

1 **BEFORE THE PLUMBING BOARD OF THE STATE OF OREGON**

2 **IN THE MATTER OF:**)
3 **DANIEL D. BJORK,**) **AMENDED NOTICE OF PROPOSED**
4 **AN INDIVIDUAL**) **ASSESSMENT OF A CIVIL PENALTY**
5) **AND FINAL ORDER UPON DEFAULT**
6)
7 **RESPONDENT**) **CASE NO. 2006-0397**
8) **Citation # 06703**

9 Pursuant to ORS 455.895(1)(a) and OAR 918-001-0036, the Plumbing Board proposes to impose a
10 civil penalty against you in the amount of \$1,000.

11 **FINDINGS OF FACT**

- 12 1. On or about the period of August 23, 2006 to August 29, 2006, at 1448 S. Dogwood St.
13 Cornelius, Oregon, Respondent installed PEX domestic water piping, for the account of
14 another, without a valid Oregon journeyman plumber’s license

15 **CONCLUSIONS OF LAW**

- 16 1. Installing PEX domestic water piping, as set forth in the Findings of Fact above, is a
17 plumbing installation as defined in ORS 447.010(6).
18 2. By making a plumbing installation without a valid Oregon journeyman plumber’s license,
19 as set forth in the Finding of Fact, Respondent violated ORS 693.030(1).

20 **ORDER**

21 Pursuant to ORS 455.895(1)(a) and OAR 918-001-0036, Respondent is assessed a \$1,000 civil
22 penalty for violation of ORS 693.030(1).
23

24 **NOTICE OF HEARING**

25 You are entitled to a hearing as provided by the Administrative Procedures Act, Oregon Revised
Statutes, Chapter 183. If you wish to receive a hearing you must file a written request for a hearing
with the Board no later than 20 days from the date of service of this notice. If a request 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.

You have the right to be represented by legal counsel. ORS 183.457 provides a corporation may be
represented by an authorized representative at the hearing. If you request a hearing the Board 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

1 conduct of the hearing before commencement of the hearing.

2 **NOTICE OF FINAL ORDER**

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

8 Dated this _____ day of _____, 2006

9 BY _____
10 HEATH M. LAWSON, Enforcement Officer
11 Enforcement and Licensing Section
12 Building Codes Division
13 PO Box 14470
14 Salem, Oregon 97309-0404
15 (503) 378-3102 FAX: (503) 378-2322
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