



June 2011 | Issue 11

In This Issue

President's Message	1
2011 CII AGM CONFERENCE	2
FEATURE ARTICLES	5
Process Service in France	5
Understanding the Anti-Paparazzi Law	7
Private Investigation in China	8
Candidates Get Caught In A Lie	10
Privacy for Criminal Offenders Protection in Canada	11
The sinking of Cheonan	12
MEMBER NEWS	13
Journey Along The Nile	13
Canpro Global/King-Reed Merge	14
Member News: South America	15
PI Museum On Wheels	15
REGIONAL NEWS	16
2011 Regional Mtg: Bangkok	16
2001 European Regional Meeting	18
FROM THE PR COMMITTEE	21

The International Councilor

President's Message

BY Roy Whitehouse

Dear Members,

AGM Is Around The Corner:

We are only about 12 weeks away from the AGM and registrations are still low. I appreciate that a lot of members, especially those in close proximity to the venue tend to leave registration until the last minute. I also realize that some members do not make up their minds until we move closer to the actual event dates.



Procrastination in confirming a reservation poses a variety of problems, not the least of which is the impact upon the organizers of the event. I would urge all members that are coming to register to do so as soon as possible as a courtesy to Jay Groob. It will enable him to guarantee locations and complete his plans for you.

Strategic Planning For Our Future:

At the beginning of my term, I asked the strategic committee to work on a CII development plan. It's obvious from their research that CII needs to modernize in order to grow and become part of the 21st century. We are working with a constitution that was written in the 1950's before any of us were using fax

machines let alone mobile telephones. The system we have at the moment is slow and bureaucratic. It does not allow the management board to make the day to day decisions that is required by a modern organization in order to be competitive.

I recently ask members to respond to a simple question, "Why did you join the CII?" Although I had a number of replies with good comments I was disappointed by the response in general. What did come through from the responses that I received was the emphasis upon a need for change within CII, its management and its administration.

Getting members to volunteer to take on various jobs and getting people to stand for board position is an additional problem. Either members are too busy or do not want to undertake these posts due to allocation of time and resources. Therefore, we should be prepared to pay for some of the services that at the moment we call upon members to provide. By contracting the right services, we can get them done efficiently and on time.

I think it's time for all of us to take a hard look at what we have and how we can make it better. I am convinced that continuing in the same direction and hoping things will improve or that some one else will

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2011 CII AGM Conference in Boston Agenda at a Glance

CII Annual General Meeting

2011 Conference
Boston, MA

Sept. 14-17, 2011

TUESDAY, SEPTEMBER 13, 2011		
9am - 2pm	Golf Event (Optional) Not included in Registration	<ul style="list-style-type: none"> Granite Links Golf Club at Quarry Hills Meet in hotel lobby at 8:00am for transfer Lunch included
2pm - 7pm	Registration	<ul style="list-style-type: none"> Lobby
8pm - 12am	Hospitality Suite	<ul style="list-style-type: none"> Networking
WEDNESDAY, SEPTEMBER 14, 2011		
9am - 4pm	Board Meeting (Board Members only required)	
9am - All Day	Registration	<ul style="list-style-type: none"> Lobby
1:35pm-5pm	Boston Red Sox Game (Optional)	<ul style="list-style-type: none"> Fenway Park
6:30pm	Walk to Event	<ul style="list-style-type: none"> Meet in lobby for walk (5 min.) to event
7pm - 10pm	Welcome Cocktail Reception/Dinner	<ul style="list-style-type: none"> Top of the Hub
10pm - 12am	Hospitality Suite	<ul style="list-style-type: none"> Networking
THURSDAY, SEPTEMBER 15, 2011		
8am - 4pm	Annual General Meeting & Exhibitors	<ul style="list-style-type: none"> Followed by new Board meeting
8am - 5pm	Registration	<ul style="list-style-type: none"> Lobby
8:30am - 9am	Opening Ceremony	
10am - 3pm	Spousal/Shopping on Newbury Street, Boston Points of Interest nearby / Lunch	<ul style="list-style-type: none"> Meet in lobby at 10am
4:30 pm	Transfer to Event	<ul style="list-style-type: none"> Meet in lobby for transfer
5pm - 7pm	Hennessey's Pub Cocktail Reception/ Dinner	<ul style="list-style-type: none"> Downtown Boston
7pm	Transfer to Event	

THURSDAY (continued)		
7:30pm - 10pm	Blue Man Group	<ul style="list-style-type: none"> Charles' Playhouse
10pm - 12am	Hospitality Suite	<ul style="list-style-type: none"> Networking
FRIDAY, SEPTEMBER 16, 2011		
8am - 5pm	Educational Seminars, Exhibitors & Keynote Speaker	<ul style="list-style-type: none"> Theme: "Modern Day Investigations in a Technological Society"
9am - 4pm	Spousal - Boston Duck Tour & Quincy Market	
5:30pm - 11pm	Optional Boston Harbour Cruise & Dinner	
8pm - 12am	Hospitality Suite	<ul style="list-style-type: none"> Networking
SATURDAY, SEPTEMBER 17, 2011		
10am - 2pm	Business Networking - Scavenger Hunt & Walk on Walk-off Trolley	<ul style="list-style-type: none"> Downtown Boston
	Lunch on Own	
6:30pm - Midnight	Cocktail Reception and Black Tie (Optional) Gala Dinner - Live Charity Auction	<ul style="list-style-type: none"> Marriott Hotel

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President's Message [continued from page 1](#)

sort it out is going to turn us into the association that we want to represent to the world.

I hope to see many of you at the AGM this year. In the meantime, I trust a few of you will reach out to me and volunteer in furtherance of our association.

Sincerely,

Roy Whitehouse, President 



“MODERN DAY INVESTIGATIONS IN A TECHNOLOGICAL SOCIETY”

SPEAKERS

GUEST SPEAKERS

Luncheon: Thursday, September 15, 2011



Keynote Speaker, Joseph Finder

Joseph Finder, internationally best-selling author of nine novels, launched the Nick Heller series with the 2009 publication of *Vanished*, which Publishers Weekly called “emotionally supercharged and action packed.” The second book in that series, *Buried Secrets*, is due for release by St. Martin’s Press on June 21st, 2011.

Previous bestsellers include *Power Play*, which debuted at #7 on the New York Times list; *Killer Instinct*, which won the ITW’s Thriller Award for Best Novel of 2006; *Company Man*; *Paranoia*, now in development as a major motion picture and named as a “Best Business Book of 2009” in a poll conducted by the McCombs School of Business at the University of Texas and 1991’s *The Moscow Club*, which Publishers Weekly named among the ten best spy thrillers of all time. Finder’s novel, *High Crimes*, became a hit movie starring Ashley Judd and Morgan Freeman. Joseph’s book, *Killer Instinct*, is now set to be turned into a movie with Bruce Beresford directing.

Seminars: Friday, September 16, 2011



Mark Spencer, Arsenal Consulting

Mark Spencer is President of Arsenal Consulting, where he leads engagements involving computer forensics, information security, and electronic discovery for law firms, corporations, and government agencies. He has more than a decade’s worth of law enforcement and private sector computer forensics experience. Mark is also an adjunct professor at Bunker Hill Community College in Boston, and an instructor at the Computer Security Institute. He has taught seminars and training classes for clients including NASA, Lockheed Martin, and the Royal Canadian Mounted Police.

Internet Investigations: You already know that successful private investigations often involve the Internet. What you might not know is how to dig deeper than the typical search engines and investigative databases. In this engaging and technical presentation, Computer Forensics Expert Mark Spencer will share his knowledge regarding Internet investigations. Topics covered will include use of advanced DNS (Domain Name Service) tools, deciphering email headers, archiving websites, and more.

Computer Forensics & Private Investigations: After a brief introduction into what computer forensics is and how to properly handle electronic evidence, Computer Forensics Expert, Mark Spencer, and CII Past President, Jay Groob, will lead attendees on a journey through compelling civil and criminal cases involving computer forensics and private investigations. Mr. Spencer and Mr. Groob will focus on cases they’ve worked on together in which they uncovered digital “smoking guns” for their clients.

www.cii2.org for more information



“MODERN DAY INVESTIGATIONS IN A TECHNOLOGICAL SOCIETY”

SPEAKERS

GUEST SPEAKERS

Seminars: Friday, September 16, 2011



Norman J. Groot

Norman Groot is a commercial and insurance litigation lawyer and a Certified Fraud Examiner. Norman holds an LL.B. from the Faculty of Law at the University of Western Ontario, and a B.A. (Hons) from Wilfrid Laurier University. Previously, Norman was a police officer with the Ontario Regional Police Service. Norman’s practice is devoted to assisting counsel in investigations and dealing with police, defending police and private sector investigators in criminal, civil, and regulatory actions, assisting insurers defend suspected fraudulent claims, and to recovering the proceeds of fraud on behalf of financial institutions and corporations.

Additionally, Norman is counsel to the Canadian Association of Special Investigation Units, the Canadian Independent Adjusters Association and the Canadian Association of Private Investigators on privacy and investigation matters.

Norman’s book, *Canadian Law and Private Investigations*, was used to commence an investigation law practice group at the firm of McCague Peacock LLP. Thereafter, Norman and other lawyers with policing experience created the Investigation Counsel Professional Corporation as a law firm that focuses on the defense of investigators in the private and public sectors and on plaintiff fraud recovery.



John Milkiewicz

John Milkiewicz is a Diplomatic Security Service Liaison Officer for the Special Operations Command at the U.S. Department of State, located at MacDill Airforce Base in Tampa, FL. As such, John advises command on Diplomatic Security Service capabilities, embassy operations, and global threat information, as well as acting as liaison between SOCOM (Special Operations Command), the Diplomatic Security Service, and United States Diplomatic Posts overseas.

Diplomatic Security Special Agents are federal law enforcement officers who serve globally, advising ambassadors on all security issues and coordinating all of a mission’s security programs. In the United States, agents investigate passport and visa fraud and protect the Secretary of State and visiting foreign dignitaries.

John has served overseas as the Operations Coordinator for the Protective Operations Division at the U.S. Embassy in Iraq, the Regional Security Officer for the U.S. Consulate in Ho Chi Minh City, Vietnam, the Site Security Manager for the New Embassy Project in Nairobi, Kenya, and Assistant Regional Security Officer at the U.S. Embassy in Tunis, Tunisia.

www.cii2.org for more information



57th ANNUAL CII GENERAL MEETING

Boston, MA

SEPTEMBER 13-17, 2011

“MODERN DAY INVESTIGATIONS IN A TECHNOLOGICAL SOCIETY”

SPEAKERS

GUEST SPEAKERS

Seminars: Friday, September 16, 2011



Frank Thibodeau

Frank Thibodeau, Vice President of Bruker Detection, is a 1979 graduate of West Point with a BS in General Engineering with a concentration in Chemistry. His military experience spanning 22 years in the US Army included operations in various contingencies while specializing in CBRNE defense located in the USA, Europe, and brief operations in the Middle East and Far East.

The threat from terrorist attacks using CBRNE weapons or cataclysmic accidents from natural or unnatural disasters causing CBRNE effects is highly probable. The proximity of nuclear plants and chemical plants to highly populated areas makes many infrastructures vulnerable after disasters. Yet most government, financial, and highly populated structures have no way of ascertaining the actual dangers. CBRNE detection technologies are fundamental to the protection of critical infrastructure. Yet most facilities have questionable outdated detectors or none at all. New construction for billion dollar facilities is occurring with little or CBRNE detection. Frank will cover the Chemical, Biological, Radiological, Nuclear, and Explosives detection options, technologies, along with benefits and possible disadvantages of general technology types.



57th ANNUAL CII GENERAL MEETING

Boston, MA

ACTIVITIES

ACTIVITY HIGHLIGHTS



SPONSORSHIP OPPORTUNITIES

PLATINUM PACKAGE

Cost \$10,000 - Limit to one package

- * Full conference registration for five
- * Product booth throughout the conference
- * Opportunity to make a presentation at the seminars
- * Full size banner prominently displayed throughout conference
- * Full page Advertisement on outside cover of conference brochure
- * Recognition for sponsorship of welcoming reception
- * Attendee list/contact information
- * Promotional material to be included in attendee handouts

GOLD PACKAGE

Cost \$5,000 - Limit to two package

- * Full conference registration for two
- * Product booth at seminars
- * Full size banner prominently displayed throughout conference
- * Full page Advertisement on inside cover of conference brochure
- * Recognition for sponsorship of Luncheon / Hospitality suite
- * Attendee list/contact information
- * Promotional material to be included in attendee handouts

SILVER PACKAGE

Cost \$1,500 - Limit to five package

- * Full conference registration for one
- * Product booth at seminars
- * Full size banner prominently displayed throughout conference
- * Full page Advertisement in conference brochure
- * Attendee list/contact information
- * Promotional material to be included in attendee handouts

GENERAL MEMBERSHIP ADVERTISING AND SPONSORSHIP

- \$1,400 Full-page advertisement in conference brochure along with a sign advertising sponsorship of a break and full registration to the conference for two.
- \$850 Full page advertisement in conference brochure along with a sign advertising sponsorship of a break.
- \$700 Full page advertisement in conference brochure.
- \$350 Half page advertisement in conference brochure.
- \$200 Quarter page advertisement in conference brochure.
- \$150 Business card size advertisement in conference brochure.
- \$200 Hospitality Suite - one night (advertising) - multiple sponsors (includes signage).
- \$600 Hospitality Suite - all three nights - (includes signage).
- \$300 Board lunch and refreshments - multiple sponsors to max. 4 (includes signage).
- \$1,000 Welcome reception - multiple sponsors - continuous recognition (includes signage).
- \$500 Delegate tote bags - two sponsors (logos on bags).
- \$1,000 Delegate folios - can be shared (includes recognition and signage).
- \$600 Seminar refreshment breaks (includes signage).
- \$1,000 Seminar lunch - limit two sponsors (includes signage).

REGISTRATION FEES (US DOLLARS)

- \$450.00..... Members
- \$500.00..... Non Members
- \$400.00..... Partners/Guests
- \$200.00..... Seminars Only (For Local Investigators)
- \$125.00..... Gala Dinner (For Local Investigators)

CII 2011 AGM GALA DINNER



Saturday, September 17th, 2011

Cocktail Reception & Black Tie (optional) Gala Dinner Live Charity Auction

Marriott Hotel



www.cii2.org for more information

www.cii2.org to reserve!

Contact: Jeremy King | jking@king-reed.com for sponsorship inquiries.

Process Service in France, a complicated business

By **Graham H Dooley, M.Inst.Para (Int)**, *President Anglo French Paralegal & Investigation Services*.
Graham can be reached at France: +33 (0)608581058 or UK Mob: +44 (0)750 1115265

It is supposed to be illegal for lawyers and licensed private investigators to serve legal documents on an individual or company in France. However, at the end of the day, there appears to be no stated case on the subject.

If you want to start a legal controversy in France, just mention the word «Process Service» In the last year a lawyer has threatened to sue me and a French PI has threatened to report any foreign PI serving documents in France to the gendrames. This is after seeking a quote from the latter to deliver a letter through a postal box address.

Don't let anyone tell you that process serving has nothing to do with investigations! Having been an investigator in France for the past 15 years, I know better. When hired as an intermediary for French process service, more often than not, a simple request from a lawyer or PI can result in a “trace” inquiry because rarely are the details correct. The French address poses a problem in particular because post and/or zip codes are frequently missing from the addresses on the documents.

Skip Tracing in France is not a simple task

In France, there is no database per se for researching an individual unless they own a company or are registered as employed in France. Inquiries have to be done by letter to each prefecture located in each department. If the exact address is unknown, they a PI may have to conduct research in 101 French departments.

There are 22 metropolitan and five overseas regions. All of these have identical legal status whilst being integral parts of France. The departments are subdivided into 342 arrondissements, which in turn, are divided into cantons.

Each canton consists of a small number of communes. I'm sure you get my drift and can hopefully see that limited information on the subject makes the search even more complicated. Understandably, tracing in France is not simply a £25 search fee!

Service of Process

Service of process is not only serving legal notice but it includes ancillary steps to notify a person of the actions being taken—known as plenary actions.

Plenary actions in France are usually undertaken by the Post Office and it is simply a recorded delivery letter sent to the subject's address.

Process serving can be a problem in France namely because the phrase “process serving” is little known and rarely used in this country. The French do however use a very old expression “papier-bleu” which translated simply means “blue paper.” This I believe was originally the colour of court papers that were served on defendants. Having said that, some Huissier's are now using the phrase.

Non-UK process serving and Huissier des Justice

In parts of Europe, Canada and the United States, this procedure is ordered by the courts, relayed by lawyers and transmitted by private detectives, private “process servers” or bailiffs.



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In France however only “Huissiers des Justice” can issue legal documents. A Huissier can also act as an arbitrator. It is supposed to be illegal for lawyers and licensed private investigators to serve legal documents on an individual or company in France. However, at the end of the day, there appears to be no stated case on the subject. If you send documents to arrange service most Huissiers will not touch them without the documents being officially translated into French and full details of the petitioner including full name, date and place of birth, full address supported by proof in some cases, profession and sometimes passport are required.

Impersonating a Huissier

Whilst it is an offence to impersonate a Huissier, it is not common for PI’s to state to a process recipient “I am a Huissier” This is covered in the French Civil Code of which a translation is shown below: <http://legifrance.com/> In addition there is no legal requirement in the UK for a Process Server to identify himself therefore I think it would be very difficult to prove impersonation if you say nothing!

SECTION VII – USURPATION OF OFFICE

ARTICLE 433-12

Ordinance no. 2000-916 of 19th September 2000 Article 3 Official Journal of 22nd September 2000 came into force the 1st January 2002

Any person acting without authority who interferes in the discharge of a public service by performing an act reserved for the holder of this office is punished by three years’ imprisonment and a fine of € 45,000.

ARTICLE 433-13

Ordinance no. 2000-916 of 19th September 2000 Article 3 Official Journal of 22nd September 2000 came into force the 1st January 2002

A penalty of one year’s imprisonment and a fine of € 15,000 is incurred by any person who:

1. exercises an activity in conditions liable to create in the mind of the public a confusion with the discharge of a public service or an activity reserved to legal professional officers or public officers;
2. uses papers or written documents presenting a similarity to judicial or extra-judicial documents or a similarity to administrative documents, liable to cause misapprehension in the mind of the public.

I believe it will be very difficult to prove a case, especially if the process server carries a card which says “I am not a Huissier – I am a Process Server.” In fact, there is no requirement in the UK for a process server to identify himself to the subject.

The Hague Convention sets out the rules relating to Process Serving abroad and a copy can be found at:

<http://www.admiraltylawguide.com/conven/serviceabroad1965.html>

CONVENTION ON THE SERVICE ABROAD OF JUDICIAL AND EXTRAJUDICIAL DOCUMENTS IN CIVIL OR COMMERCIAL MATTERS

(The Hague, 15 November 1965)

The procedure agreed by the treaty should theoretically be used in all signatory countries.

In France, only the Department of Justice is the central authority and declared empowered to issue legal documents. This declaration extends to overseas departments and in French Polynesia.

The problem is that the procedures of the Hague Convention are very slow and most lawyers prefer to give the documents to a private process server, even though they may be in contravention to the French law. They are usually more efficient, but somewhat more expensive.

Complications that can occur when following the law to the letter! This case was N° 33 of 2009 in the Royal Courts of Justice in London and was concerning the simple delivery of a Bankruptcy petition on a subject in the UK. Briefly, a UK Process Server attended at the debtor’s address in 2008. The debtor was not present at the address and the process server, having established from neighbours that she lived there, deposited the documents in the letter box. The debtor later claimed that she did not have a letter box even though the process server stated on oath that he had left the documents in the letter box.

The debtor subsequently moved to France and I was instructed to trace the address and serve documents. I advised the UK lawyers that I would find a Huissier which I did. The Huissier promptly visited the premises (an isolated detached house set in several acres in rural France) and in spite of taking the

2 km trek down the drive nobody answered the door. In accordance with French law the Huissier left his calling card on the letter box outside the premises. The proprietor is obliged to contact the Huissier's office within 15 days – if they do not the documents are deemed served.

In addition service by registered letter is also deemed legal in France. I arranged service by registered post using my French office address. The debtor did not acknowledge either of the service procedures. She said that she did not receive the documents because they were address wrongly even though the “post person” had marked on the envelope “Refused”? She said that the Huissier had not left any information.

I was then contacted by the lawyers and asked to arrange for personal of substituted service of the documents on the debtor. I again explained the French laws and the lawyers responded by saying “the UK judge could not give a to?? about French law and asked that I arrange the service under UK law. Who am I to refuse a judge's demand?

I then visited the area with a French investigator and we attended the house. It was difficult to find and I went to the front door. There was a dog inside barking, two UK registered cars in the courtyard but no answer. We waited for two hours at the entrance gate and were just about to leave when a UK registered Land Rover turned into the drive. The driver was asked did he know the debtor and replied that it was his wife or partner. The documents were simply handed through the open window of the car and he was asked if he could give them to her.

Wait for it – yet again she objected to the service saying that the man I spoke to was not her partner – he did not speak English and denied the guy existed. I subsequently attended the Royal Court for the second time in this case along with the first UK process server. Case proved – claim upheld!

The full case does make interesting reading however the point of this report is “who is right when it comes to serving process in France.” In this case we had tried every possible way to serve these documents and still we had objections from the debtor, the lawyers and the Judge. ▶

Protecting Celebrities-Understanding the Anti-Paparazzi Law | SUBMITTED BY Jesse A. Martell

Assembly Bill 2479 made changes to California Civil Code Section 1708.8, which embodies California's “anti-paparazzi” legislation. These changes included a criminal law that prohibits the act to interfere with the driver of a vehicle, to willfully follow another vehicle too closely, or commit reckless driving in pursuit of “any visual image, sound recording or other physical impression of another person for a commercial purpose.” This new criminal law is an additional tool to be used by bodyguards or private investigators hired to protect a celebrity, and it is listed under section 40008 of the California Vehicle Code.

This new law in the California Vehicle Code is very important and will be referenced by police officers, private investigators, or executive protection agents when an arrest is made. If the private investigator or executive protection agent makes an arrest, it is important that he or she indicate to the police officer that the suspect is being arrested for violation of California Vehicle Code section 40008 (a) or violation of California Vehicle Code section 40008 (b), and not refer to the arrest as a violation of the “paparazzi law.”

In California, a misdemeanor arrest by a police officer without a warrant is permissible only if the public offense occurs in the arresting officer's presence. If the officer is at the right place at the right time, such as being part of a “sting operation” or responding to a 911 call and arriving at the location in a sufficient amount of time to witness the paparazzi committing the violation, he or she would be able to make the arrest. California Penal code 837 authorizes a private citizen, including a private investigator to make an

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As a result of this case I have started to construct a new website called www.papier-bleu.com which I hope will assist foreign lawyers, investigators and the general public when they require process serving in France. Please feel free to contact me with any comments on this article, constructive or otherwise! ☒

arrest for a misdemeanor committed in his or her presence. The executive protection agent or investigator may apprehend the individual themselves or choose to have the police respond and have them make the apprehension.

The notion that the police should “round up” the paparazzi or make arrests for violations that were not witnessed by the officer is unlikely to happen. This activity is very similar to what security or loss prevention agents conduct on a regular basis at stores with regards to petty theft, also misdemeanor, and a violation of California Penal Code section 484. Once the theft is conducted in the presence of security, they will apprehend and arrest the individual. The police department will be called to transport the individual to jail. Security will be responsible for providing evidence and testifying in court.

This criminal law is one amendment of many that was made to 1708.8 of the California Civil Code which addresses invasion of privacy issues. Private investigators who may be wondering if any of these amendments or the language used in this anti-paparazzi law hinder the ability of an investigator to conduct surveillance in the performance of his duties, it does not. The legislation committee of the California Association of Licensed Investigators did a great job working with this bill to have section (g) included, which addresses legitimate investigations conducted by licensed private investigators.

California Vehicle Code section 40008 is not intended to stop paparazzi from conducting their work, and in many cases, the celebrity may welcome their presence. It is intended to stop those individuals who follow a celebrity in a reckless manner with disregard for public safety. If a celebrity feels that while traveling on the road their lives and the lives of their children have been placed in danger by the dangerous actions of the paparazzi, he or she may use this law to stop those actions by hiring a licensed and qualified private investigator that has a complete understanding of the law.

Jesse A. Martell, CII of Martell Investigations, Los Angeles, California, USA. Jesse has been interviewed and featured in numerous articles about the new anti-paparazzi legislation and can be reached at (323) 478-0241 or found at <http://martellpi.com> 

Private Investigation in China

By Jack Chu, CII, RA Consultants, Hong Kong; Jack can be reached at 852.2647.2626 or jack.chu@ra.com.hk

“Know yourself and your enemy; a hundred battles are a hundred victories!”
— Art of War, Sun zu

In the past 16 years, since leaving law enforcement and working in the private security industry, I have been asked many questions by my counterparts in the West about the Chinese Investigative market and due diligence in China. This article is an attempt to address these issues.

History of P.I.’s in China before 1978

In 1949, when China’s current government was established, private investigation by civilians was forbidden. Consequently, demand for investigations was minimal.

During that time, the government controlled all personal data on its citizens and companies were all state-owned. There were no private companies and foreign investors allowed in China. Therefore, information about individuals and companies would have been very accurate. But it wasn’t for sale.

Great Market Demand in China after 1978

In 1978, the Chinese government began promoting an Open Door Policy allowing foreign investors to enter the Chinese market. A transformation took shape as the country enjoyed a massive economic boom. China joined the World Trade Organization and encouraged foreign enterprises to penetrate the Chinese market.

As the economic situation changed, the government’s control over information and company management dissipated. The increase in economic growth was matched with an increase in crime. The need for private investigators became apparent within a few years of the Open Door Policy.

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In recent years, economic crime has escalated due the increase in commercial and private businesses. When crime occurs, the victims are required, under Chinese law, to immediately report the event to the police. The police are then expected to take full control of the case and thoroughly investigate the situation. Though the expectations of both the victim and the police are clear, it is evident there is not enough manpower or a large enough budget to solve all of the cases. Therefore, there is a large market for private investigators in China.

Today, confidential and private information on a person is no longer independently gathered and maintained by the government. While the government maintains control over some crucial information, personal records and company data is publicly available. This relaxed control of information available to the public has led to an increase in forgery. Almost everything can be forged, from graduation certificates to company registration documents to bank papers. Increased competition in the market place combined with economic pressures has contributed to a rise in the use of false information.

P.I. Statues and Restriction

In Hong Kong, the regulations on P.I.'s and security follow **the regulations made by the British government** before 1997. Licenses are issued by the government to private companies and some associations are formed to regulate and monitor the industry themselves.

By 1982, the first P.I. firm appeared in Shanghai, China. However, the Chinese government still has not officially issued a license for P.I. service in China. Most of the companies conduct their services under other licenses such as market survey, quality monitoring or business consulting.

In December of 2009, Prime Minister WEN Jiabao approved a new regulation on Chinese security management. This was a signal to the public that China's security market was opening to the private companies in China.

According to this new regulation, Chinese Police will no longer own or manage security companies. The security license will be issued to the private companies as they are eligible. It is only a matter of time until the Chinese government will issue licenses to P.I. firms meeting these same requirements.

What Kind of PI Services are in the China Market?

- Company Background Checks
- Individual Profiling
- Pre-Employee Screening
- Due Diligence
- Brand Protection or IPR
- Insurance Investigation
- Fraud Investigation
- Litigation Support
- Matrimonial Investigation
- Asset Trace



Explore the Opportunities in the China Market

Though there is a high demand for P.I. services in China, the quality of the service is still poor, partly due to a lack of public support. P.I.'s in China need to improve their investigative skills and capabilities with more training and experience. Fortunately, there are now more and more Chinese P.I.'s seeking education and participating at international investigative conferences.

International professional associations, like the Council of International Investigators (CII), can contribute by providing training workshops to improve investigation skills and forming local partnerships

in China so their counterparts can learn the expectations of foreign clients and work towards continued improvement in the services they provide. The majority of P.I.'s in China are striving to match the quality of investigations in Western countries and professional development standards in China are currently underway. I look forward to the day where there will be a professional association creating the guidelines for private investigations in China. ☐

Candidates Get Caught In A Lie

By Chris Davis

Reprinted from South China Morning Post, Saturday, April 16, 2011

Employers typically encourage their staff to make good use of their creativity. However, they tend to be less impressed when job candidates become too creative with their academic or career achievements.

For instance, in the 2010 HireRight Employment Screening Benchmarking Report, 69% of employers canvassed indicated they have caught a previous applicant lying on his resume.

According to Kelvin Ko, founder and CEO of Verity Consulting, which specialises in conducting employee background checks, employers request independent background checks for several reasons. “White collar crimes involving fraud, leaking information to competitors and people simply not being able to do the job they have been hired to do have led employers to become more cautious. Pre-employment background checks can avoid damage to the reputation of a company resulting from hiring the wrong person. They can also save time and the expense of restarting the recruitment process,” says Ko.

According to data from Verity, the main areas that job-seekers falsify include their previous salary package, stock options and bonus payments. Their dates of employment have also been changed to hide career gaps in their resume. “The drive to secure a well-paying job or the fact that the offer is being made in cross-border jurisdiction possibly make some people feel the checking process will be minimal,” Ko says.

Ko is a former Hong Kong policeman and director of several commercial investigation firms. He says that in the main, his firm is able to check deeper and wider than the capabilities of internal human resources departments and recruitment agencies.

Verity’s checking processes usually begin when the number of candidates has been short-listed to three or four. Background checks can vary depend-

ing on the position the candidate is applying for. For example, if the job involves financial responsibility or the public image of a company, there might be a need to check lifestyle choices for evidence of socially unacceptable practices, which could include excessive gambling.

Eunice Ng, director at Avanza Consulting, Pacific, says they conduct thorough academic and previous employment checking on candidates, but would use the services of specialist firm if it was necessary to conduct criminal or lifestyle checks. In some jurisdictions it is not possible to carry out a criminal record check but it may be possible for the applicant to obtain a certificate of record on payment of a search and certification fee.

Jack Clode, managing director at Kroll, which offers risk mitigation services, says pre-employment checks conducted by the firm go beyond following up on references. “Our in-depth checking on senior executives can go back as far as 10 years and can cover different countries they might have worked in. The research can cover areas including litigation, criminal checks, reputation, and media scandals.”

By talking to peers and former colleagues, Kroll investigators are able to provide a rounded profile of the job applicant. They then check whether the candidate is a good team leader, popular with clients or as good as he says he is at generating business revenue.

Clode is also quick to point out that it is not all bad news for job-seekers and employees who fear employers digging into their past. “In many instances, we are able to confirm the person applying for the job is indeed the best candidate and possesses exemplary capabilities,” he says.

Dan Shoemaker, vice-president for international business at HireRight – Kroll’s sister company in the Altagrity group – says Kroll’s investment in data, proprietary systems and expertise allows the firm to gather and provide information in a more comprehensive and consistent manner than an employer’s own screening programme.

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“We also know from our own work that roughly one-third of all verifications turn up some level of difference between what the applicant provided and what we were able to confirm.”

Top 10 lies

- Salary package – stock option, discretionary bonus
- Change dates of employment to hide career gaps
- Academic qualification
- Reasons for leaving
- Job title or designation
- Duties and role, such as local versus regional
- Work experience
- Business interests
- Size of department or number of subordinates
- Language fluency

Complied by Verity Consulting



Privacy for Criminal Offenders Protection in Canada is Questionable

OPINION PIECE BY Debra MacDonald, Debra is President of C3 Investigations Inc., and can be reached at debra@c3investigation.com

An article that appeared in the Canadian National Post dated May 18, 2011, emphasizes how Privacy restrictions help convicted criminals protect their identity in our country and become a burden to someone else (<http://www.nationalpost.com/news/canada/Case+asks+what+seller+must+reveal/4806274/story.html>).

In this case, an Ontario Justice ruled that a homeowner who was selling his house was obliged to tell the purchaser of his home that a sex offender lived across the road. The fact was confirmed by a private investigator who determined the sex offender was convicted in 2001 and pardoned six years later.

Should a Canadian homeowner be held responsible when the General Public in Canada is not privy to this type of record? Not only did it take an investigator an extensive number of hours to confirm this information, but they are not permitted to investigate without “a purpose,” such as a breach in contract. This is where the Canadian Privacy Laws have over stepped their boundaries. These type of due diligence research does not fall within the confines of the law in Canada until the contract has been sealed between the purchaser and the seller. Meanwhile would be sellers and realtors worry that examples such as this might result in a new clause for realtors to ensure sellers are protected.

In Canada, the public had no access to a database that provided the name, profile or address of sex offender, murderer, or armed robber, etc. According to the John Howards’ society in the National Post article, since the

offender has paid their debt to society; the protection of their identity was critical to the rehabilitation process. The question would be what if the rehabilitation was not successful, then when does the public have a right to know?

In 1988, Christopher Stevenson was abducted from a Mall in Brampton by a repeat sex offender. If the sex offender registry had been public knowledge, maybe Christopher would have been more protected. In 2008, an article in MacLean’s Magazine (<http://www2.macleans.ca/2008/01/14/how-we-got-here/>) reported the progress of the sex offender registry as flawed and getting worse.

As Canadian investigators who continue to work under these conditions while battling further restrictions on privacy, we see daily examples that the protection of such information has not been proven to be in the public interest or safety. It would be unfair to investigate the neighbours through exhaustive means and costs when our neighbour, the United States has opened the door to ensure that those convicted of crimes, especially sex offenders are exposed to the public and visible through on line databases. In Texas, you can actually enter your address and observe the convicted criminals within a mile radius of where you live. There are over 50 databases in the United States that provide profiles, pictures, and addresses of convicts. One of the websites for such databases was found at: <http://www.homefacts.com/offenders.html>.

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Many Canadians believe that sex offenders should be publicized to ensure that those who have children can protect them in the neighbourhood. *Buyer beware*, does not apply here in Canada due to the freedom of information of criminals being protected through our laws. This causes great concerns for all Canadians, as the flow of information has been hindered and enables criminals of the worse kind to walk freely amongst us. ☐

The sinking of Cheonan

OPINION PIECE BY CHI Jung-nam, CII Jungnam can be reached at 82.2.777.5767 or prochi@providers.co.kr.

One of the principles that investigators, be they reporters or PIs, hold is to question anything that goes against common sense. This principle was not present in the reporting of the sinking of South Korean navy corvette Cheonan last year in spite of their being numerous factors that defied common sense. Reporters wrote what the military authorities announced and thus the story that was related as news was that the ship was sank by a North Korean torpedo fired from a submarine.

One year after the sinking of the corvette Cheonan, the lid placed on the sunken truth seems to be cracking a little and the whole truth about this deception may soon come to the light.

When the ceasefire was signed for the Korean War in 1953, the United Nations Command inadvertently forgot to extend the demilitarized zone into the sea. In an effort to correct the faux pas, the UN Command unilaterally announced the Northern Limit Line (NLL) later that year which included five islands on the West Sea controlled by South Korea, three of which were located well into the North beyond the land DMZ. Initially, North Korea did not protest, but recently, it started complaining that the ROK-US joint military exercise conducted in the water near the islands and reminded the UN Command and South Korea that Pyongyang never agreed or accepted the NLL. On the morning of November 23, North Korean military through its hot-line with South Korea protested twice and demanded that the exercise near their border be stopped immediately and held somewhere else.

Four photos show damage to the ROKS Cheonan — clockwise from upper left: (1) “stack-damage;” (2) front portion (port side) of ship showing the break point; (3) water pressure marks on the hull bottom; (4) front half of the Cheonan as a large fragment is lifted from the sea (April 24, 2010. (Wikipedia)



When the ROK-US joint exercise continued firing in the area after a slight adjustment of the direction of firings toward the open sea, then the shelling on the island began. When Seoul demanded an apology for the shelling, Pyongyang responded that it was their rightful defense of their own sovereign rights.

On June 1, 2011, South Korean Yonhap News reported that Pyongyang exposed that in a series of secret contacts between South Korean emissaries and North Korea in Beijing this year, South Korean missions begged for a South-North summit meeting this year and tried to bribe North Korea into issuing an apology on the sinking of corvette Cheonan. When North Koreans refused to apologize for something they claimed to have nothing to do with, South Korean emissaries suggested that a “compromised” statement that sounded like an apology to South Koreans, but not to North Koreans would be acceptable. North Korea’s military committee spokesman then exposed that South Korean mission offered money and declared that they would not make any more contact with the regime in South Korea. The South Korean government responded by saying that North Korea misinterpreted Seoul’s intention. ☐



Journey Along The Nile

By Alan Marr, CII, Alan can be reached at alan-marr@jigsawservices.co.uk

Let's take a cruise on the Nile! — “ARE YOU MAD?” Thus goes the occasional conversation between husband and wife and it's precisely how the conversation ensued between Vicki and I after suggesting we take a cruise along the Nile. We had just returned from the CII Tel Aviv meeting, where hours before our arrival a British lady had been killed in a suicide bomb attack at the main bus depot in Jerusalem. Having felt perfectly safe in Israel, despite a Christian and Muslim family dispute which erupted in Cairo, leaving many dead, we had continued to monitor the situation in the Middle East. This time period has since become known as the Arab Spring. It was a very uncertain time for many and it was under these conditions that I suggested the journey along the Nile.

I have always talked about the Nile on my “bucket list” (Things I want to do before I kick the bucket). There were some very good offers as travel companies were getting desperate for customers. I reasoned that the trouble was confined to the Cairo area and did not affect the Nile at Luxor or Aswan, and the Red Sea resorts seemed unaffected by the troubles as well. I consider myself to be a seasoned traveller having visited 61 countries and lived with the threat of terrorism for 30 years at New Scotland Yard. I remembered watching the Irish rockets falling on Downing Street from my 10th story window in February 1991.

Ultimately, we agreed upon a last minute booking and travel



in mid May. We took a flight to Luxor and boarded our five star all inclusive Nile Cruise ship. The boat had a small swimming pool and most importantly a bar with cold beers. Normally there are 400 boats of various sizes on the Nile. At this time there were only 20 in operation and when our boat finished the trip it too was laid up and the crew were paid off.

The journey was fabulous. We visited sites and temples at Esna, Edfu and Aswan. You had to get up early in the morning and visit before the sun got too hot and back on the boat for a beer at lunch time. At Aswan, I had the

opportunity to take a three hour coach trip to Abu Simbel where the Temple of Ramesses II had been raised 64 meters from it's original site so that the Nasser Dam did not drown it. The visit was well worth the coach trip.

We left Aswan and headed back towards Luxor stopping at Komumbu and Al Kab on the way back. My impression of the Nile was that I was glad that there were so few tourists, it made visiting temples very easy. The down side was that there were the same number of shop keepers and touts all looking for business. You cannot blame them as they had lost 95 percent of their customers and they still had overhead to make and families to feed.

Along the way, I learned some basic Arabic and would identify the crew members by their name tags. By just

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Canpro Global and King-Reed Merge

to Create Canada's Largest National Investigation and Risk Mitigation Firm

Toronto, June 7, 2011: Canpro Global Services Inc. and King-Reed & Associates LP have amalgamated to create the largest full-service risk mitigation and investigation company in Canada.

The new organization, Canpro King-Reed LP, with combined annual revenues in excess of \$40 million, becomes the dominant service provider in its field. Chairman of the Board, Brian D. King, and President and CEO, Robert Burns, in a joint announcement said, "We now blanket the country from coast to coast and our clients get the broadest range of services in the industry. It's a perfect fit."



Mr. Brian D. King

The combined firm will deliver uniform reporting and methodology and the ease of a single point of contact for national coverage. Clients will now have access to expanded technology, geographic coverage, resources and industry specialists across Canada and in some international locations. Client services include Investigations, Security and Risk Consulting, Pre-employment Screening, Occupational Health & Safety, and Labour Risk Management.

"King-Reed established itself over 27 years as the premier service provider in Eastern Canada. This merger allows us to ensure our clients that same level of service across the country," said Brian D. King, Chairman of the Board.

President and CEO, Robert Burns, stated, "Canpro and King-Reed have been working co-operatively for 15 years. Becoming a single national service provider is the natural next step in our evolution. I'm totally excited about the opportunities this creates for our clients."

Canpro King-Reed combined includes over 450 professionals in 23 locations across Canada and abroad. Client sectors include government,

corporate, financial, legal, extractive and insurance industries.

The merger is the result of the private equity investment in both firms by Granite Global Solutions. "Granite Global Solutions is proud to have facilitated bringing together these two great Canadian success stories that complement each other perfectly and can seamlessly continue to grow and develop in new and existing markets." said Murray Wallace, President & CEO, Granite Global Solutions. □



Announcement Photo: Ken Cahoon, Robert Burns, Nino Calabrese, Paul McParlan—Apologies: Brian King

Journey Along the Nile (continued)

being friendly and saying thank you — "Shukran Mohammed," it worked wonders and I was looked after very well. If you went a stage further and inquired about their family and the current situation in Cairo, they were very friendly and had a great sense of humour. It was interesting watching Aljezeera Television News in English, it had a different slant to BBC or CNN news items.

For our second week we went to a Red Sea resort and chilled out. So I can now cross the Nile off my bucket list. Was I mad? Certainly not. I weighed the threat against our desire to see the area and I was right, it was perfectly safe. So if it is on your bucket list, I would recommend you do it now before the tourists return in numbers. □

Member News from South America

Maurice and Chandra Amres send warm greetings from their new office building in Guyana, where Chandra supervised the design and the construction of the project. The Amres promise to be in Boston!



Member News USA — PI Museum On Wheels

BY Ben Harroll; Ben can be reached at 619.239.6991 or benharroll@cox.net

Ben Harroll, founder and curator of the PI Museum, is following through on his promise to endlessly and tirelessly promote our profession. The P.I. Museum On Wheels is getting ready to roll again thanks to Vendor support from *NCISS, CALI, Merlin, SIU, PI Magazine, PI Gear & PI Bookstore*. The stops include Ft. Worth Texas in August, Denver Colorado in September, Sand Diego in 2012, Boston in 2012, and London UK in 2013.

In an effort to support their travels, the P.I. Museum is selling an individual one-time membership as: a Charter Founder's Circle Member for \$25.00, USD; the Pinkerton for \$250.00; the Duffy \$500.00; or the highest level of membership support available, the Vidocq for \$1,000.00 USD. The museum also offers extras in the form of Flyers, Tote Bags, T-Shirts, Mouse Pads, and Patches all with the PI Museum logo.



Ben Harroll and John Walsh at the PI Museum

Harroll is in the process of translating an original handwritten letter by Eugene Francois Vidocq. The letter is reportedly on Vidocq's ornate letter-head and appears to be an early example of *financial forensics* that Vidocq prepared for a client in 1841. Now that is exciting! You can check out the PI Museum at www.pimuseum.org.

San Francisco: David Fechheimer named “Best Private Investigator” by State Farm Weekly 2011.

Online State Farm Weekly Reporter Peter Jamison recently posed the question “What do Russian oligarchs, Khmer Rouge leaders, Islamic terrorist suspects and Kobe Bryant all have in common? Jamison went on to provide the answer: They have all done business with David Fechheimer, CII. David Fechheimer was pursuing a graduate degree in literature and aspiring to be a poet when the allure of private investigation caught his eye after reading the 1930's novel, *The Maltese Falcon*. David can be reached at 415-885-5918. For the rest of the article [click here](#).

New York City: Barry K. Horvick, CII, ASIS, gave a presentation on April 29 at the 5th Annual Life Settlements and Longevity Conference in New York City entitled “Due diligence and vetting to satisfy fiduciary obligations.”

Barry focused on the never ending need to scrutinize the human element in all financial transactions. In his presentation, Barry emphasized that “for obvious reasons, dishonest individuals will always be attracted to investment-based activities and the movement of large sums of money.” Barry has been a member of the Investigations Council of ASIS International since mid-April and is an Advisory Board Member and Chairman of the Due Diligence & Vetting Committee of the International Society of Life Settlement Professionals.

Barry is the president of Corporate Intelligence Researchers, Inc. located in Alexandria, Virginia, USA. Barry can be reached at 703.323.7671 or ciri@corporateintel.com. His website is www.corporateintel.com

For Thailand, Vietnam and Chinese Members: Larry Miller is currently involved in helping to establish an education program for Michigan residents of the Hmong clan (formerly residents of the northeast area of Laos).

The Hmong clan inhabited the northeast area of Laos adjacent to Vietnam and China. The intent of this program is to educate the younger Hmongs about the heritage of their clan in Laos. While this program is just

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beginning to develop it is hoped that some suitable educational materials are available in the countries surrounding Laos or in Laos itself.

Hopefully a CII member in China, Thailand or Vietnam will read this letter and help Larry identify preferable school materials. Larry can be reached at:

lawinvest@provide.net 

Regional News >

2011 Regional Meeting in Bangkok, Thailand

By John Sexton, *Third Vice President, CII; President of Sexton Executive Security (Virginia)*.
John can be reached at 703-293-6262 or president@sextonsecurity.com

There are many benefits to joining a professional organization such as CII. The ability to grow one's business on an international scale, having access to some of the world's leading experts, and building life-long friendships all rank at the top. For me, another invaluable benefit is being able to travel to far-away and exotic places that one fanaticized about in childhood. I have been most fortunate to have attended CII meetings in Wales, Australia, and Singapore, to name a few.

One of the duties of the 3rd Vice President is to encourage several Regional Meetings around the globe each year. Not only does it give members a chance to re-connect and make it easy for those in the surrounding areas to attend, but it also introduces the Council of International Investigators to local investigators who get a first-hand chance to experience the educational and social aspects of belonging to such a highly respected organization.

After being elected to 3rd V.P. in Wales last year, I took the duty seriously and attempted to cover as much of the globe as possible with meetings between April and May, 2011. Our dedicated members in Israel and Belgium volunteered to host meetings in Tel Aviv and Antwerp. Because of the great support we experience throughout Asia, not to mention the sheer numbers of investigators



who may have a desire to join CII, it was decided to hold an Asian Regional meeting in Bangkok.

The Regional Director for Asia, Past President Ponno Kalastre and his team worked tirelessly together with our local host Adrian Charles, to ensure that the regional meeting there would be a memorable experience for all participants. Unfortunately, it took me 38 hours to reach Bangkok from Washington D.C., so I had to miss the social get together

in the Pathumwan Princess hotel on the first evening. Even though Adrian attended the event himself, he still managed to be at the airport when my flight arrived in and was a very welcome sight in my worn-out condition!

After getting to bed at 1:30 am, I was afraid that I would have difficulty getting up in time to make the 8:30 am educational seminar portion of the meeting the following morning, but as it turned out, I had worried needlessly. Jet-lag had kicked into full swing and I was wide awake at 4:30 am and made the morning lecture with hours to spare. The lectures were very well received by attendees from; Viet Nam, Australia, China, Singapore, India and Thailand. Seminars included information on the history of CII, expanding business through the use of trusted alliances, computer hacking, general investigations

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in Thailand, counterfeiting/pirated merchandise operations in Bangkok and Executive Protection as an additional revenue stream.

That evening, Adrian and his staff met us at the Pathumwan Princess Hotel and accompanied us on an entertaining evening which included a delicious meal followed by a traditional show at the cultural center. The next day, Adrian left us in the capable hands of his assistant at JLA investigations; Khun Goi, who took us on a river boat tour through Bangkok, where we were able to wander through a local market and enjoy the local produce. We were provided with loaves of bread to feed the ravenous catfish which at times appeared to be ready to jump into the boat with us. I am glad to report however, that none of them actually bit the hand(s) that fed them!

After ensuring that the catfish of Bangkok were well fed, we boated downstream to an ancient temple. The temple was quite spectacular and despite the heavy heat, a few of us decided that climbing to the top of the temple was a challenge we could not resist. After much coaxing and cajoling, it was left to myself and past presidents Ponso Kalastre (Singapore) and Pawan Aljuwhalia (India) to fly the “Temple Climbers” flag for CII. Alas, all good things must come to an end and we bade farewell to one another the next morning at the going-away breakfast. Cards and numbers were exchanged along with promises to stay in touch and reminders that we would “meet in Boston in September.” Such is the way in CII, where we visit exciting cities, make new friends and reconnect with colleagues from down the years. Business is conducted, information is learned, new experiences are shared and lifelong friendships are nurtured. ☐

Fondest Memories from Bangkok:

Md Shah Regional Director (Operations)| Portcullis International
3791 Jalan Bukit Merah #07-02, E-Centre@Redhill, Singapore 159471
Tel: 65 6225 2468 | Fax: 65 6225 2458 | www.portcullisintl.com.sg

According to Md, “My favourite memory was the welcome get together on the eve of the meeting where I made many new friends. I especially enjoyed meeting the other professionals from Singapore which I had not met prior to this meeting. The regional meeting is truly able to attract members as well as potential members who are devoted to networking and learning from fellow investigator’s.

Sheila Ponnosamy Operations Director Mainguard International (S) Pte Ltd. 5001 Beach Road #08-09, Golden Mile Complex, Singapore 199588 | Direct: +61-433771979 | Fax: +65-6296 1171 | Email: sheila.p@mainguard-intl.com.sg | www.mainguard-intl.com.sg

My favorite memory of our Bangkok meeting was the camaraderie and good spirits expressed during the boat trip on the Chao Phrya River. I loved feeding the fish and the trip gave us lots of bonding time as we got to know each other better – stuck on a little wooden boat in a world so different from the affluent cities that we are used to. For me, it brings back fond memories of my childhood in villages (kampong) of Malaysia where there was no electricity, no showers and we had to bathe in wells. ☐



2011 European Regional Meeting A Success!

By **Graham Dooley, CII**, Director of Anglo French Paralegal & Investigation Services, N.W. France
Graham can be reached at 33-60858-1058 or graham.dooley@gmail.com

The 2011 CII Regional European Meeting took place over the weekend of 20-22 May 2011. The meeting was hosted by our Belgium member Michel De Kort who brings sunshine and laughter to every event. There were a total of 17 attendees representing the countries of Israel, Belgium, France, Holland, Portugal, Switzerland, Channel Islands, Romania and the United Kingdom. Raul Fat and his wife flew from their home in Romania to Paris; whereupon they travelled by car to Antwerp. The Fat's spent a total of four wonderful hours with us before being forced to leave to catch another flight. What dedication! Ron Trevel and his business partner Hadar Rubin made the longest journey from Israel. Ron brought a special treat of wine from Israel that traveled well but did not last long.



M. Michel De Kort

The majority of attendees arrived on Friday evening. Yours truly arrived early in order to delight in the beauty of the city. The event was nothing short of a class act. The group assembled on the old dock outside the Restaurant Bar Lux. Antwerp's dock lands, with five oil refineries, are home to a massive concentration of petrochemical industries. In 2005, the port of Antwerp was designated as the seventeenth largest port in the world by tonnage and second only to Rotterdam in Europe.



According to folklore, and as celebrated by the statue in front of the town hall, the city got its name from a legend involving a mythical giant called Antigoon who lived near the River Scheldt. Antigoon exacted a toll from those crossing the river, and for those who refused, he severed one of their hands and threw it into the river. Eventually, the giant was slain by a young hero named Brabo, who cut off the giant's own hand and flung it into the river. Hence the name Antwerpen, from Dutch hand werpen — akin to Old English hand and wearpan (= to throw), that has changed to today's warp.

Antwerp's other great mainstay is the diamond trade. The city has four diamond bourses: one for bort and three for gem quality goods. Michel organized the first visit for Saturday morning where we arrived in «bits & bobs».

Completely stripped of all our belongings for security reasons, we were hustled into a lift and taken up to the museum. Photographs were not permitted but the tour provided fascinating insight into the history of diamonds and the cutting of these precious stones. Some of the ladies shed a tear — I thought it was for the poor devils who used to mine — but alas it was because they were not permitted to take a diamond souvenir.



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This diamond tour was followed by a trip around Aquatopia, Antwerp's aquarium, a two-floor adventure through various water environments found throughout the world. This brand new complex has 35 aquariums featuring a fascinating collection of exotic fish and animals in their natural biotope. The stars of the show included sharks, piranhas, stingrays and octopuses. Amongst the visitors, we spotted a model of the famous meeting between Henry Stanley and Dr Livingstone. Or was it Pascal Mignot from Switzerland? One can never be sure.



The rest of the day was spent socializing and avoiding the 30°C sunshine which felt more like 40°C. On Saturday evening we enjoyed a culinary experience at what some say is the finest restaurant in Antwerp – Huis de Colvenier. We were treated as honoured guests by the owner and chef – Patrick Van Herk who allowed us to visit the magnificent cellars and enjoy a few glasses of fizz and apéritifs de la maison. The food was unbelievable and quite the gourmet experience. Yet again the wine flowed and as usual, we were able to capture our very own lounge lizard, Goolam Monsoor, on camera.



In spite of all that abuse of the body and mind, business was discussed, friends were made, networking took place, which, after all, is the purpose of such meetings. For Myriam Narabutin from Nenon, France – it was her second visit to a European meeting as a guest. She has two years experience running her own detective agency in France and will be applying for the CII next year, as encouraged by this author.



Many of our members had to leave early the next day including Raul and his wife. The surviving seven enjoyed a relaxing cruise on the Sunday morning before departing to our own corners of the world. Our heartfelt thanks to Michel for bestowing such a mémorable expérience upon us. 📷



Privacy Issues US: New Data Breach Bill Proposed

By Jimmie Mesis, CII, *NCISS Legislative Chairman*, can be reached at 800-445-8408 or jim@nciss.org

Congress continues to show interest in data privacy. Representative Mary Bono Mack (R-CA) is circulating a draft bill to require entities to protect sensitive personal data and to report certain breaches to consumers and law enforcement. The “Safe Data Act” gives significant discretion to the Federal Trade Commission in drafting regulations to carry out the bill. Rep. Bono Mack chairs the Subcommittee on Commerce, Manufacturing and Trade and has jurisdiction over the legislation. The draft bill will be the subject of a hearing scheduled for Wednesday morning in the subcommittee.

Unlike two other similar bills introduced earlier this year, the draft measure does not include language regarding the use of pretexting. However, the draft may be changed when the bill is formally introduced, so we will have to watch developments carefully.

The NCISS Legislative Committee is reviewing the draft in detail to determine if any provisions would have a significant impact on the profession. We will be monitoring the hearing to follow developments. Because two other pending bills include provisions which could have a serious impact on private investigators we will be diligent in watching for discussion of possible amendments. ☐

British Columbia, Canada PIABC Conference Slated for October 2011

The PIABC Conference & AGM is slated for October 21-22, 2011 at the Fairmont Chateau Whistler in British Columbia. There is evening registration and social networking on Friday October 21st. The program kicks into full swing the following morning with topics ranging from Best practices for Digital Evidence and Update on changing licensing regulations across Canada.

The seminar is followed by a Annual General Meeting and gala dinner. Register NOW for the conference and the Fairmont Chateau Whistler. Registration Information can be found at <http://www.piabc.ca>.

Wrongfully Convicted

By Debra MacDonald, CII, *President*, CPI-Ontario.com

The tales of innocent men being convicted of murders which ultimately sent them to prison for numerous years set the stage for two recent episodes of 48 Hours. Fortunately, for both individuals, two private investigators dedicated countless hours to find the truth that lead to the release and eventual overthrow of the convictions. This sort of investigative diligence is a reflection of the true dedication of private investigators worldwide. We are like a dog without a bone, relentless in reviewing every piece of evidence in our eternal quest for the truth.

In Canada, “The Association in Defense of the Wrongly Convicted” also known as AIDWYC, is a non-profit organization dedicated to exonerating innocently convicted individuals. Brian King, a Regional Director of CII and host of our Boston AGM on September 13, 2011, has investigated numerous cases associated with the AIDWYC.

The AIDWYC is recruiting private investigators that are experts in their various fields for specific tasks such as locates and interviews of witnesses, preparing witness statements and general investigation into cold cases. The criteria set out by the AIDWYC for such cases are that the individual has been convicted of a serious crime for which they are innocent and all of their appeals have been exhausted. All cases are scrutinized prior to acceptance. At the present time, the AIDWYC is looking to build a team of investigators so the work will be shared. However, due to its non-profit status, very little compensation will be available to investigators.

After a successful 27 year track record of investigation, Debra plans to donate some of her time and expertise to AIDWYC. She would welcome the assistance of other Canadian members. Debra can be reached at 905.594.1167 or debra@c3investigation.com. ☐

2012 AGM Planned for South Africa

The Sigrists will be looking forward to seeing you in the bush, as the venue for the 2012 AGM has been chosen to be South Africa. It is with great anticipation that our hosts Jené and Eddy Sigrist announced the conference will be held from October 8, 2012 until October 13, 2012 at Kwa Maritane Game Lodge, in the Pilanesburg Game Reserve. The Pilanesberg is ideal for a number of reasons:

- Situated where the dryness of the Kalahari Desert ends and the precipitous tropical Lowveld begins, makes for unique bush. As a cross-over habitat, it is home to both: species that are usually either found in the wetter north or the drier south. In a nutshell, you will get to see a wider range of animal and plant life than in most other reserves.



- We'll be going into the bush in open terrain vehicles, with professional game rangers, affording us the best opportunities to see big game, up close, in their natural habitat.
- The Pilanesberg is just 2 hours away from Johannesburg, and it is malaria free.

- Kwa Maritane offers luxury and great value, and is set in pristine African bush.
- Kwa Maritane is just a 10-minute drive from Sun City. Sun City is a world class resort, offering a wide range of entertainment from shows and casinos to paragliding and golf.
- There will be excellent opportunities to network. You can make your stay as relaxing or as exciting as you choose. Either way, prepare to unwind and enjoy!

- See the following websites to orientate yourself a little more:
 - <http://www.kwamaritane.co.za/>
 - <http://pilanesberggamereserve.com/index.html>
 - <http://www.sun-city-south-africa.com/activities/golf>

Kwa Maritane is within easy reach of Lanseria Airport, making it convenient to add visits to Cape Town, the Garden Route and other parts of South Africa to your trip.

Should you wish to add other destinations to your trip, Jelani Tours and Transfers has agreed to provide CII members with personalized travel bookings, itineraries, and transport services at special rates. Your contact person is Natalie Smythe, and her email address is info@jelani.co.za. Tell her that you are a CII member and you were recommended by the Sigrists.



Look for the special rates and details of the program in the upcoming editions of *The Councillor*. ☐

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