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2 (2) Under ORS 479.550(1), except as allowed by ORS 479.540 no person shall work on
3 any new electrical installation for which a permit has not been issued.

4 **ORDER**

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

- 7 (1) A \$2,000 civil penalty for violating OAR 918-282-0020(1).
8 (2) A \$1,000 civil penalty for violating ORS 479.550(1).

9 The civil penalties assessed total \$3,000.

10 **STIPULATED AGREEMENT**

11 Respondent and the Board agrees to resolve this matter without hearing, according to the
12 following terms:

- 13 1. Respondent admits to committing the violations as alleged in the Findings of Fact and
14 Conclusions of Law and agrees the Board will issue an order imposing the proposed civil
15 penalties for such violations in order to resolve this matter.
- 16 2. The Board agrees to suspend \$1,500 of the \$3,000 civil penalty for a period of five years
17 under the following terms:
- 18 (a) Respondent agrees not to commit further violations of Building Codes Division's
19 statutes and/or rules.
 - 20 (b) Respondent agrees to pay the remaining \$1,500 of the civil penalties.
 - 21 (c) If Respondent is able to submit a full payment of \$1,000, an additional \$500 will be
22 suspended. The \$1,000 must be paid by the due date found on the invoice. The invoice
23 will be included with your copy of the Final Order after it has been signed by the Board.
 - 24 (d) If Respondent fails to make a payment within the time period stated on a Final Demand,
25 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) Respondent understands and agrees any violation of the terms of this Settlement

1 Agreement and Consent Order will result in further enforcement action.

- 2 (e) Respondent understands and agrees that any violations of Building Code Division's
3 statutes and/or rules not alleged in the Findings of Fact above, whether committed before
4 or after the execution of this Settlement Agreement and Consent Order, shall be the basis
5 for further enforcement action.
- 6 (f) Respondent understands the suspended civil penalty will be waived five years after the
7 execution of this Settlement Agreement and Consent Order, provided Respondent
8 complies with its terms and has not committed any further violations of Building Codes
9 Division's statutes and/or rules.
- 10 (g) Respondent has read and fully understand the terms of this Consent Order, freely and
11 voluntarily consent to the entry of this Order without further hearing, without any force
12 or duress, and expressly waive all rights to hearing or appeal in this matter.
- 13 (h) Respondent understands that, upon signature of all parties, this Settlement Agreement
14 and Consent Order will be a FINAL ORDER.
- 15 (i) Respondent understands once this Settlement Agreement and Consent Order become a
16 FINAL ORDER it becomes a public document.

17 It is so stipulated.

18 **SIGNATURE FOR THE RESPONDENT (YOU)**

19 
20 Daniel W. Leonard, President

21 Date: 6/21/2011

22 **FOR THE BOARD**

23  for
24 Chairman
25 Electrical and Elevator Board
State of Oregon

Date: 6-29-11

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