

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

3 **IN THE MATTER OF:**

4 **JEREMIAH LANDERS, AN INDIVIDUAL,**

5 **RESPONDENT**

)  
) **NOTICE OF PROPOSED ASSESSMENT**  
) **OF A CIVIL PENALTY AND FINAL**  
) **ORDER ON DEFAULT**  
)  
) **CASE NO. 2006-0296**  
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9 Pursuant to ORS 455.895(1)(b) and OAR 918-001-0036, the Electrical and Elevator Board  
10 proposes to impose a civil penalty against you in the amount of \$8,000.

11 **FINDINGS OF FACT**

- 12 1. During or about the month of April 2006, at 410 Kenwood Ave., Medford, Oregon,  
13 Respondent installed electrical wiring and electrical light fixtures without an Oregon supervising  
14 or journeyman electrician's license.
- 15 2. During or about the month of April 2006, at 410 Kenwood Ave., Medford, Oregon,  
16 Respondent installed electrical wiring and electrical light fixtures without first obtaining a valid  
17 electrical permit.
- 18 3. During or about the month of April 2006, at 410 Kenwood Ave., Medford, Oregon,  
19 Respondent made an unsafe electrical installation by installing electrical wiring outdoors that  
20 was not contained within electrical conduit that protected it from physical damage. Furthermore,  
21 the wiring entered an electrical circuit breaker cabinet without the use of a protective fitting and  
22 was not secured within 12 inches of the cabinet. See National Electric Code (NEC) 334.15,  
23 334.30, 312.5, 338.10(4). This created a potential fire or shock hazard that could have resulted in  
24 serious bodily harm or death.

25 **CONCLUSIONS OF LAW**

1. The installation of electrical wiring and electrical fixtures, as outlined in the Findings of  
Fact, is an electrical installation as defined in ORS 479.530(10).
2. By making an electrical installation without an Oregon supervising or journeyman  
electrician's license, as outlined in the Findings of Fact, Respondent violated ORS 479.620(3).
3. By making an electrical installation without first obtaining a valid electrical permit, as  
outlined in the Findings of Fact, Respondent violated ORS 479.550(1).

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2 4. By making an electrical installation that did not meet minimum safety standards, as  
outlined in the Findings of Fact, Respondent violated ORS 479.710(1).

3 **ORDER**

4 Pursuant to ORS 455.895(1)(b) and OAR 918-001-0036, the Electrical and Elevator  
5 Board finds Respondent violated ORS 479.620(3) and is assessed a \$3,000 civil penalty.

6 Pursuant to ORS 455.895(1)(b) and OAR 918-001-0036, the Electrical and Elevator  
7 Board finds Respondent violated ORS 479.550(1) and is assessed a \$2,000 civil penalty.

8 Pursuant to ORS 455.895(1)(b) and OAR 918-001-0036, the Electrical and Elevator  
9 Board finds Respondent violated ORS 479.710(1) and is assessed a \$3,000 civil penalty.

10 **NOTICE OF RIGHT TO HEARING**

11 You are entitled to a hearing as provided by the Administrative Procedures Act, Oregon Revised  
12 Statutes, Chapter 183. If you wish to receive a hearing you must file a written request for a  
13 hearing with the Board no later than 20 days from the date of service of this notice. If a request  
14 for hearing is not received within the 20-day period your right to a hearing shall be considered  
waived unless the failure to request a hearing was beyond your reasonable control. Hearing  
requests shall be mailed to Building Codes Division, Enforcement and Licensing Section, PO  
Box 14470, Salem, Oregon, 97309.

15 You have the right to be represented by legal counsel. ORS 183.457 provides a corporation may  
16 be represented by an authorized representative at the hearing. If you request a hearing the Board  
17 and Director will notify you of the time and place of the hearing. The Board and Director will  
give you information on the procedures, right of representation and other rights of parties  
relating to the conduct of the hearing before commencement of the hearing.

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2 **NOTICE OF FINAL ORDER**

3 If you do not request a hearing within 20 days, this citation will become a final order, effective  
4 21 days after it was served on you. If you do not request a hearing or fail to appear at a  
5 scheduled hearing, the Division's file on the matter becomes record. You are entitled to judicial  
6 review of this order. Judicial review may be obtained by filing for review within 81 days from  
7 the date this order was served. Judicial review is pursuant to the provisions of ORS 183.482 to  
8 the Court of Appeals.

9 Dated this \_\_\_\_ day of \_\_\_\_\_, 2006

10  
11 BY \_\_\_\_\_  
12 BRENT A. GRIFFITHS, Enforcement Officer  
13 Enforcement and Licensing Section  
14 Building Codes Division  
15 PO Box 14470  
16 Salem, Oregon 97309-0404  
17 PHONE: (503) 378-8190  
18 FAX: (503) 378-2322  
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