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BUILDING CODES
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BEFORE THE PLUMBING BOARD OF THE STATE OF OREGON

IN THE MATTER OF:

LEONARD M. SHREEVE, AN INDIVIDUAL

RESPONDENT (YOU)

)
) **CONSENT ORDER**
)
)
)
) **CASE NO. 2010-0271**
)
)

The Plumbing Board of the State of Oregon has conducted an investigation of Respondent and determined that Respondent violated certain provisions of the Oregon Building Codes statutes, administrative rules, and specialty codes. The Board and Respondent wish to settle this matter informally. Respondent agrees to conduct all future business in compliance with the applicable statutes, administrative rules, and specialty codes. As evidenced by the authorized signatures on this Order, Respondent hereby consents to the entry of this Order and its following terms.

FINDINGS OF FACT and CONCLUSIONS OF LAW

(1) During or about the period January 19, 2010 through March 31, 2010, at 11855 Chateau Drive NE, Woodburn, Oregon, you installed a shower, fixtures and fixture traps, without having an Oregon journeyman plumber's license, in violation of ORS 693.030(1).

(2) The installation of a shower, fixtures and fixture traps are plumbing installations as defined under ORS 447.010(6)(a).

WHAT THE LAW SAYS

(1) Under ORS 693.030(1), a person may not engage in the trade of journeyman plumber without a journeyman plumber's license issued under this chapter.

ORDER

Under ORS 455.895(1)(a) and OAR 918-001-0036, the Board assesses the following sanction:

(1) a \$2,000 civil penalty for violating ORS 693.030(1).

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STIPULATED AGREEMENT

You and the Board agree to resolve this matter without a hearing according to the following terms:

(1) You admit to committing the violations as alleged in the Findings of Fact and Conclusions of Law and agree the Board will issue an order imposing the proposed civil penalties for such violations in order to resolve this matter.

(2) The Board agrees to suspend \$1,250 of the \$2,000 in civil penalties for a period of five years under the following terms:

- (a) You agree not to commit further violations of Building Codes Division's statutes and/or rules.
- (b) You agree to pay the remaining \$750 of the civil penalties.
- (c) If you fail to make a payment within the time period stated on the Final Demand, collection of the entire civil penalties, including any suspended amount will be initiated.

Payments are to be made to: DCBS Fiscal Services
P.O. Box 14610
Salem, OR. 97309-0445
- (d) You understand and agree any violation of the terms of this Settlement Agreement and Consent Order will result in further enforcement action.
- (e) You understand and agree that any violations of Building Code Division's statutes and/or rules not alleged in the Findings of Fact above, whether committed before or after the execution of this Settlement Agreement and Consent Order, shall be basis for further enforcement action.
- (f) You understand the suspended civil penalty will be waived five years after the execution of this Settlement Agreement and Consent Order, provided you comply with its terms and have not committed any further violations of Building Codes Division's statutes and/or rules.
- (g) You have read and fully understand the terms of this Consent Order. You freely and voluntarily consent to the entry of this Order without further hearing, without any force or duress, and expressly waive all rights to a hearing or appeal in this matter.

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- (h) You understand that, upon signature of all parties, this Settlement Agreement and Consent Order will be a FINAL ORDER.
- (i) You understand once this Settlement Agreement and Consent Order become a FINAL ORDER it becomes a public document.

FOR THE RESPONDENT


Leonard M. Shreeve

Date: 2-8-11

FOR THE BOARD

 for
Chairman
Plumbing Board
State of Oregon

Date: 2-9-11