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BUILDING CODES

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BEFORE THE PLUMBING BOARD OF THE STATE OF OREGON

IN THE MATTER OF:)	CONSENT ORDER
AMOS D. HOYT, AN INDIVIDUAL)	
)	
)	
RESPONDENT (YOU))	CASE NO. 2011-0172
)	
)	

The Plumbing 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 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 August 09, 2011 at 1520 Campbell Street, Baker City, Oregon, you installed potable water plumbing piping without an active Oregon journeyman plumber's license, in violation of ORS 693.030(1).
- (2) The installation of potable water plumbing piping is a plumbing installation as defined in ORS 447.010(6).

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.

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).

1 **STIPULATED AGREEMENT**

2 You and the Board agree to resolve this matter without hearing, according to the following
3 terms:

4 1. You admit to committing the violations as alleged in the Findings of Fact and
5 Conclusions of Law and agree the Board will issue an order imposing the proposed civil penalty
6 for such violation in order to resolve this matter.

7 2. The Board agrees to suspend \$750 of the \$2,000 civil penalty for a period of five years
8 under the following terms:

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

11 (b) You agree to pay the remaining \$1,250 of the civil penalties. If you are able to submit a
12 full payment of \$750, an additional \$500 will be suspended. The \$750 must be paid by
13 the due date found on the invoice. The invoice will be included with your copy of the
14 Final order after it is signed by the Board.

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

17 **Payments are to be made to:** DCBS Fiscal Services
18 P.O. Box 14610
19 Salem, OR 97309-0445

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

22 (e) You understand and agree that any violations of Building Code Division's statutes and/or
23 rules not alleged in the Findings of Fact above, whether committed before or after the
24 execution of this Settlement Agreement and Consent Order, shall be the basis for further
25 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, freely and
voluntarily consent to the entry of this Order without further hearing, without any force
or duress, and expressly waive all rights to hearing or appeal in this matter.

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

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

It is so stipulated.

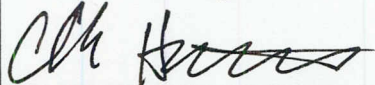
SIGNATURE FOR THE RESPONDENT (YOU)


Amos D. Hoyt

Date: 8-7-2011

FOR THE BOARD

Chris Huntington


Chairman
Plumbing Board
State of Oregon

Date: 9/14/11