

Statement of Lawrence J. Fennelly,
Certified Protection Instruction Officer (CPOI) and
Certified Security Supervisor Instructor (CSSI)
(Transcript of May 2, 2017 Video Statement of Lawrence Fennelly)¹

Hello, my name is Lawrence Fennelly, and I have been a security professional for over 40 years now. I am a certified expert witness, having testified in many courts throughout the country in the United States [sic]. I have also worked on approximately eight hundred cases, and I have been recognized internationally for my expertise in crime prevention, crime prevention [sic] through environmental design and physical security. I've also written approximately forty books on the subject of security, numerous articles. I think I've done about six webinars, and I've written six white papers for the American Society for Industrial Security, all dealing with crime prevention, physical security, and crime prevention through environmental design. I have here in front of me this book that I did in 2013, it's the Third Edition.² This book here I just found out the other day, *Physical Security: 150 Things You Should Know*,³ has been nominated for the Book of the Year by the American Society for Industrial

¹ This transcript is not a certified transcript. It has been prepared for purposes of illustration and convenience, and should be regarded as only an approximate transcription of Mr. Fennelly's video statement. The recorded video is the highest and best evidence of his statement.

² At this point Mr. Fennelly held up for the camera part of the cover of the book he co-authored with Timothy Crowe, *Crime Prevention Through Environmental Design*, Butterworth-Heinemann, Third Edition (2013).

³ At this point Mr. Fennelly held up for the camera part of the cover of another book he authored, *Physical Security: 150 Things You Should Know*, Butterworth-Heinemann, Second Edition (2016).

Security.

I have been asked to express my opinions concerning the proposed amendments to Chapter 27 of the DeKalb County Code. In my professional opinion, the Gas Backwards concept is a bad idea. It isn't a safe design for the community and for such property.

The Gas Backwards concept sacrifices safety in three primary ways. The first way is the loss of natural access control and natural surveillance. Customers' safety should be the prime concern for all retailers. Natural surveillance is a term used by CPTED, which stands for "Crime Prevention Through Environmental Design," and has been around for over fifty years now.

There are three things I'd like to call to your attention regarding this. The first is that crime prevention's basic strategy here calls for a clear border and a definition of controlled space. Two, [sic] provides a clear zone of travel into the property and the store. And Three, provides natural surveillance for the consumer who is entering the said property.

In contrast, the Gas Backwards concept, it relocates what is a safe activity to the rear of the complex and to a semi-private space. The customer is now placed in an unsafe location out of view of the store clerk. Thus, to require a Gas Backwards concept negatively affects security because it creates the semi-private environment in the rear of a complex and where research has demonstrated an increase in the likelihood of

criminal activity.

The second point: Negative impact of law enforcement. Law enforcement is aided by the ability to view the activity of the retail establishment from the street while on patrol. Under the Gas Backwards concept, law enforcement will not be able to view the retail complex while it is on patrol. Thus, accountability [sic] of law enforcement to view activity at this location from afar would be lost. Furthermore, law enforcement's [sic] responding to an incident at the retail location would be placed in a degree of danger because of blind spots created by the design, such as the inability to see a person before entering the property.

Number Three: [sic] Places the retailers in a reactive posture. In my opinion the gas station backwards design places retailers in a reactive position. The impact of the loss of natural surveillance, the negative impact on law enforcement's [sic] patrol, and the difficulty of retailers to monitor four sides of a complex, even with a security surveillance system, is going to be very problematic.

In my professional opinion, if the Gas Backwards concept is required, crime will go up within the community. In places where crime is low, it will be higher, and in places where crime may be high, it is going to be even higher than what it is today.

So in conclusion, for these reasons, in my professional opinion the Gas Backwards concept should be avoided due to the high security risks

involved for the consumer.

Finally, I want to make one final comment: The goals in environmental design, in any, *any* design process, are to, One, reduce criminal opportunity. Two, reduce the fear of crime. Three, reduce the opportunity for a crime to commit, [sic] be committed. And Four, to reduce the incentive for a crime.

Thank you very much for listening to my presentation.

[END TRANSCRIPT OF VIDEO RECORDING]

LAWRENCE J. FENNELLY, CPOI-CSSI-CSSP-1

Lawrence J. Fennelly is an internationally recognized authority on crime prevention, security planning and analysis and on the study of how environmental factors (CPTED), physical hardware, alarms, lighting, site design, management practices, litigation consultants, security policies and procedures and guard management contribute to criminal victimization.

Mr. Fennelly was employed with Apollo International Security and recently retired. His duties are to direct daily security operations that consist of security officers, physical security and other related matters.

Mr. Fennelly was a Sergeant at Harvard College, employed by the Harvard University Police Department in Cambridge, Massachusetts, retired April 25, 1996. His duties have included Crime Prevention and Training. He has been trained as a Crime Prevention Specialist and served in this capacity for over 21 years at Harvard. He has also been the department's Training Officer and Assistant Court Officer. All police officers at Harvard are Deputy Sheriffs in both Suffolk and Middlesex Counties. Mr. Fennelly is also a security practitioner and security consultant.

Mr. Fennelly has been to Australia where he was a keynote speaker and lecturer on CPTED, with Tim Crowe, Physical Security, Crime in U.S. High Schools and K to 12 and various security issues.

Mr. Fennelly is an expert witness who works closely with attorneys in defense as well as plaintiff cases, assisting in case preparation, offering knowledgeable questions to ask the opposing side, etc. He has also done a considerable amount of consultant work throughout the United States. His experience ranges from identifying vulnerabilities to conducting security surveys, lighting surveys, working with architects to design and implement security and development of long range guard training programs and risk assessments of various facilities.

Mr. Fennelly has filled a void in the security industry by writing and editing about 32 detailed and important handbooks, which reflect the expertise and wide range of security involvement he possesses. These books have been labeled by reviewers as "Bibles of the security industry". His current books are titled Effective Physical Security 4th edition & The Handbook of Crime Prevention 5th edition.

In 1982, Mr. Fennelly was appointed to President Reagan's Task Force on Crime Prevention and Violent Crime which explored what the private sector was doing to prevent crime and what was being done for employees who were victims of crime. He was trained in Los Angeles by the 1984 Olympic Security Committee and placed in charge of security for the Olympic Village at Harvard College. Mr. Fennelly is also a security consultant and worked for many large corporations, institutions and guard companies.

Mr. Fennelly is an active member of the American Society for Industrial Security. This association consists of about 39,000 members who are all in the security profession. He has been involved in several of their National Committees and lecturers for them frequently. He is currently the Past Chairman of the Crime Prevention & Loss Prevention Council and his current book is on the

Handbook for School Safety & Security Elsevier Publisher 2014 & Security for Colleges & Universities. ASIS Publishers 2014 and Security in the Year 2025 printed 2016.

In 1993, Mr. Fennelly was asked by the International Security Managers Association to participate in a Mock Trial. The audience consisted of over 200 Fortune 100 (or better) Corporations. This case resulted in a Defense Verdict. Opposing Counsel was F. Lee Bailey.

In 1995, Mr. Fennelly was asked by the Past Presidents Council of the American Society for Industrial Security (ASIS) to participate in a Mock Trial. The audience consisted of approximately 5,000 members of ASIS. This case resulted in a verdict for the Plaintiff and the Plaintiff's Attorney was F. Lee Bailey.

In 2015, Mr. Fennelly & Tim Crowe's book on CPTED was translated into Chinese by the Un. Of China as well in Korean (2016) and Elsevier Publishers.

In 2015 he was the recipient of the President's Award for " You are being recognized with this award for many years of encouraging and mentoring security professionals as potential writers and authors, especially women and young professionals. These efforts, as well as your own publications, have positively affected the security Body of Knowledge. Your vision and work toward an annual Security Book of the Year Award was fulfilled with the 2014 inaugural award and this year's second one."

EXPERT WITNESS AREAS OF EXPERTISE

Premise Liability Areas

- Office Building/Building Management
- Hotel Security, Motel, Multi-Residential, Apartments and Condominiums, High Rise Building
- Hospital Security and Medical Centers
- Retail Security and Shopping Malls, Strip Malls
- College Campus Security
- Restaurants, Country Clubs and Parking Lots
- Museum and Library Security
- High Rise and Office Complexes
- Sports Security, Concerts, and Crowd Control
- Garages, Parking Lots, Access and Lighting
- Banks/ATM

- Cemetery and Corporate Security
- Entertainment Security, Casino Security
- Alcohol Server Liability, Bars and Clubs, Tips Program

Security Guards and Law Enforcement

- Negligent Hiring, Training and Supervision, Retention
- Guard Procedures, Manuals and Management
- Shoplifting and False Arrest
- Intentional or Negligent Use of Firearms
- Use of Force: Chemical Gases, Nightstick, Batons, PR-24 and Choke Holds
- Failure to Adequately Protect

Risk Assessment Formula Methodology

CPTED Assessment

LAWRENCE J. FENNELLY, CPOI, CSSM, CSSP-1
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South Yarmouth, MA. 02664
(617) 686-9867 - Cell

EMPLOYMENT

April 2007 – Dec. 2012	Site Supervisor/Account Manager, Apollo International Security, assigned to Computershare Inc.
March, 2005 – July, 2006	Account Manager for AlliedBarton Security Services, assigned to Sorono Labs as Director of Security
May, 1999 – February 2005	Security Operations Analyst and Site Operations, Lotus Development/IBM Spherion Inc.
July, 1999	IPSA International at Lotus Development Corporate, Security Operations Analyst
1996	South Shore Music Circus, Cohasset, MA Director of Security
July, 1975 - April, 1996 Retired	Harvard University Police, Retired April, 1996 Harvard University Police, Crime Prevention Unit, Training Officer, VIP Protection, Criminal Investigation and Department Photographer
April, 1965 - January, 1975	Harvard University Police Department – Patrolman Harvard University Police Department – Staff Sergeant

EXPERIENCE AND TRAINING

2008	Designated Trained in Security, Apollo International Security
2006	Master Security Officer Level 4, Allied Barton Security
1998	Senior Security Advisor Advanced Logic Systems, Inc.
1996	Senior Consultant for Loyal Security, Inc., Fayetteville, NC
1996	International Security Management and Crime Prevention Institute, Executive Council, Australia
1995	TIPS Training Program, Boston, MA
1993	National Institute for Justice, Washington, DC CPTED, Security and Livable Communities Conference

- 1993 Consultant for Butterworth Publishers in charge of Development and special projects for publication
- 1992 Environmental Crime, Attorney, General, Commonwealth of Massachusetts
- 1990 Supervisor Development Program, Harvard University
- 1988 National Crime Prevention Council Advisory Board, Washington, DC
- 1987 Principal Speaker at First National Conference on Campus Violence in Towson, Maryland
- 1985 Massachusetts State Police – Photography School
- 1984 In charge of security at the Olympic Village – Harvard University. Trained by LAOC in Olympic Security in California by Los Angeles Police Department
- 1982 President Reagan’s Task Force on Crime Prevention and Violent Crime, in association with the American Society For Industrial Security
- 1981 Attended many Supervisors Management Training Programs, Massachusetts Criminal Justice Training Program
- 1979 Selected as one of ten Crime Prevention Officers from across the country to be part of the National Crime Prevention Institute Technical Assistance Team
- 1978 Attended White Collar Crime School at the Massachusetts State Police Academy
- 1971-1978 Kennedy’s Retail Chain, Store Detective, Boston, MA

EDUCATION

- 1988 Bachelor of Science in Law Enforcement, Western New England College, Springfield, MA
- 1982-1985 Attended Harvard College Evening Extension Program
- 1977 Graduated from “Career and Organizational Development Program”, Harvard College

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| 1976 | Associate Degree in Criminal Science, Massachusetts Bay Community College, Wellesley, MA |
| 1975 | Graduated from the National Crime Prevention Instituted, University of Louisville, KY – Class 19 |
| 1974 | Attended the first three months Law Enforcement Training Program at the Cambridge Police Academy |

ADVISORY ASSIGNMENTS

Lectured to over a thousand college administrators on the subject of Crime Prevention Strategies on the college campus.

Assisted the Massachusetts Criminal Justice Training Council in preparing their Statewide Crime Prevention Teaching Program.

Lecturer for National Crime Prevention Council, Louisville, Kentucky.

Lecturer for Massachusetts Criminal Justice Training Council.

Lecturer for Iona College, New Rochelle, New York on the following subjects:

- How To Conduct A Security Survey
- Cargo Theft Prevention
- Principles of Loss Prevention and Museum Security
- Physical Security

Lectured in Washington, DC, June 1983: Crime Prevention on the College Campus, for American Society for Industrial Security (ASIS).

Lectured in Washington, DC, September, 1983: Rape and Violent Crime (ASIS).

Lectured in Chicago, IL in 1984: Physical Security (ASIS).

Lectured for General Electric on Environmental Design and Rape Prevention Programs for Employees, 1984.

Conducted seven seminars in 1985 for the National Association for College Auxiliary Services. A total of six seminars in 1988 and 11 seminars in 1993.

Assigned to the Recruit Review Board and the Guard Supervisor Review Board – Harvard University Police Department, 1986 and 1995.

Lectured in New Orleans, LA, ASIS National Seminar, 1986.

Lectured in Las Vegas, NV, ASIS National Seminar, 1987. Subject: Retail Security.

Lectured in Boston, MA, ASIS National Seminar, 1988. Subject: Tips on Giving Depositions.

Metropolitan Police Department Academy, Recruit Class, 1985, 1986, 1987 and 1989.

Lectured in Boston, MA to ASIS Boston Chapter, 1990. Subject: Premise Liability in the Nineties.

Lectured at Museum of Science, 1990 and 1991. Subject: Civil Liability as It Pertains to Museums and Libraries.

Lectured in Boston, MA to ASIS, Boston Chapter, 1990. Subject: Risk Management and Physical Security.

Lectured in Washington, DC, CPTED – Secure and Livable Communities, 1993. Sponsored by the National Institute for Justice, AIA/ACSA Council on Architectural Research.

Lectured in Australia, keynote speaker on CPTED Physical Security and Crime in U.S. High Schools, May, 1994; Internal Theft and Residential Security, May, 1995; Access Control – A Case Study and Physical Security, May, 1996; Internal Theft, Crime Prevention and Crime Trends, August, 1996.

Lectured for National Crime Prevention Institute in 1995. Subject: Physical Security and Management of Crime Prevention/COPS Program.

Board of Directors, NERPI, New England Regional Police Institute, 1995.

Lectured for Multi-Housing World '97 in Chicago, IL on “Strategies for Security”.

Lectured for Institute for Real Estate Managers’ Mid-Year Conference, June 14, 1997 on “Condominium Security”.

Lectured National Conference, American Society for Industrial Security, Dallas, Texas, September, 1998 on “Workplace Violence” and “Computer Software”.

Lectured for American Society for Industrial Security Telecommunications Committee on Physical Security and Advanced Physical Security, December, 1998.

Lectured for American Society for Industrial Security International, Crime Prevention & Loss Prevention Council in Phil. PA. Sept. 2012 in Neighborhood Watch Programs.

Lectured for American Society for Industrial Security International, Crime Prevention & Loss Prevention Council in Chicago IL. Sept. 2013 on Reducing Crime Through Community Engagement, Security in the Year 2020 and Improving School Security After Newtown CT.

Lectured for American Society for Industrial Security International, Crime Prevention & Loss Prevention Council in ASIS 2014 Annual Seminar and Exhibits, Council-Sponsored Educational Sessions:

1. Conducting Threat, Risk and CPTED Assessments
2. The Future of Security and the Security Profession³.
3. How Litigation Effects Security
4. School Security Program lectured on Best Practices

Lectured for American Society for Industrial Security International, Crime Prevention & Loss Prevention Council in ASIS 2015 & 2016 Annual Seminar and Exhibits, Council-Sponsored Educational Sessions: 1. Pre-Session Program Security Assessments.

2. How to Conduct Security Assessment & CPTED Assessments

PUBLICATIONS

Security in the Year 2025, ASIS Publishers, 2017

Security for Colleges & Universities & Handbook for School Safety & Security Sept. 2014

Security for Colleges & Universities, ASIS publishers, Sept. 2014

White Paper on Bullying & Harassment for ASIS, 2014

White Paper on Bus Safety and Security Issues, ASIS, 2016

Crime Prevention Through Environmental Design, (CPTED) 3ed edition 2013
Tim Crowe's book totally updated.

Security in the Year 2020, ASIS Publishers, 2010 release, 239 pages

Gaming/Surveillance Security, 150 Things You Should Know, ASIS, 2003.

Retail Security, 150 Things You Should Know, ASIS, 2002.

Transportation Security, ASIS, 2001.

Physical Security, 150 Things You Should Know, Butterworth Heinemann Publishers, 2000, Co-authored. In May 2007 Security Management listed this book one of their Top 10 Physical Security Book. Required reading for ASIS, PCI Certification. The second edition of this book should be out in 2017.

Investigations, 150 Things You Should Know, Butterworth-Heinemann Publishers, 1999. Co-authored. ASIS required reading for PCI certification, 2006-2006. The second edition of this book should be out in 2017.

Career in Security, Second Edition, IFPO, 1999, Co-authored third edition 2015.

Officer Survival, Second Edition, IFPO, 1999, Co-authored third edition 2015.

Civil Liability for Security Personnel, Second Edition, IFPO, 1998. Co-authored.

Fifty Things You Need to Know About Being a Successful Supervisor/Manager, Protection News, and Fall 1998.

150 Things You Should Know About Security, Butterworth-Heinemann Publishers, 1998 Co-authored, second edition 2017.

“Let’s Be Honest” contributor to Seeking Employment in Criminal Justice and Related Fields, West Publishing, Third Edition, 2004.

Spotlight on Security for Real Estate Managers, Institute for Real Estate Management, 1996. Second Edition. Used by IREM for their certification program.

Crime and Crime Prevention Techniques on the College Campus, NACAS Publishers, 1994.

Office and Office Building Security, II, Butterworth Publishers, 1994. Co-authored.

Security Applications in Industry and Institutions, Butterworth-Heinemann, 1992 (320 Pages). Edited.

Effective Physical Security, 5 th Edition, Butterworth-Heinemann, 2016. Edited. In May 2007 Security Management listed this book one of their Top 10 Physical Security Books. 2005 to 2009 listed as one of several in ASIS certification required reading for PSP certification.

“What Are the Threats Facing Protection Officers”, International Foundation for Protection Officers, July-September 1992.

“Strategies and Management of Crime Prevention Programs”, Criminal Law Enforcement Journal, September-October, 1989, Vol. 19, No. 5, pages 18-21.

“Emergency Procedures for Libraries”, In Disaster Planning and Recovery, Special Libraries Association, 1989.

“Points for Better Security Audits”, Security Magazine, April 1989.

Handbook on Loss Prevention and Crime Prevention, Butterworth Publishers, Stoneham, MA, March 1982, 5th Edition, 2012. (First edition printed in China.) 2005 to 2011 listed as one of several in ASIS certification required for CPP certification.

Security in the Year 2000 and Beyond, ETC Publications, California, 1987.

“Crime on the College Campus – A National Survey”, Security Management, September 1985.

“Establishing Physical Barriers”, International Review, Surrey, England, March/April, 1985.

“Crime Prevention on the College Campus”, Preventee Magazine, Alphen Aan Den Rijn, Sweden, March, 1984.

Controlling Cargo Theft, Butterworth Publishers, February 1983 (955 pages). Edited.

“Crime Prevention – the British View”, Professional Protection Magazine, January, 1983.

Museum Archive and Library Security, Butterworth Publishers, December 1982 (891 pages).

“Crime Prevention on Campus”, American Society for Industrial Security Series #9, August 1981.

“Crime Prevention on the College Campus”, National Crime Prevention Institute, Louisville, KY, January 1980.

“Security Surveys”, Assets Protection, July/August 1979.

“Crime Prevention and the Architect”, Assets Protection, May/June 1979.

AWARDS

2015 **In Sept. 2015 received from ASIS, the President’s Award for Merit**

2013 & 2014 Certificate of Appreciation, ASIS, Crime Prevention Council

1996 Who’s Who in the East, 26th Edition

1993 International Security Management Association for contributions made to the Association and the security profession

1993 Undergraduate Council, Harvard University

1991 and Chief’s Appreciation Award, Harvard University
1993

1990 American Society for Industrial Security, Boston Chapter

1989 Jess Mixson Award, Harvard University Police

1989 Detroit Police Department, displaying outstanding achievements in

Crime Prevention

- 1989 American Society for Industrial Security, recognition for significant Contribution made to the Society and the Detroit Chapter
- 1987 Who's Who in America
- 1986 American Society for Industrial Security for a National Crime Prevention Workshop
- 1985 Commendation from Harvard University Police Department for "Demonstrating a continuous level of professional performance" from Paul E. Johnson, Director
- 1985 National Crime Prevention Institute, University of Louisville, KY for contributions made to the school
- 1984 Letter of commendation from Derek Bok, President of Harvard University for "Professionalism during the 1984 Olympic Soccer Event"
- 1982 From the National Citizens' Crime Prevention Campaign for "Dedication, creative efforts in providing leadership in moving crime prevention forward in the '80's"
- 1980 From the National Crime Prevention Institute in Louisville, KY for "Outstanding Contributions which are made to the Institute"
- 1979 From the Massachusetts Crime Prevention Officers Association for "Distinguished Accomplishments in the Field of Crime Prevention"
- 1978 From the Texas Crime Prevention Institute for "Outstanding Support in the Development of Crime Prevention"

AFFILIATIONS

- American Society of Industrial Security International (ASIS)
- Crime Prevention and Museum Committees
 - Chairman of Educational Institutions Committee, 1983-84
 - 1985 Member of ASIS Foundation Board
 - 1986-87 & 2013 Chairman, ASIS Crime Prevention & Loss Prevention Council
 - 1988 Chairman Education Activities, Boston Chapter, Host Chapter program
 - 2009 Elected to be apart of the ASIS Crime Prevention Council
 - 2013 Chairman of Crime Prevention & Loss Prevention Council
 - 2013 Member of School Safety & Security Council
 - 2015 Council Chair of School Safety & Security Council
 - 2014 & 2015 Chair of the ASIS Book Award Committee

Charter Member of International Crime Prevention Practitioners Association

International Foundations for Protection Officers – CPOI & CSSI Certifications.
Appointed Board of Directors, 1998. Retired from Board five-year position.

AUDIO VISUAL

Created a television studio presentation entitled “Transportation of Art”. This program was presented in Connecticut, New York, Rhode Island and New Jersey. The Program dealt with the problems of transporting works of art.

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| 1993 | Advisor to Harvard University Police Film “Not Just Black & White” |
| 1990 | Advisor to Harvard University Police C.O.P.S., Crime Prevention Film |
| 1988 | Advisor to Harvard Law School, Film on “Search and Seizure” |
| 1985 | For Assets Protection Training Institute, Tape on “Physical Security” |
| 1984 | For Assets Protection Training Institute, Tape on “Neighborhood Watch” |

MOCK TRIAL

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| 1992 | For ISMA – International Security Management Association
Defense Verdict against Plaintiff’s Counsel, F. Lee Bailey |
| 1995 | For ASIS – American Society for Industrial Security
Plaintiff’s Verdict with Plaintiff’s Counsel, F. Lee Bailey |
| 1998 | For IAPSC – International Association Professional Security Consultants
Verdict for Defense |

Webinars

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| 2014 | Webinars conducted in coordination with the ASIS School
Safety and Security Council:
1. Reducing Crime Through Community Engagement, 2013 ASIS
2. 12-Symptoms of a School with Problems, ASIS |
| 2015 | So You Want to be a Writer, ASIS |
| 2016 | School Culture. ASIS |

2017 for ASIS and Country Clubs in NJ, Topic, CPTED Encompassing Solutions in 2017 and Beyond