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BUILDING CODE

2008 FEB 27 A 11:

BEFORE THE ELECTRICAL AND ELEVATOR BOARD OF THE STATE OF OREGON

IN THE MATTER OF:)	
)	SETTLEMENT AGREEMENT
SGE CORPORATION DBA SOLID GROUND ELECTRIC, AN OREGON CORPORATION)	CASE NO. 2007-027³
)	
RESPONDENT)	
)	
)	
)	

On October 9, 2007, the Oregon Electrical and Elevator Board (Board) of the State of Oregon issued a Notice of Proposed Assessment of a Civil Penalty and Final Order on Default to Respondent. Respondent was charged with allowing an unlicensed person to make an electrical installation on its behalf in violation of OAR 918-282-0120(1).

FINDINGS OF FACT

1. During all relevant times Robert Garlinghouse was Respondent's employee and an electrician's apprentice. Mr. Garlinghouse did not have a "6500 hour card" allowing him to work unsupervised.

2. On September 24, 2007, at 5790 SW Barnacle Ct., Newport, Oregon, Mr. Garlinghouse installed a housing for an exhaust fan on behalf of and at the direction of Respondent. At the time, Mr. Garlinghouse was not assisting a journeyman on the same jobsite and the same shift as required by OAR 918-282-0270.

3. OAR 918-282-0120(1) provides that no person or entity shall allow any individual to perform electrical work for which the person is not properly registered or licensed.

ORDER

1. The Board finds that Respondent allowed Mr. Garlinghouse to install a housing for an exhaust fan on September 24, 2007, at 5790 SW Barnacle Ct., Newport, Oregon in violation of OAR 918-282-0120(1).

2. Pursuant to ORS 455.895(1)(b), the Board assesses Respondent a \$1,000 civil penalty for violation of OAR 918-282-0120(1).

SETTLEMENT AGREEMENT

The Board and Respondent agree to resolve this matter on the following terms:

1. Respondent neither admits or denies that it violated OAR 918-282-0120(1) but agrees to be assessed a civil penalty of \$1,000.
2. The Board agrees to stay \$750 of the \$1,000 civil penalty for a period of three years under the following conditions:
 - A. Respondent agrees not commit violations of Oregon specialty codes.

- B. If Respondent is found to have violated Oregon specialty codes within the three years following the date this Order is signed, the remaining \$750 shall be collected in addition to the sanctions for the subsequent violation.
- C. If Respondent is not found to have violated Oregon specialty codes in the three years following the date this Order is signed, the remaining \$750 shall no longer be imposed.
3. The remaining \$250 civil penalty is due and payable ten (10) days from the date this Order is signed by the Board.

CONSENT TO ENTRY OF ORDER

I, Daniel McCabe, state that I represent Respondent in this matter. I have read the foregoing Order and by my signature attest that Respondent knows and fully understand its contents and that Respondent consents to the entry of this Order.

I understand that the Board may take further actions to enforce this Order or upon discovery of other conduct in violation of the Oregon Building Codes statutes, administrative rules, and specialty codes. I further state that Respondent will fully comply with the terms and conditions stated in this Order. I further assure the Board that Respondent will not perform work or conduct business in Oregon unless such activities are in full compliance with Oregon Building Codes statutes, administrative rules, and specialty codes.

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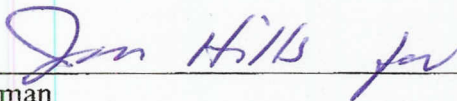
I understand that this Consent Order is a public document.

DATED this 25 day of FEB., 2008



Respondent

DATED this 27 day of February, 2008



Chairman
Electrical and Elevator Board
State of Oregon