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

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

5 **IN THE MATTER OF:** )  
6 **EDWARD J. BEEDLE, AN INDIVIDUAL** ) **NOTICE OF PROPOSED ASSESSMENT**  
7 ) **OF A CIVIL PENALTY AND FINAL**  
8 **RESPONDENT (You)** ) **ORDER ON DEFAULT**  
9 ) **CASE NO. 2011-0209**  
10 ) **FINAL ORDER**  
11 ) **As of: December 8, 2011**

12 Under ORS 455.895(1)(b) and OAR 918-001-0036, the Electrical and Elevator Board (Electrical Board) proposes to take disciplinary action against you in the form of a civil penalty totaling \$2,000, because you violated Building Codes Division statutes and/or rules as follows:

13 Under ORS 455.895(1)(a) and OAR 918-001-0036, the Plumbing Board (Plumbing Board) proposes to take disciplinary action against you in the form of a civil penalty totaling \$2,000, because you violated Building Codes Division statutes and/or rules as follows:

14 **FINDINGS OF FACT AND CONCLUSIONS OF LAW**

15 (1) On or about April 7, 2011, at 1070 Elmira, Bandon, Oregon, you installed electrical  
16 receptacles, switches and light fixtures, for the account of another, without a supervising or  
17 journeyman electrician's license, in violation of ORS 479.620(3).

18 (2) The installations of electrical receptacles, switches and light fixtures are electrical  
19 installations under ORS 479.530(10).

20 (3) On or about April 7, 2011, at 1070 Elmira, Bandon, Oregon, you installed a shower  
21 mixing valve and a water faucet, for the account of another, without being properly licensed as a  
22 journeyman plumber, in violation of ORS 693.030(1).

23 (4) The installations of a shower mixing valve and faucet are plumbing installations  
24 under ORS 447.010(6).

25 **APPLICABLE LAW**

(1) Under ORS 479.620(3), a person may not make any electrical installation without a supervising or journeyman electrician's license.

1 (2) Under ORS 693.030(1), a person may not engage in the trade of journeyman  
2 plumber without a journeyman plumber's license.

3 **ORDER**

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

6 a \$2,000 civil penalty for violating ORS 479.620(3)

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

9 a \$2,000 civil penalty for violating ORS 693.030(1)

10 The assessed penalties total \$4,000.

11 **NOTICE OF RIGHT TO HEARING**

12 You are entitled to a hearing as provided by the Administrative Procedures Act, Oregon Revised  
13 Statutes, Chapter 183. If you request a hearing, the request must be in writing and filed with the  
14 Division no later than 20 days from the date of service. If the Notice was served on you in  
15 person, the date of service is the date you received the Notice. If the Notice was served through  
16 the mail, the date of service is the day the Notice was mailed, not the day you received it.

17 If a request for hearing is not received within the 20-day period, your right to a hearing shall be  
18 considered waived unless the failure to request a hearing was beyond your reasonable control.  
19 Hearing requests shall be mailed to Building Codes Division, Enforcement Section, P.O. Box  
20 14470, Salem, Oregon, 97309.

21 You have the right to be represented by legal counsel. ORS 183.457 provides that a corporation  
22 may be represented by an authorized representative at the hearing. If you request a hearing you  
23 will be notified of the time and place of the hearing and be provided with information on the  
24 procedures, right of representation, and other rights of parties relating to the hearing before it  
25 begins.

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1 **NOTICE OF FINAL ORDER**

2 If you do not request a hearing within 20 days, withdraw a hearing request, notify the Board or  
3 the administrative law judge that you will not appear, or fail to appear at a scheduled hearing, the  
4 Board will issue a Final Order by Default. If the Board issues a Final Order by Default, it  
designates the file, including any materials submitted by you that relate to this matter, as the  
record, for purpose of proving a prima facie case.

5 You are entitled to judicial review of any final order issued in the matter of this Notice of  
6 Proposed Civil Penalty. Judicial review may be obtained by filing a petition for review with the  
7 Oregon Court of Appeals within 60 days after the Final Order is served. See ORS 183.482. If  
8 the Order was served on you in person, the date of service is the date you received the Order. If  
9 the Order was served through the mail, the date of service is the day the Order was mailed, not  
the day you received it. If you do not file a petition for judicial review within the 60 day time  
period, you will lose the right to appeal. The informational phone number for the Oregon Court  
of Appeals is (503) 986-5555.

10  
11 Dated this 16<sup>th</sup> day of November, 2011

12  
13 Elizabeth Browder for  
14 Chairman  
15 Electrical and Elevator Board  
16 State of Oregon

17 Dated this 16<sup>th</sup> day of November, 2011

18  
19 Elizabeth Browder for  
20 Chairman  
21 Plumbing Board  
22 State of Oregon  
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