

1 **BEFORE THE DIRECTOR OF THE DEPARTMENT OF CONSUMER AND BUSINESS**
2 **SERVICES**
3 **OREGON BUILDING CODES DIVISION**

4 **IN THE MATTER OF:**) **NOTICE OF INTENT TO SUSPEND**
5 **ION SYSTEMS, INC., AN**) **ELECTRICAL CONTRACTOR**
6 **OREGON CORPORATION**) **LICENSE #CLE35 AND FINAL**
7) **ORDER ON DEFAULT**
8) **CASE NUMBER 2010-0248**
9)

FINAL ORDER

As of: Dec. 8, 2010

8 Pursuant to ORS 455.129(3), the Director of the Department of Consumer and Business
9 Services (Director), by and through the Building Codes Division, proposes to suspend
10 Respondent's Oregon electrical contractor's license #CLE35 for failure to comply with an Order
11 issued by the Director.

12 **FINDINGS OF FACTS**

13 Respondent has failed to pay **\$19,405.46** in civil penalties, claims costs and associated
14 interest charges assessed by the Director, by and through the Workers' Compensation Division,
15 pursuant to Order No. 29484-AB issued on March 8, 2007.

16 **ORDER**

17 Pursuant to ORS 455.129(3), the Director suspends Respondent's Oregon electrical
18 contractor's license #CLE35 until the monies owed to the Department of Consumer and
19 Business Services are paid in full.

20 **NOTICE OF RIGHT TO HEARING**

21 Respondent is entitled to a hearing as provided by the Administrative Procedures Act, Oregon
22 Revised Statutes, Chapter 183. If Respondent requests a hearing, the request must be in writing
23 and filed with the Division no later than 20 days from the date of service. If the Notice was
24 served on Respondent in person, the date of service is the date Respondent received the Notice.
25 If the Notice was served through the mail, the date of service is the day the Notice was mailed,
not the day it was received by the Respondent. If a request for hearing is not received within the
20-day period, Respondent's right to a hearing shall be considered waived unless the failure to
request a hearing was beyond Respondent's reasonable control. Hearing requests shall be mailed
to Building Codes Division, Enforcement Section, P.O. Box 14470, Salem, Oregon, 97309.

Respondent has the right to be represented by legal counsel. ORS 183.457 provides that a
corporation may be represented by an authorized representative at the hearing. If Respondent
requests a hearing the Board and Director will notify Respondent of the time and place of the
hearing. The Board and Director will give Respondent information on the procedures, right of
representation and other rights of parties relating to the conduct of the hearing before
commencement of the hearing.

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2 **NOTICE OF FINAL ORDER**

3 If Respondent does not request a hearing within 20 days, this citation will become a final order,
4 effective 21 days after it was served on Respondent. If Respondent does not request a hearing or
5 fails to appear at a scheduled hearing, the Division's file on the matter becomes record.

6 Respondent is entitled to judicial review of this Order. Judicial review may be obtained by filing
7 a petition for review with the Oregon Court of Appeals within 60 days after the final order is
8 served upon Respondent. See ORS 183.482. If the Order was served on Respondent in person,
9 the date of service is the date Respondent received the Order. If the Order was served through
10 the mail, the date of service is the day the Order was mailed, not the day it was received by the
11 Respondent. If Respondent does not file a petition for judicial review within the 60 day time
12 period, Respondent will lose the right to appeal. The informational phone number for the
13 Oregon Court of Appeals is (503) 986-5555.

14 Dated this 15th day of November, 2010

15 Elizabeth Browder for
16 Director
17 Department of Consumer and Business Services
18 State of Oregon
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