

1 **BEFORE THE ELECTRICAL AND ELEVATOR BOARD**
2 **OF THE STATE OF OREGON**

3 **IN THE MATTER OF:**) **FINAL ORDER ON DEFAULT**
4 **JEFFREY P. RATHSACK**) **REVOKING**
5 **RESPONDENT,**) **LICENSE NUMBER 22936J**
6) **CASE NUMBER 2006-0448**

7 **PROCEDURAL BACKGROUND**

8 On March 8, 2007, on behalf of the Electrical and Elevator Board of the State of Oregon (the
9 Board), the Department of Consumer and Business Services issued a notice proposing to revoke
10 Respondent's journeyman electrician's license by certified and regular mail. That notice
11 designated the agency file as the record and advised Respondent that failure to request a hearing
12 by March 29, 2007 would result in issuance of a default order. As of March 29, 2007, no request
13 for hearing was received by the Department. Accordingly, the Board hereby issues the following
14 order:

15 **FINAL ORDER**

16 Pursuant to ORS 455.129(1)(c) and OAR 918-001-0040(2)(a), and effective March 29, 2007, the
17 Board hereby revokes Respondent's Journeyman Electrician's License number 22936J because
18 Respondent submitted a fraudulent license application. This revocation is based on the following
19 facts:

20 1.

21 On October 9, 2006, Respondent submitted an application for an Oregon General Journeyman
22 electrician's license based on reciprocal jurisdiction with the State of Idaho.¹ At the time,
23 Respondent was a licensed Journeyman electrician in Idaho. Respondent's application was
24 approved on October 18, 2006 based on reciprocity with his Idaho license and he was issued
25 Oregon license 22936J.

26 2.

27 On December 14, 2006, the Department of Consumer and Business Services received the
28 attached letter (Exhibit A1) from Al Caine, Licensing Program Manager from the State of Idaho.
29 The letter stated that Respondent had falsified his application in Idaho and that his Idaho license
30 "is no longer considered valid." Respondent did not complete the inside wireman's program as
31 he had allegedly claimed in his Idaho license application and therefore his license was obtained
32 "under fraudulent representation."

33 3.

34 Based on Exhibit A1, the Department and the Board have a reasonable basis to believe that
35 Respondent obtained his electrical license in Idaho under false pretenses. By providing the
36 Idaho license as the basis for his Oregon application; Respondent deliberately provided false,
37 incorrect or misleading information on his Oregon license application.

38 ¹ The State of Oregon has reciprocal licensing agreements with seven different states allowing a licensee from that
39 state to apply for a license in Oregon without taking an otherwise required licensing examination. *See e.g.*;
40 http://www.cbs.state.or.us/bcd/programs/electrical/electricallicensing_reciprocal.html

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4.

Accordingly, Respondent's license is hereby revoked and Respondent may not perform electrical installations *anywhere* in the state of Oregon.

5.

Additionally, pursuant to OAR 918-001-0040(5), Respondent is hereby prohibited from applying for, or testing, for any electrical license in Oregon until after March 29, 2008.

6.

Definitions relevant to this Notice are contained in ORS 479.530, ORS 455.010, and OAR 918-251-0090.

NOTICE OF OPPORTUNITY FOR JUDICIAL REVIEW (COURT OF APPEALS)

You are entitled to judicial review of this Order pursuant to ORS 183.482. Judicial Review may be initiated by filing a petition for review with the Oregon Court of Appeals (a separate governmental agency from the Department) within 60 days from the date this Order was mailed to you.

Dated this _____ day of _____, 2007.

BY
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