

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

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

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

<b>IN THE MATTER OF:</b>	)	<b>CONSENT ORDER</b>
	)	
<b>BENJAMIN BREWER, AN INDIVIDUAL</b>	)	
	)	
	)	<b>CASE NO. 2011-0020</b>
<b>RESPONDENT (YOU)</b>	)	
	)	
	)	

The Plumbing Board (Board) and the Electrical and Elevator Board (Board) of the State of Oregon have conducted an investigation and determined that you violated certain provisions of the Oregon Building Codes statutes, administrative rules, and specialty codes.

You and the Board's wish to settle this matter informally. You agree 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, you hereby consent to the entry of this Order and its following terms:

**FINDINGS OF FACT and CONCLUSIONS OF LAW**

- (1) On or about May through September 2009, at 500 Azure Lane, Moro, Oregon, you installed plumbing piping and shower/tub enclosures, without an Oregon journeyman plumber's license, in violation of ORS 693.030(1).
- (2) The installations of plumbing piping and shower/tub enclosures are plumbing installations as defined in ORS 447.010(6).
- (3) On or about May through September 2009, at 500 Azure Lane, Moro, Oregon, you installed electrical wiring, outlets and a subpanel, without an Oregon supervising or journeyman electrician's license, in violation of ORS 479.620(3).
- (4) The installation of electrical wiring, outlets and subpanel is an electrical installation as defined in ORS 479.530(10).

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

**WHAT THE LAW SAYS**

(1) Under ORS 693.030(1), except as allowed by OAR 918-695-0020 and ORS 693.020, a person may not engage in the trade of journeyman plumber, without a journeyman plumber's license.

(2) Under ORS 479.620(3), except as allowed by ORS 479.540 and ORS 479.940, a person may not make any electrical installation without a supervising or journeyman electrician's license.

**ORDER**

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

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

Under ORS 455.895(1)(b) and OAR 918-001-0036, the Electrical and Elevator Board assesses the following:

- (1) A \$2,000 civil penalty for violating ORS 479.620(3).

The civil penalties assessed total \$4,000.

**STIPULATED AGREEMENT**

You and the Board's agree to resolve this matter without 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 Boards will issue an order imposing the proposed civil penalties for such violations in order to resolve this matter.
2. The Board's agrees to suspend \$2,000 of the \$4,000 civil penalty 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.



1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

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

It is so stipulated.

**SIGNATURE FOR THE RESPONDENT (YOU)**

B. Brewer Date: 5-3-11  
Benjamin Brewer

**FOR THE BOARD**

Elizabeth Brown for Date: 5-4-11  
Chairman  
Plumbing Board  
State of Oregon

**FOR THE BOARD**

Elizabeth Brown for Date: 5-4-11  
Chairman  
Electrical and Elevator Board  
State of Oregon