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2 (2) Under OAR 918-282-0140(2)(b), the general signing supervising electrician  
3 must ensure all electrical installations meet minimum safety standards.

4 **ORDER**

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

- 7 (1) a \$3,000 civil penalty for violating OAR 918-282-0140(2)(c)

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

9 **STIPULATED AGREEMENT**

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

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

15 (2) The Board agrees to suspend \$1,750 of the \$3,000 in civil penalties for a  
16 period of five years under the following terms:

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

19 (b) You agree to pay the remaining \$1,250 of the civil penalties.

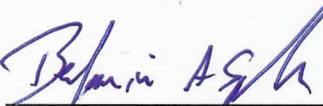
20 (c) *If you are able to submit a full payment of \$750, an additional \$500 will be  
21 suspended. The \$750 must be paid by the due date found on the invoice.  
22 The invoice will be included with your copy of the Final Order after it is  
23 signed by the Board.*

24 (d) If you fail to make a payment within the time period stated on the Final  
25 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

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

22 **FOR THE RESPONDENT**

23   
24 Benjamin A. Spurlock

25 Date: 05/27/2011

26 **FOR THE BOARD**

27   
28 Elizabeth Brund

29 Chairman  
30 Electrical and Elevator Board  
31 State of Oregon

32 Date: 6-1-11