYLAND DEPARTMENT OF LABOR,
LICENSING AND REGULATION

8/6/13
Date