

1 **BEFORE THE DIRECTOR OF THE DEPARTMENT OF CONSUMER AND**
2 **BUSINESS SERVICES OF THE STATE OF OREGON**

3
4 **IN THE MATTER OF:**) **ORDER TO**
5 **JEREMIAH L. LANDERS**) **CEASE AND DESIST**
6 **AN INDIVIDUAL**)
7 **RESPONDENT**) **CASE NO. 2008-0258**

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9 The Director of the Department of Consumer and Business Services for the State of
10 Oregon ("Director"), acting pursuant to ORS 455.775(2), hereby finds that the following
11 Findings of Fact and Conclusions of Law give the Director reason to believe that
12 Respondent has been engaging in, is engaging in, or is about to engage in violations of the
13 Oregon Electrical Safety Law (ORS 479.510-479.945) and the rules adopted thereunder
14 (OAR Chapter 918). Therefore, the Director issues the following Order to immediately
15 **CEASE AND DESIST** any and all violations of ORS Chapter 479 and the rules adopted
16 thereunder.

17 **FINDINGS OF FACT**

18 The Oregon Electrical and Elevator Board (the "Board") has taken the following actions
19 against Respondent:

- 20 1. On or about June 2, 2006, the Board issued a FINAL ORDER in Building Codes
21 Division (BCD) case #2006-0109, assessing a \$3,000 civil penalty for engaging in the
22 business of making an electrical installation without an Oregon electrical contractor's
23 license violating ORS 479.620(1); by making an electrical installation without on Oregon
24 supervising or journeyman electrician's license violating ORS 479.620(3); and by engaging
25 in the business of making an electrical installation without first obtaining a valid electrical
permit violating ORS 479.550(1).
2. On or about October 2, 2006, the Board issued a FINAL ORDER in BCD case
#2006-0296 assessing a \$8,000 civil penalty for making an electrical installation without an
Oregon supervising or journeyman electrician's license violating ORS 479.620(3); by
making an electrical installation without first obtaining a valid electrical permit violating
ORS 479.550(1); and by making an electrical installation that did not meet minimum safety
standards violating ORS 479.710(1).

FINAL ORDER

As of: 2/3/09 E

1 3. On or about December 18, 2008, the Board issued a proposed assessment of civil
2 penalty and final order upon default in BCD case #2008-0258 assessing a \$15,000 civil
3 penalty for engaging in the business of making electrical installations, at two separate
4 locations, without an Oregon electrical contractor's license violating ORS 479.620(1); by
5 making electrical installations, at two separate locations, without a valid Oregon
6 supervising or journeyman electrician's license violating ORS 479.620(3); and by making
7 electrical installations, at two separate locations, without first obtaining a valid electrical
8 permit violating ORS 479.550(1).

CONCLUSIONS OF LAW

8 By engaging in all the activities outlined in the Findings of Fact, Respondent has
9 repeatedly violated the Electrical Safety Law and the Director has reason to believe that
10 Respondent is continuing to engage in, or is about to engage in, further violations of ORS
11 Chapter 479 and the rules adopted thereunder.

ORDER

12 Pursuant to ORS 455.775(2), the Director **ORDERS Respondent to immediately**
13 **CEASE AND DESIST** from further violations of the Oregon Electrical Safety Law and
14 **the rules adopted thereunder.**

NOTICE OF RIGHT TO HEARING


16 Respondent is entitled to a hearing as provided by the Administrative Procedures Act,
17 Oregon Revised Statutes, Chapter 183. If Respondent wishes to receive a hearing,
18 Respondent must file a written request for a hearing with the Board no later than 20 days
19 from the date of service of this notice. If a request for hearing is not received within the 20-
20 day period Respondent's right to a hearing shall be considered waived unless the failure to
21 request a hearing was beyond Respondent's reasonable control. Hearing requests shall
22 be mailed to Building Codes Division, Enforcement and Licensing Section, PO BOX
23 14470, Salem, Oregon, 97309.

21 Respondent has the right to be represented by legal counsel. ORS 183.457 provides a
22 corporation may be represented by an authorized representative at the hearing. If
23 Respondent requests a hearing the Board will notify Respondent of the time and place of
24 the hearing. The Board and Director will give Respondent information on the procedures,
25 right of representation and other rights of parties relating to the conduct of the hearing
before commencement of the hearing.

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4 **NOTICE OF FINAL ORDER**

5 If Respondent does not request a hearing within 20 days, this ORDER will become a Final
6 Order, effective 21 days after it was served. If Respondent does not request a hearing or
7 fails to appear at a scheduled hearing, the Division's file on the matter becomes record.
8 Respondent is entitled to judicial review of this order. Judicial review may be obtained by
9 filing for review within 81 days from the date this order was served. Judicial review is
10 pursuant to the provisions of ORS 183.482 to the Court of Appeals.

11 Dated this 12 day of January, 2007

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FOR THE DIRECTOR, DEPARTMENT OF CONSUMER AND BUSINESS SERVICES

13 BY
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