

# The International Councillor

## Newsletter of the Council of International Investigators

May 2007

Issue 3

## Spring time in Paris - *Temps de ressort à Paris*

By Lois Colley

Never fail to take Joan Beach seriously. When our Past Chairman/President Beach suggested dinner in Paris, many of us jumped at the opportunity to book a flight. But it took our dynamic European colleagues to make it happen. Several of our European members not only embraced the opportunity to plan this elegant evening, but donated time, resources, contacts and euros to make it a reality. As a result of their hard work, the 2007 European Regional Meeting occurred on Saturday 14 April 2007 amid the splendor of the City of Lights—Paris! Credit goes to Regional Hosts Joel Auribault and Goolam Monsoor working under the tutelage of former Past President/Chairman/Executive RD Alan Marr. And behind that backdrop stood Lord Richard Green who was intricately involved in every stage of the events from arranging a dining room at no cost to CII members, donating champagne, and always acting as one of the consummate hosts.

Spending time in any city that is 2000 years old is a humbling experience, but Paris is beyond any fantasy - especially for art lovers. One could almost feel the ghosts of Manet, Degas, Matisse, and Zola bragging about initiating impressionism-- the most radical change in the history of



**CII MEMBERS ENJOYED A MEAL, BUT MORE** importantly the fellowship of meeting with members and families, while socializing in one of the great European cities.

art since the Renaissance. Being immersed between buildings that extend beyond a city block and predate most western history was fascinating.

*Continued on page 6*

## *CII continues bold moves into the future*

By Rod Webb

CII continues to move into new technology and the future with the decision to transform many of the administrative data and forms into a more electronic format. As CII moves to adopt new technologies, such as renewing membership, updating members details, registering for AGM's, and not forgetting Pod casts, it is time for the Directory to form part of the electronic era. Within the next month members will receive a CD-ROM, which will contain;

- Constitution
- By-Laws
- Membership details
- Code of Ethics



**Rod Webb, Treasurer**

●Pod casts (These would be copies of previous broadcasts)

Newsletters (These would be copies of previous issues)

Not only are there significant cost benefits associated with the production and distribution of the CD-ROM, but members will have at their fingertips, not only information, but a marketing tool to recruit prospective members. In recent years it has cost CII about \$9,000.00 to print, design and post the directory, while the production of the CDs represents only a few dollars per CD and the cost of postage.

The CD will provide members with the opportunity to load the directory onto their desktop computer, laptop, and/or PDA.

## Letters to the Editor

Hello Mrs. Dehmel

...after seeing the March 2007 news-letter, I'm compelled to say: What a Great Job!! The "C.I.I." has some really talented people!!

The newsletter is very interesting, with a nice graphic balance.

..., very impressive!! This makes me proud to be a member, and proud to state that I am a member of C.I.I.

Best regards, G.G.

FIFTH AVENUE PARA-LEGAL &  
PRIVATE INVESTIGATION  
SERVICES INC  
37 Fifth Avenue (Head Office)  
ST. THOMAS, Ontario, Canada  
N5R 4C4

Jay,

Thank you for your most colourful update.....I could almost feel the bubbles of the Dom P. frolicking to the strains of "Riverdance" along my palate.

I definitely can't top it, although myself and Jack Chu did have a nice lunch with first class Chinese food at a little restaurant in Hong Kong two weeks ago. Now I am looking forward to authentic deep dish Chicago pizza in August!

John Sexton, PPS CST

President

Sexton Executive Security, Inc.

[www.sextonsecurity.com](http://www.sextonsecurity.com)

Dear Trish

Greetings from India. You have done a great job with the News letter. It is interesting and very well laid out.

Congratulations

Pawanjit Ahluwalia

Premier Shield Pvt Ltd

John,

You will get the chance to have traditional Chicago deep dish pizza because on Thursday evening of the conference we will be dining at Gino's East Pizza, home of Chicago's famous deep dish pizza. After eating too much we will be visiting Chicago's Second City Theater for a comedy show.

In order to be part of this and all of the other excellent events we have planned you need to register for the conference. Thanks to Kevin Ripa and Rod Webb this can be done by logging onto the conference website [www.cii2007.com](http://www.cii2007.com). Both Kevin and Rod are sitting by their computers as you read this, waiting for you to log on and register. Don't disappoint them.

If you have any questions do not hesitate to contact me directly.

Thanks John for the plug I will have Gino's make up their special Donegal Pizza just for you.

Best to all

Jim Kirby

Trish and the team,

Great news letter, the quality may now inspire members to send in articles of interest and relevance to be published.

Regards

Roy Whitehouse CFE. CII.

WIS International.

Rua José Costa Guerreiro N°55,  
8100-070 Boliqueime,  
Portugal.

Dear Editor:

This a very good newsletter indeed.

Congratulations and well done.

Regards,

Dato' Syed Jaafar (SJ)

SJ Security Consultant

Penang, Malaysia

Trish,

Very nice Newsletter! For some reason I did not get January issue. If it's not much trouble can you please forward a copy?

Best regards,

Robert Creswell, CII, CFE, CPP

Managing Director

Creswell & Associates Ltda.

São Paulo, Brazil

Dear Trish and Lois:

Thank you Lois and Trish for an excellent newsletter. You have certainly brought out the professionalism in our association. Warmest Regards from the Kalastrees in Singapore.

Ponno



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# Ahhhhhhhh—Paris, elle est belle n'est pas elle ?



# Who was who in Paris?

## Council of International Investigators European Regional Meeting in Paris. Saturday, 14th April, 2007

### Executive Regional Director, Past President/Past Chairman Alan Marr – London, U.K. & Guest Vicki Marr welcomed:-

President Bert Falbaum – Tuscon, Arizona, U.S.A.

Guest - The Honorable Peggy Falbaum

Past President/Chairman Jay Groob – Boston & New York, U.S.A.

Guest - Amy Yunes

Secretary Jack Burke – Chicago, Illinois, U.S.A.

Guest - Alana Burke

Host Regional Director – France Joel Auribault - Dijon, France

Guest - Fabienne Michea

Past President/Chair & Regional Director USA Northeast - Joan Beach –

Virginia U.S.A.

Guest - Cami Dolinger

Regional Director – Germany Fritz Hebach – Berlin, Germany

Regional Director – Finland Jouni Heikkinen – Helsinki, Finland

Regional Director – Belgium Michel de Kort – Antwerp, Belgium

Member Lord Richard Green – London, United Kingdom

Member Goolam Monsoor – Paris, France

Guest - Valerie Monsoor

Member Paul Ciolino – Chicago, Illinois, U.S.A.

Guest - Liz Ciolino

Member Mike Morris – London, United Kingdom

Member Paco Fernandez – Barcelona, Spain

New Member Eddy Sigrist – Haarlem, The Netherlands

Guest - Jené Sigrist

Member David Sanmartin – Barcelona, Spain

Board Member Lois Colley – Columbus, Ohio, U.S.A.

Member Roger Warwick – Bologna, Italy

Guest - Valentina Warwick

Rejoining Member Graham Dooley – Lamballe, France

New Applicant Gert van Beek – Amsterdam, The Netherlands

Guest - Sylvia van Beek



New Applicant Rual Fat – Maramures, Romania

Guest – Possible Applicant – Francis Potok – Toulouse, France

Guest – Possible Applicant - Pascal Mignot – Blonay, Switzerland

Guest – Possible Applicant - Christopher Roberts – Paris, France

Guest - Possible Applicant – Ron Tevel - Israel

## ***Regional Directors' Report***

### **How's the Recruiting Drive Going?**

*By Alan Marr Executive Regional Director*

In January I wrote an article on the need for more investigators from the new expanded Europe. We now have two investigators from Romania being vetted, new applicants from Switzerland, The Netherlands and France. I would still like more from the old "Eastern Block" to apply for membership.

In March I wrote an article about the size of Africa and the need for more good investigators there. So far, I have not had any response, so I await your suggestions.

Now this time I am asking you to supply details of good investigators in South America. We currently only appear to have four members in the fourth largest continent. You must know good investigators in Argentina, Brazil, Bolivia, Chile, Colombia, Ecuador, French Guyana, Guyana, Paraguay, Peru, Surinam, Uruguay and Venezuela. It covers 12% of the Earth's land and is 6,879,000 square miles.

I can honestly say I have been to Venezuela, but

only for a couple of hours ! I deported a stowaway from a ship in Caracas, hardly a real visit. So I ask you to find more good investigators in South America, so that we can be more global in our family.

Members are our lifeblood, as an organization and for us to be world leaders, we need to be spread globally.

Please take a few moments to search your personal data bases for members in locations that we are currently not represented.



## ***Good reading for the Windy City***

*By Jim Kirby*

For those of you that are interested in a little history of Chicago I would recommend that you read "The Devil in the White City" by Erik Larson. This book charts the paths of two distantly related late 19th century stories that unfolded in Chicago. The first story details Daniel Hudson Burnham's efforts in planning and designing the city of Chicago in preparation for the 1893 World's Fair. Burnham's buildings and influence on Chicago's landscape can still be seen today.

The other story follows the exploits of the owner operator of what was known as the World's Fair Hotel, H.H. Holmes.

H.H. Holmes has become known as America's first serial killer. (Hence the Devil in the title of the book).

And No Paul Ciolino did not work on the criminal defense for Mr. Holmes. I will say no more as I don't want to spoil anything for those of you that might want to read the book.

I look forward to seeing all of you in Chicago, August 15-18th 2007 at the Radisson Suites and Hotel.

Remember log onto [www.cii2007.com](http://www.cii2007.com) to register for the conference and make your hotel reservations.

## ***Don Johnson re-elected in Indiana***

In January, members of the Indiana Private Detective Licensing Board re-elected Don C. Johnson, CLI, CII as their President for 2007. Don has served on the Board, a division of the Indiana Professional Licensing Agency, under three governors, and has operated Trace Investigations, Inc. in Bloomington, Indiana, since 1990. He began his career in private investigations working for Burns International Investigation Services in New York City in 1985. Don is a past president of the Indiana Society of Professional Investigators ([www.indianainvestigators.com](http://www.indianainvestigators.com)).

## CII member spotlight on Sheila Kalastree

**Where are your offices located?** In Singapore and Australia. **How long you have been in business?** The company has been in existence for over 32 years. I have been actively involved for the last 10 years. **What's happening in your region?** At the moment, investigations companies in Singapore are licensed. Investigators in most countries in Asia are not licensed, but this is changing. The security and investigations industry standards are constantly being reviewed for professional upgrading and improvements to the licensing criteria. However, credentialing is still in the infant stages. It is expected that there will be a prescribed course of study for investigators in the near future. The professional investigations courses available now in the region are all privately run, and there is very little training available.

**What did you do before you were a private investigator?** I was an event manager and conference producer in Australia. I organized consumer shows, trade shows, and sporting events and produced a range of conferences for senior management personnel. **Do you have an interesting story about a particular case?** Lots of them. One of the most fun was an undercover operation a couple of years ago. We needed evidence of a person's association in a business, so we induced her loyal staff to mention her involvement in a sensitive project without the staff knowing they were providing us with vital evidence to prove our case. The interview was conducted in Indonesia. Our cover story was that I was a wealthy boutique owner with a fashion house in Europe, and I was recruiting the targeted staff because of their skills. Anyone

who knows me can tell you I am no model or fashion house material, so I had to act and look rich and fashionable.

The hardest part was pretending that I didn't know the Indonesian language, because I was supposed to have grown up in Europe. I had to use an interpreter, to give me time to think of how to draw out the information. I had to confuse everyone, but not myself, so that in their confusion, they might be led to say what we wanted to hear. After an hour of intensive and stressful interviews, we got what we wanted. We had to wine and dine our guests as part of the rich and famous image and then leave immediately, before the word got around that that I was not a rich kid but an impostor. I never knew that so much went into making clothes!

**What are your hobbies and interests?** I love reading. Mystery novels are my favourite. Traveling anywhere exotic. Pop opera-type music: Sarah Brightman, Josh Groban, El Divo, Loreena McKennitt. Movies—emotionally evocative ones. All the Oscar-nominated movies are my cup of tea. I'm not much into romances and comedy, though a good laugh never hurts. **Is there anything else you'd like to add?** Life is like a train ride – the journey will change constantly – smooth at times and full of bumps at others. Along the way, we will meet many travel companions. None of us will know when our final stop is, and who will get to travel in the same compartment with us, and how long. It is up to us to make the most of the ride with our travel companions and experience the journey. I am a great believer that life is a box of chocolates, and there is something to look forward to!



## Spring time in Paris - Temps de ressort à Paris

*Continued from page 1*

Saturday afternoon was spent on a cruise of the Seine where little known facts about Paris were dispensed like golden nuggets. We even circled the Ile de la Cite, where the Gauls of the Parisii created the fishing village around 200 BC that ultimately became Paris. The weather was most conducive to viewing the Louvre, the Tour Eiffel and the many other wondrous sites as guests enjoyed an unseasonably warm weekend with on average, 26 Celsius temperatures. The dinner meeting was preceded by a cocktail hour held at the Hotel Lafayette where the Monsoors and Joel Auribault discreetly picked up the tab. And thanks to Lord Rick Green's connections and generosity, members were able to dine in the glamorous setting of the Press Club room at the Hotel Sofitel. So everyone enjoyed a flawless day and evening thanks to our hosts.



Jay and Amy in Paris.

Meanwhile, Executive Director Marr and his wife, Vicki Marr worked tirelessly to ensure that everything went as planned. Planning a weekend for international travelers is no small feat as many of our members already know.

From across the pond, President Bert Falbaum and his wife the Honorable Peggy Falbaum of Tuscon Arizona, graced the room with their presence. Past President and Chairman Jay Groob, his companion Amy Yunes and two of their children, Jonathan Yunes and Julie Groob represented Boston and New York. Jack Burke and his lovely wife Alana Burke reminded everyone of a couple having fun. Jack managed to use the dinner to plug the upcoming Chicago AGM. Newlyweds Paul Ciolino and his wife

Liz Ciolino found time in their busy schedules to join us – doubling the number of Chicago attendees.

For some of us, all we had to do was show up and thoroughly enjoy the splendor. Heartfelt thanks to those of you who put your time and effort into fulfilling our fantasy of springtime in Paris.



**SEE  
YOU  
THERE!**



**From the photo archives:**  
Ursula and John Swain of England and Zena Scott Archer from England taken during Aruba mid year meeting.

## ***CII member exposes medical foeticide***



*By Kunwar Vikram Singh CII, Lancers Network Limited*

It gives me immense pleasure to share with my peers another success story in which we successfully accomplished a project given to us by the Health Department of the Government of Gujrat State.

This is the **FIRST** time that a State Government hired the services of Private Detectives to conduct undercover

operation to find out private medical practitioners/hospitals involved in carrying out **FEMALE FOETICIDE** within the state. People normally get female children aborted after the Pre Natal Sex Determination Test is conducted. Such tests are prohibited under the law. The Boy-Girl sex ratio is decreasing sharply in India due to this practice of Female Foeticide. This has indeed become a **National Problem**. We developed a well defined modus operandi and conducted operations and successfully caught two prominent doctors engaged in this clandestine

business. The success story was told to the print and electronic media by the Health Commissioner of the State. Almost all TV channels covered this event and newspapers gave it wide publicity. We have successfully manage to create a fear psychosis among doctors and hospitals engaged in anti-social work. The entire operation was conducted under the direct supervision of Shivindra Pratap Singh (my son) . I thought of sharing this project which was undertaken more as the **SO-CIAL RESPONSIBILITY** of Private Detectives . Surely this will enhance the good image of our profession.

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### ***Skype Directory***

Jay Groob	aisjgroob
Reg Montgomery	reggie.montgomery
Rob Artus	Rob Artus
Tom Davies	tom.davies43
Fred Dehmel	fred-dehmel
Jacob Lapid	jacob.lapid
Robert Dudash	rdudashomaha
Kevin Ripa	jskramer

## ASIS Asia Pacific Conference 5 – 7 February '07 Singapore

Singapore made its mark once again in the international security and investigations arena, playing host to the **inaugural Asia Pacific conference for the American Society for Industrial Security (ASIS) International**, held 5<sup>th</sup> to 7<sup>th</sup> February at Swisshotel, The Stamford, in Raffles City Convention Centre, Singapore.

ASIS is the world's largest security association with an international membership spanning over 30,000 members from both the government and private sectors.

The conference was an extremely successful event well attended by 300 security practitioners from the Asian region. It was officiated by Associate Professor Ho Peng Kee, Senior Minister, Ministry of Home Affairs from Singapore. The keynote address was delivered by the Commissioner of Police, Singapore Police Force. Former Member of Parliament and Entrepreneur of the Year, Ms Claire Chiang, who is now President of the Singapore Compact for Corporate Social Responsibility, did the honors at the closing of the ASIS Asia Pacific conference.

The conference was a milestone event for ASIS International. It provided a platform of business development and professional networking for members from the Asian countries – many of whom have not been able to attend the regular conferences in the USA and Europe. It also allowed Asian members to meet with the very dedicated members of the ASIS International team from the US headquarters led by the Executive Director, Mr. Michael Stack. This meeting would have been rare for Asian members who do not attend the annual ASIS conference held in the USA.

Themed Risks, Opportunities and the Future of Security in the Asia-Pacific region was the theme and there is an increasing recognition of Asia's growing economic potential and also its role in

combating the threat of terrorism facing the world today. The ASIS conference featured a range of highly relevant and empowering speaker presentations encompassing issues in Corporate Espionage, Intellectual Property, Physical and Electronic Security Design, Crisis Planning, Information Security, Gaming Security and Supply Chain Security.

Speakers included senior management representatives from the world's major corporations and consultancy firms such as Mr. Peter Coleman of Deloitte Singapore, Mr. David Patterson and David Johnson from The Steele Foundation, Mr. Al-Naim Faisal of Saudi Aramco, Richard Hancock of Hill & Associates Ltd, Alan Orlob of Marriott International Lodging, Mr. George McBride of Aon Consulting, Mr. Jack

Chu of RA Consultants Ltd, Mr. Patrick Wang for Nokia (China) Investment Co. Ltd and others.

Ponno Kalastree, Regional Vice President, ASIS International Region 33 and committee member of the ASIS Economic Crime Council was involved in moderating 4 of the topics on: Security Issue in a Health Crisis: Business Continuity Planning for a Corporate Business to Survive a Potential Avian Flu Pandemic in Indonesia; Corporate Espionage – a Growing

Threat?; Challenging Environments in the Asia-Pacific Region; and Best Practices for Physical Security Vulnerability Assessments.

Additionally, it is of note that Mr. Kalastree has been recently appointed as the Vice President of the Security Association in Singapore and will be program chair for the ASIS International Conference in Singapore for 2008.

The success of the 2007 ASIS conference in the Asia Pacific will see Singapore hosting the 2008 ASIS Asia Pacific conference again in February next year.

This year, the ASIS Annual Seminar & Exhibits will be held in Las Vegas, USA from September 24<sup>th</sup> to 27<sup>th</sup>, 2007.



**Orchid display at Singapore Airport**

*-Photo by Kevin Ripa*



## Taking the mystery out of the romance

# Background check of future mate a new age necessity

By Claudia Rowe—reprinted from the P-I REPORTER

The day may come when running background checks on a roommate or romantic partner will be as common as getting an annual physical.

Several private investigators in Seattle -- reflecting on two recent cases in which women were killed by romantic partners who turned out to be disguising shady pasts -- find it difficult to believe that such searches aren't common practice already.

"If you're involved in a relationship that's going to affect your whole life, what could be of greater value?" asked Linda Montgomery, a private investigator in Ballard who believes that even people who are dating should be willing to share credit reports.

On Monday, a man known to police as Jonathan Rowan shot to death his ex-girlfriend, Rebecca Griego, in her office at the University of Washington. He then killed himself. Investigators say Rowan had two passports under different names and three aliases.

Last Thursday, a Gig Harbor man known to friends as John Williams shot to death Turid Bentley, the woman he lived with, in another murder-suicide. After searching the couple's home, police discovered that Williams was in fact John Branden, who was wanted in Oregon for kidnapping, raping and trying to kill a girlfriend in 1999.

And over the weekend, police arrested a 30-year-old woman, Lorelei Corpuz, who had passed herself off as a 17-year-old boy named Mark and persuaded an Everett couple to let her live in their home, where she sexually abused their 14-year-old daughter.

In all three cases, the victims were clueless about their partners' true identities. Friends and family members were also taken in by the hoaxes.

Though experts have access to databases that average citizens do not, there are measures that anyone can take to collect helpful information -- or at least confirm the veracity of what they've been told.

"I think it should become acceptable for people to say, 'Hey, I'm going to check you out.' It needs to be a thing like going to a doctor for a checkup," Montgomery said.

"My daughter met her husband on Match.com, and the first thing we did was background him."

Most of Montgomery's clients are corporate employers -- for a private citizen, her \$500 fee is often too steep -- but there are basic searches that even those with limited means can run.

"There are a bazillion public resources out there. It's just a matter of knowing how to use them," said Roger Dunn, a private investigator and former King County detective. State, federal and municipal courts in most jurisdictions put their records online, as does the King County Recorder's Office.

Public filings can indicate if a person has owned a home -- say, with someone of the opposite sex whom they've never mentioned, Dunn pointed out. "For free," he added, "someone could find out a lot about a person online if he took the time to do it."

For beginners, the investigator first advises a simple Google search, putting quotation marks around the subject's name.

"If the person's an ax murderer, there might be a newspaper article about them from their past," Dunn said.

Secondly, he suggests searching court filings in the states or counties where your subject has lived. This can turn up domestic violence assaults and other criminal charges, as well as divorces.

"It's all out there," Dunn said. "It's all available."

This assumes that a person has been truthful about providing a correct, searchable name and birth date. So to investigators, turning up nothing at all sounds more warning bells. Almost everyone leaves some sort of paper -- or electronic -- trail.

But if an Internet search provides nothing, common sense can reap volumes, Montgomery said. Listen to what people tell you, she advised. Make a mental note and check it out.

"If someone says they work at wherever, pick up the phone and call them there," she said. "If they say, 'I've got a mother in so-and-so place,' look up her address."

Above all, follow your hunches. Several years ago, she recalled, a father from out of state called, concerned about the man his daughter was dating. It was just a gut feeling, she said. After a court check, Montgomery found out about the man's divorce. In his file, she discovered allegations of domestic violence and learned his first wife had disappeared mysteriously.

"He wasn't charged with murder, but after we found the divorce records and spoke with family members, it became clear that this woman hadn't just 'disappeared' like he was telling everyone," Montgomery said. "That father got on a plane, met his daughter here and told her all the things we had found.

She flew off with him and left that guy immediately."

-Submitted by Bill Elliott



***"Wow, that was really insane! I mean when that crazy woman with the 12 kids stood up and called my Jeffrey Todd? I mean does her elevator go all the way to the top floor?"***

## CII members attend gatherings in Washington and Paris!

By Jay Groob

It seems that we had just concluded our AGM in Singapore when a group of us appeared on the doorstep of our past president, Joan Beach, outside of the Capitol in Washington, D.C.

You see, Joan is not only one of the most respected members of the Council, she is also the former President and current Vice President of the Maine State Society of Washington, D.C, a non-profit, 100% volunteer organization for Mainers living and working in the Washington, D.C. area... Can you say multi-talented?

We were in the nation's capital because Joan had organized a prestigious book signing, invitation only I must add, with former Secretary of Defense, William Cohen and his elegant wife, television personality and author, Janet Langhart. The event went off brilliantly, with the former Secretary commenting that it had surpassed his wildest expectations.

Not only was there a delegation of local "Maniacs" in attendance, but several Council members were also there to support the Society.

There was a free flowing of celebrities in and out throughout the day and into the evening. The host, I must say, was gracious and supported by her family, investigative staff, and especially her grandson, Nick. Many in attendance were from Maine, Boston (ahem), and surrounding states.

### Springtime in Paris

Not soon after this brilliant invitation-only gathering, did our truly International Council rendezvous in Paris, the City of Lights. The weather could not have been better! I am positive that Alan Marr arranged for this as well!

As you know, our Executive Regional Director and Past President from across the pond, Alan Marr, has been extremely active, and is doing an exemplary job both recruiting and vetting CII members in his region.

It seems that with the new vetting protocol recently initiated through the efforts of our second VP Fred Dehmel and third VP Nancy Barber, we are experiencing a much-welcomed growth spurt. Their efforts have resulted in a much more efficient and streamlined process, thank heavens!

As members and guests arrived, an impromptu dinner was organized on Friday night not too far from the Champs-Elysees. Needless to say, the bubbly was flowing freely, due to the graciousness of Lord Green.

The following afternoon we gathered and boarded at Pont De L'Alamo, (the scene of Diana's fatal and unforgettable crash), for a networking cruise that was not only scenic but informational as well. Remember my mention of the weather? It just so happens that Paris realized a record high this day that had not been broken since 1949!

To think that if I was in Boston I could have been shoveling snow! I might be wrong but I think I made the right decision to go the Paris! This soiree, I must add, was brilliantly planned, and with Master Organizer Alan Marr's supervision in Paris, all went off without a hitch.

Alan, along with Lord Green from England, Host Regional Director Joel Auribault, Fabienne Michea, Goolam Monsoor and his wife Valerie, spared no expense in their efforts to make this a



most memorable event. From the spectacular cocktail hour on the 33<sup>rd</sup> floor of the Concorde Hotel (a more magnificent view of the Eiffel Tower and center of Paris could not be imagined), to the four-course meal at the Press Club in the Sofitel Hotel across from RTL (the famous French radio station), this was truly unbelievable!

After the customary greeting speeches, our Secretary, Jack Burke, grabbed the floor touting the Chicago AGM. Using strong-arm tactics that only this former Chicago Police Detective could get away with, he made sure that all members, potential members, guests and families would be attend, or else!

The group was honored with the presence of several high ranking past, present and distinguished officers, including yours truly as present Chairman, with my lovely companion, Amy Yunes; current President Bert Falbaum and his new bride, The Honorable Peggy Falbaum; past President Joan Beach, with her niece Cam; and Alan Marr with his wife, Vicki.

Other Council dignitaries included Lois Colley of Councilor fame, our amazing and diligent Secretary, Jack Burke with his wife Alana, as well as Paul Cioloino and his wife, Liz.

## Shape of the future seen at Tokyo Security Show



A model displays a new concept in security uniforms with a built in keyboard at Security Show 2007 in Tokyo March 6, 2007. Is "Beam me up Scotty", too far behind? [Reuters] - **submitted by Beijing Orient Investigation Co., Ltd.**



**From the photo archives:** Bob Peterson (deceased) from Ohio, Zena Scott Archer from England and Malcolm Thomson, (deceased) of Scotland.

## Wedding in Panama

Brett Mikkelson, director of Innovative Solutions Corp, B.M. Investigations, Inc., was married in a civil ceremony on January 25, 2007, in Panama City, Republic of Panama. The religious ceremony took place at 5:00 p.m. on



April 28, 2007, at the Iglesia San Judas Tadeo (English Saint Jude Thaddeus Church) in Panama City. A reception was held in the El Panama Hotel beginning at 7:00 p.m., and it will probably last quite a few days. Brett is a regional manager with CII.

## CII members attend gatherings in Washington and Paris!

Continued from page 10

Other attendees included Germany's Regional Director, Fritz Hebach, Finland RD, Jouni Heikkinen, and Belgium RD Michel de Kort.

Member Mike Morris was in attendance; as were Eddy Sigrist and his wife, Jene; David Sansmith; Roger Warwick and his wife, Valentina; and Graham Dooley.

In addition we enjoyed meeting new applicant Gert van Beek and his wife, Sylvia; and a possible applicant, Rual Fat of Romania.

Surprisingly, there was a sizeable delegation from the U.S.

We enjoyed the camaraderie of members from several countries and had the opportunity to meet and greet new members from Holland, Switzerland, France, Germany, Belgium, Romania, Israel, France, Spain, and the U.K.

As prospective members are often advised, we consider

the Council members to be our second family. But the Council can also be an excellent vehicle for business purposes. Coincidentally, and by way of example, I was recently contacted by our exemplary member in Belgium, Michel de Kort for an assignment in my area, which I conducted at his request. We communicated well and I believe Michel was happy with the results that I provided. Surprisingly, not more than one week later, I requested his assistance with an investigation in his region. Through e-mail, telephone calls and text messages, Michel was able to provide my client with information paramount to the case.

I have also had the pleasure of recently working with Roy Whitehouse in Portugal, Rich Green, and Rod Webb in Australia, all of whom did outstanding work, took the initiative, and went the extra mile as expected from CII.

In closing, Paris was simply wonderful.

It just proves that with a little planning, regional meetings, even in Paris, can be realized.

## Portugal's justice system scrutinized in McCann case

By Roy Whitehouse

With Portugal being in the world media spot light at the moment due to the alleged abduction of Maddie McCann there has been a great deal made of the 'Secrets of Justice' that operates in Portugal.

Basically it means that once an issue is in the Justice system then all information surrounding the issue can not be divulged to anyone outside the process.

With regard to a criminal investigation this means that the law enforcement agency carrying out the investigation can not give any information out to the media. This includes the name of any person they may wish to interview or any aspect of their enquiry. They can not say what is happening to forensic examinations or the result of them. If they take someone into custody they will not give any information out as to the identity of that person.

In the present situation in the McCann investigation, this lack of information to the press is causing them, the press, to speculate what is happening with the investigation.

The main reason for this secrecy is to protect the investigation, so no information can get out to any person who may be involved



Missing 4 year-old Maddie McCann

with the crime. Another reason is to protect the identity of anyone that is suspected or eventually charged with an offence. There details are released at a later date if and when they are found guilty.

This secrecy also includes civil cases. Although the parties involved in a litigation are named at the outset, once the papers are in the court obtaining further information can be frustrating of an investigator.

We know that A is suing B for 5000 euros. What we can not find out is what it was for, and when it is likely to come to trial. The legal process is so slow, a simple suing for non payment can take a few years to be finalised. It can then be almost impossible to ascertain what the outcome was without making contact with the plaintiff.

The present situation is certainly frustrating the foreign press, that are camped out in Praia Da Luz, the town that Maddie has disappeared from. This lack of information is certainly new to them and they do not like it.

I am sure that many law agencies throughout the world would welcome this situation in their own countries, as we all know there has been many an investigation ruined by press involvement or printing information that investigating officers would prefer to keep out of the public domain.

In reality in Portugal if the press find information that is martial to the investigation they should pass it to the police, once this has been done it is then subject to the secrecy laws.

One problem 'secrecy of justice' causes, is the press can speculate and report how an investigation is progressing, the Police can not make a statement correcting their articles. This then gives the public a false image of the truth.

There is now talk in the legal and government circles to look at the secrecy issue, hopefully they will end up with a fine balance that gives certain freedom to release information and protect the innocently accused.

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## Get Wicked in Chicago

By Jim Kirby

For those of you that enjoy the theatre or are a fan of the story of The Wizard of OZ, I thought you would like to know that the production of **Wicked** will be running in Chicago during the AGM. The award winning show is at the Ford Oriental Theatre in the heart of downtown Chicago.

If anyone is interested in seeing the show I would suggest that you look into purchasing tickets before you come to Chicago as virtually all of the shows sell out within a week of the performance. Ticket prices range from \$45 to \$120 and there really are no bad seats in the Ford Theatre. The best dates to see the show that don't conflict with events for the AGM would be either a Tuesday night August 14th or a Saturday night the 18th. You can purchase tickets online via the website [www.centerstagechicago.com](http://www.centerstagechicago.com). You won't be disappointed with the show.

Also if you know that you will attending the AGM I ask that you go ahead and register as early registration assists the committee in planning the social events. (I have learned from a reliable source that Jack Burke has been making numerous trips to the State of Indiana lately reportedly stocking up on fireworks for the opening cocktail reception) So if you don't want to miss out on seeing Jack Burke lighting off massive amounts of fireworks log onto [www.cii2007.com](http://www.cii2007.com). and register.

And, as always if you have any questions do not hesitate to contact me directly.

See you in August!

## More Paris!!



## Lies, Damn Lies, and Lawsuits

By Larry Ross, Ross Financial Services, Inc.



The purpose of this article is to provide a framework useful in analyzing when a lie, told during the ordinary course of investigative business, might give rise to legal liability. We will be limiting our discussion to civil liability, but the elements of criminal liability are similar, varying mainly in the burden of proof.

### Euphemistically Speaking

Most of us don't like to admit that we lie, so we use euphemistic words like 'pretext' or 'subterfuge' to describe our actions. There really isn't much difference between these two terms, since both involve some sort of overt 'false representation' or 'misrepresentation.'

The word 'pretext' is derived from Latin, its brother, 'subterfuge,' from French. Unfortunately, 'pretexting,' the euphemism that we use so frequently, has accumulated some ugly connotations these days. As William Safire wrote recently about pretexting in the *New York Times Magazine*, September 24, 2006:

"...Its origin is in the Latin *texere*, 'to weave, to fabricate'; from that came the metaphor 'to weave a web of lies' and 'to fabricate a story.' A pretext can be mild, a mere excuse or 'white lie'; it can also be synonymous with *pretense*, rooted in the Latin *tendere*, 'to stretch,' in this sense meaning 'to stretch the truth.' No matter how you stretch it, the new participle pretexting has an aura of dishonesty about it."

There has been a great deal of confusion both in the press and in recent congressional hearings about the meaning of the term 'pretext.' Though 'pretext' has sometimes mistakenly been used synonymously with the term 'fraudulent misrepresentation,' these two terms are definitely not interchangeable where the courts are concerned. Rather than the terms 'pretext' or 'subterfuge,' courts use the terms 'misrepresentation' or 'deceit' to describe that subdivision of the law of fraud that is based on a false statement. In other words, "The type of interest protected by the law of deceit is the interest in formulating business judgments without being misled by others..."

### Reality Check

Whatever term we use, the important point to remember is that not every lie is fraudulent. Whether recognized or not, most people use some 'pretexting' every day in the normal business and social interactions. We all know about white lies used to spare another's feelings. And certainly no one would consider it to be unethical, let alone illegal, to tell the other party in a negotiation that 'X' is the final offer when, in fact, other offers will be made if the one on the table is refused. Business people engage in 'puffing' or 'trade talk.' Similarly, our vendors occasionally conduct pretexts to make sure that we are using their services within the limits of our contracts.

### Weighing the Burden

Proving fraud is much more difficult than proving most civil injuries or breaches of contract. There is a stigma attached to the charge of fraud, and civil fraud is viewed as quasi-criminal, with the standard of proof in a civil fraud case lying between the stan-

dard for criminal fraud and the standard for most other civil cases.

Civil fraud must be proved by '*clear and convincing evidence*' because the interests involved are deemed to be more substantial than the mere loss of money. This standard is more rigorous than the '*preponderance of the evidence*' required in a civil case, but less stringent than '*beyond a reasonable doubt*' necessary in a criminal case where a person's liberty is at stake.

Moreover, the party claiming civil fraud must take great care in describing the fraud when filing the initial Complaint. Ordinarily, a person bringing a civil Complaint merely has to give the other party notice that an injury or a contract breach is claimed. In a case of civil fraud, the fraud must be described in great detail.

### Elements of Fraud

Unfortunately, there is no bright line that divides fraudulent lies from innocuous white lies. Fraud is an elusive term whose definition can vary from state to state, as well as from case to case. Generally speaking, a party claiming to have been defrauded must prove: (1) a false statement, (2) about a material fact, (3) made with the intent to deceive, (4) upon which the claimant relied, (5) and which resulted in damages to the claimant.

**False Representation.** There must be a false statement (misrepresentation).

**Example:** *If a person with whom I am communicating assumes that Ross Financial Services, Inc. represents investors or investment services, I don't have any immediate duty to explain the name of my company or the nature of my business. The law requires the other party to use reasonable care in determining facts, so there is nothing fraudulent here.*

**Materiality.** A false representation is 'material' if the representation would have influenced a reasonable person in the claimants' position. Trivial misstatements, even though false, cannot provide a basis for a lawsuit claiming fraud.

**Example:** *A New York buyer wants to purchase a derelict property located next to the expensive office suites that he is building. He does not want to disclose that he has an interest in purchasing the derelict property, fearing that the price would be jacked up unfairly. His representative, claiming to be a Washington, DC buyer, places the call to inquire about the property. It is unlikely that a court would find this representation to be 'material' and, thus, would not find that a fraud has been committed.*

**Deception.** The false representation must be made with the intent to deceive the claimant. The party seeking damages for misrepresentation must have been personally misled, and must have personally relied on the false statement.

**Example:** *Business A is interested in determining what financial incentives a county has offered to its competitor, Business B. Telephone contact is made to the county from an individual representing Business A, indicating interest in investing in that county. Since the call is to learn about financial incentives offered, and is made to the county, not to Business B, it is likely that this deception would not be found to be fraudulent. More-*

# Chicago's top tourist attraction is Navy Pier

## Navy Pier History:

•**1914-16:** In 1914 the City of Chicago hired architect

Charles Sumner Frost to begin construction on a 1.5 mile long recreational pier with freight and passenger ship docking facilities. This pier, which was given the name of Municipal Pier and cost Chicago \$4.5 million to build, opened in 1916, and was the only pier in the nation to combine shipping with public entertainment.

•**1927:** Municipal Pier was renamed Navy Pier.

•**War Time:** During WWI Municipal Pier was used to house soldiers and recruits. During WWII, Navy Pier was used to train some 15,000 pilots (one of the pilots trained: President George Bush). Ac-



ording to Chicago city authorities, some 200 wrecked planes rest at the bottom of Lake Michigan as a result of accidents during training. After WWII ended, Navy Pier became a two-year undergraduate campus to educate returning (Both the Navy Pier campus and UICC were part of the University of Illinois.)

• **1970s:** During the first half of the 1970s, Navy Pier was neglected by the city. Then, in 1977, Navy Pier was designated a Chicago landmark. Slowly, Navy Pier began to be modernized (some people say the city thought Navy Pier could be used as a casino). Even though the casino idea never came to fruition, Navy Pier began to draw millions of visitors to its fests, and so in 1994, the City of Chicago paid for Navy Pier to undergo a

\$150 million renovation.

•**2000s:** Today, Navy Pier is Chicago's Number One attraction.

## Lies, Damn Lies, and Lawsuits

Continued from page 13

over, the misrepresentation may not even be material.

**Reliance.** The courts are in disagreement over whether a claimant must justify his or her reliance on a false material misrepresentation. For instance, in the District of Columbia, the courts follow the rule that reliance cannot be deemed 'reasonable' if minimal investigation would have revealed the truth.

**Example:** *The borrower applied for a home mortgage through a lender. That lender referred the application to another lender, and the loan application was denied. The borrower claimed to have been defrauded by the false representation of the original lender indicating that it would be the entity to process the borrower's application. However, the court ruled that if the representation had been material to the borrower...it was the obligation of the borrower to determine the actual facts.*

**Damages.** The person to whom a misrepresentation is made must prove that he/she was actually injured as a result of the misrepresentation.

**Example:** *An investigator pretends to be interested in investing in a Ponzi scheme that is being run by a judgment debtor. The pretext allows the investigator to obtain references from the debtor, thus uncovering where the judgment debtor banks. Most courts would find that the judgment debtor cannot then prove that he has been damaged by the misrepresentation, since the pretext was used to end the fraud that the debtor, himself, was committing.*

### Conclusion

Obviously, this is far from an exhaustive study of the subdivision of fraud known as misrepresentation or deceit. Moreover, it is not a matter of black or white. Different courts in other jurisdictions could conceivably view the examples above as supporting a finding of fraud, rather than agreeing with the courts

in the cases I have cited. Nor do I intend to provide legal advice about how any particular pretext would be viewed by a court or a jury. Welcome to the gray zone.

What I do hope is that this article provides you with a framework against which you can measure a pretext you contemplate using in your practice. Examine the pretext for the elements of a possible fraud case, and consider the difficulties an opponent would face in proving that you have committed fraud. Finally, as Sergeant Phil Esterhaus used to say on *Hill Street Blues*:

"Let's be careful out there."

**Larry Ross** is president of *Ross Financial Services, Inc. (RFS)*, a firm offering corporate research services, asset searches, and fraud investigations to investigators, attorneys and businesses. Located in Washington, DC, RFS specializes in providing support to those in need of information from the Federal government, foreign embassies, and national trade associations. Larry can be reached at 202.237.1001 or by email at [LRoss@RFSinc.com](mailto:LRoss@RFSinc.com).

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### ENDNOTES

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## The History of the Private Eye by: Ben Harroll –The PI Museum



The PI Museum is a collection of treasures and artifacts celebrating the rich history of the Private Eye. The museum is located in the heart of San Diego's historic Gas lamp Quarter District.

The PI Museum's collection was acquired over the last quarter century by Private Investigator Ben Harroll, of Gaslamp Quarter Investigations. Now a look through some of the collection . . .

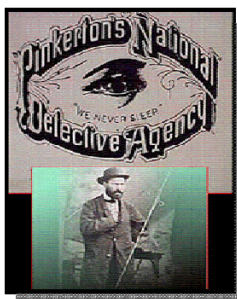
### Francois-Eugene Vidocq (1775-1857)

*The World's 1st Private Detective*  
Vidocq established "Le Bureau des



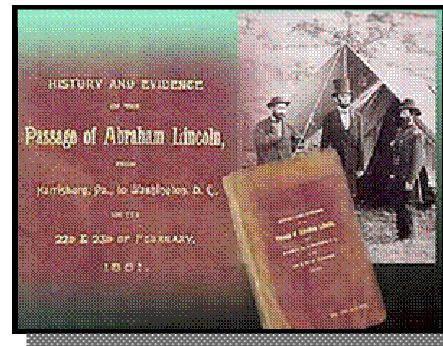
Renseignements" January 3rd, 1834, and had a colorful career. There's no argument that Vidocq's 1828 romantic Memoirs, served as source material for: Balzac, Dickens, Doyle, Dumas, Hugo, and Poe. The PI Museum collection includes a copy of the English translation of this fascinating personal account of the world's first Private Eye. Today, the Vidocq Society uses Vidocq's methods and approaches to investigate unsolved murders. The Society's web address is: [www.vidocq.org](http://www.vidocq.org)

**Allan Pinkerton**  
(1819-1884)  
*America's 1st Private Detective*  
In 1847 Allan Pinkerton joined the



Chicago Police Department. By 1849 he was their first Detective. In 1850, Pinkerton became a Private Eye, and quickly became a legend. Francois-Eugene Vidocq may have in part, inspired Allan Pinkerton. The English translation of Vidocq's exploits were widely distributed throughout America, and would have been familiar to Pinkerton.

Few contributions made by Private Detectives can rival Pinkerton's legendary work in saving President



Lincoln from assassination on the way to his inauguration. Pinkerton, at Lincoln's request, created the Secret Service and assured his own place in history. The PI Museum collection includes a copy of Pinkerton's study on the assassination attempt.

### Historic Detective Treasures & Artifacts:

From the very beginning a Detective or Private Investigator needed a variety of "tools" that would allow him or her to be more productive in facing a variety of challenges. It is also, thankfully, true that yesterdays P.I.'s left us a rich collection of the day-to-day items that help us today to form a tangible record of what they did and how they did it.

Here are a few examples of Historic Detective Treasures & Artifacts that may make you feel a "kinship" with Private Eyes of the past. Most of us will, after some brief reflection, be very grateful that when we return from our musings we are in fact 21st Century "Gumshoes" who have richly benefited from the contributions of many others.



### International Detective's Conference - St. Louis - 1889

This glass magnifier is 3" in diameter and 4/8" thick metal "event souvenir", made by and for a group of Private Eyes. They were even then making advances in the profession by coming together from all over the World. We are still enjoying this long heralded tradition over 100 years later. But who were they? Perhaps some of the working P.I.'s of today can eventually enlighten us all.



### Expo Detective Watch Camera

This is a watch-style detective camera, circa 1905 in the U.S. and 1904 in Britain. It was patented by Houghton's and sold as the Tika. The cameras sold for \$2.50 new, and now are valued from \$250-\$500 or \$1,200-\$1,800, depending on the model. The lens is an achromatic type. The early model took 12 exposures. The picture is taken using the winding stem. The knob serves as the lens cap.

**(Look for more news from the PI museum in upcoming issues.)**

**CII — Pending Applicants****Conrad Ceillam**

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**Rampalsingh Chauhan**

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**Ethem Emre**

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**Pascal Mignot**

Pascal Mignot Detective Prive'  
Blonay, Vaud, Switzerland

## Chicago — Home of the Blues!



**CII members Trish Dehmel and Kevin Cahoon get down in the House of Blues during the recent 2007 INTA conference held in Chicago, in April.**



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