

**BEFORE THE ELECTRICAL AND ELEVATOR BOARD OF THE STATE OF OREGON
AND
BEFORE THE PLUMBING BOARD OF THE STATE OF OREGON**

IN THE MATTER OF:

JEFF CONRAD, AN INDIVIDUAL

RESPONDENT (You)

)
)
) **CONSENT ORDER**
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)
)

) **CASE NO. 2010-0283**
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)

The Electrical and Elevator Board of the State of Oregon (Electrical Board) and the Plumbing Board of the State of Oregon (Plumbing Board) acting according to authority set forth in Oregon Revised Statutes Chapter 455, determined that you violated provisions of the Oregon Building Code's statutes, administrative rules, and specialty codes.

FINDINGS OF FACT and CONCLUSIONS OF LAW

(1) On or about November 10, 2010, at 17919 Robert Lane, Beaverton, Oregon, you advertised to perform electrical work and agreed to install 220V electrical wiring for a washer and dryer, for the account of another, without an electrical contractor's license in violation of ORS 479.620(1).

(2) On or about November 10, 2010, at 17919 Robert Lane, Beaverton, Oregon, you advertised to perform plumbing work and agreed to install water line pipes for a washer and dryer, for the account of another, without a plumbing contractor's license in violation of ORS 447.040(1).

(3) The installation of 220V electrical wiring outlet and wires is an electrical installation under ORS 479.530(10).

(4) The installation of water line pipes is a plumbing installation under ORS 447.010(6).

WHAT THE LAW SAYS

(1) Under ORS 479.620(1), a person may not, without an electrical contractor's license, engage in the business of making electrical installations, advertise as or otherwise purport to be licensed to make electrical installations or purport to be acting as a business that makes electrical installations.

(2) Under ORS 447.040(1), a person may not work as a plumbing contractor, or advertise or purport to be a plumbing contractor, and a member or employee of a firm, partnership or corporation may not engage in the layout or superintending of plumbing installations, without having obtained the plumbing contractor license required.

1 (3) Under OAR 918-030-0010(8) "engaging in the business" means to advertise or solicit,
2 contract or agree to perform, or to perform, work for which a license or permit is required Under
Oregon law, including but not limited to a single instance.

3 **ORDER**

4 (1) Pursuant to ORS 455.895(1)(b) and OAR 918-001-0036, Respondent is found in
5 violation of ORS 479.620(1) and assessed a \$3,000 civil penalty.

6 (2) Pursuant to ORS 455.895(1)(a) and OAR 918-001-0036, Respondent is found in
7 violation of ORS 447.040(1) and assessed a \$3,000 civil penalty.

8 The civil penalties assessed total \$6,000

9 **STIPULATED AGREEMENT**

10 You and the Boards agree to resolve this matter without hearing according to the following
terms:

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

13 (2) The Board agrees to suspend \$5,500 of the \$6,000 in civil penalties for a period of five
14 years under the following terms:

15 (a) You agree not to commit further violations of Building Codes Division's statutes
16 and/or rules.

17 (b) **You agree to pay the remaining \$500 of the civil penalties.**

18 (c) If you fail to make a payment within the time period stated on a Final Demand
19 collection of the entire civil penalties, including any suspended amount will be
initiated.

20 Payments are to be made to: DCBS Fiscal Services
21 P.O. Box 14610
Salem, OR 97309-0445

22 (d) You understand and agree any violation of the terms of this Settlement
23 Agreement and Consent Order will result in further enforcement action.

24 (e) You understand and agree that any violations of Building Code Division's
25 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 the basis for further enforcement action.

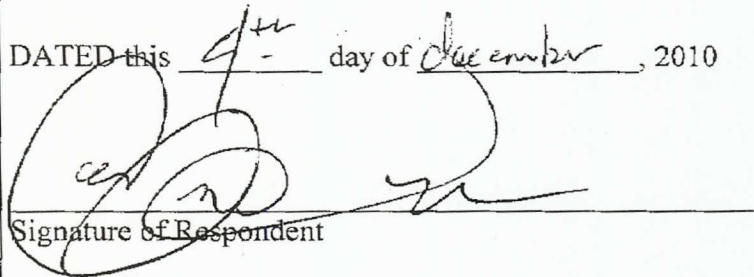
1 (f) You understand the suspended civil penalty will be waived five years after the
2 execution of this Settlement Agreement and Consent Order, provided you
3 comply with its terms and have not committed any further violations of Building
Codes Division's statutes and/or rules.

4 (g) You state you have carefully read this Settlement Agreement and Consent Order
5 and understand the intent and content of the document, and sign below of your
6 own free will. You waive any and all rights to appeal or challenge of this
7 Settlement Agreement and Consent Order.

8 (h) You understand that, upon signature of all parties, this Settlement Agreement and
9 Consent Order will be a FINAL ORDER.

10 (i) You understand once this Settlement Agreement and Consent Order become a
11 FINAL ORDER it becomes a public document.

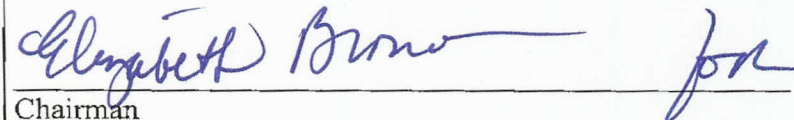
12 DATED this 4th day of December, 2010

13 
14 _____
15 Signature of Respondent

16 **FOR THE BOARD**

17 DATED this 7th day of December, 2010

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19 
20 _____
21 Chairman
22 Electrical and Elevator Board
23 State of Oregon

24 
25 _____
26 Chairman
27 State Plumbing Board
28 State of Oregon