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**BEFORE THE DIRECTOR OF THE DEPARTMENT OF
CONSUMER AND BUSINESS SERVICES**

IN THE MATTER OF:) **NOTICE OF INTENT TO SUSPEND**
) **PLUMBING CONTRACTOR'S**
A GOOD GUY PLUMBING INC.,) **LICENSE, 15-207PB AND**
) **FINAL ORDER ON DEFAULT**
AN OREGON CORPORATION)
)
)
RESPONDENT) **Case No. 2010-0269**

FINAL ORDER
As of: 12/6/2010

Pursuant to OAR 918-030-0015(4), the Director of the Department of Consumer and Business Services (Director) proposes to suspend Respondent's plumbing contractor's license, no. 15-207PB.

FINDINGS OF FACT

- (1) Respondent possesses plumbing contractor's license no. 15-207PB.
- (2) Respondent does not possess an active license with the Construction Contractors Board (CCB).

APPLICABLE LAW

Pursuant to OAR 918-030-0015, a plumbing contractor is required to possess or maintain a CCB license.

CONCLUSIONS OF LAW

By not possessing a CCB license, as outlined in the Findings of Fact, Respondent is in violation of OAR 918-030-0015.

ORDER

Pursuant to OAR 918-030-0015(4), the Director suspends Respondent's plumbing contractor's license, no. PB527, as long as it remains in violation of OAR 918-030-0015.

NOTICE OF RIGHT TO HEARING

Respondent is entitled to a hearing as provided by the Administrative Procedures Act, Oregon Revised Statutes, Chapter 183. If Respondent requests a hearing, the request must be in writing and filed with the Division no later than 20 days from the date of service. If the Notice was served on Respondent in person, the date of service is the date Respondent received the Notice. If the Notice was served through the mail, the date of service is the day the Notice was mailed to 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

1 reasonable control. Hearing requests shall be mailed to Building Codes Division, Enforcement
2 Section, P.O. Box 14470, Salem, Oregon, 97309.

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

8 **NOTICE OF FINAL ORDER**

9 If Respondent does not request a hearing within 20 days from the date of mailing of this notice or if
10 Respondent withdraws a hearing request or fails to appear at a scheduled hearing, the Director may
11 issue a Final Order by Default and revoke Respondent's plumbing contractor's license. If the
12 Director issues a Final Order by Default against Respondent, it will designate the Building Codes
13 Division's file on the matter as the record.

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

21 Dated this 12th day of November, 2010

22 Elizabeth Browke for
23 Director
24 Department of Consumer and Business Services
25 State of Oregon