

MINUTES

PLUMBING AND PIPING WORK EXAMINING BOARD

AUGUST 16, 2007

The meeting was called to order by Charles Appleby, Sr., Acting Chairperson at 9:30 a.m. in Room 17 of the State Office Building, 165 Capitol Avenue, Hartford, Connecticut 06106.

Members Present: Charles E. Appleby, Sr., Contractor, Acting Chairperson
George C. Sima, Well Drilling Contractor
James Piccoli, Contractor
John R. Damico, Journeyperson
John R. Sullivan, Public Member
Joyce Topshe, Public Member

Member Absent: Roger Stolting, Contractor
Anthony Calandrino, Journeyperson
Michael E. Cluney, Public Member

Board Vacancies: Two Journeypersons
One Public Member

Board Counsel Present: None

DCP Staff Present: Nelson Leon, Board Secretary
Jim McCann, Administrative Hearings Attorney
Helen Hillman, Consumer Information Representative
Janita Hamel, Trade Inspector Supervisor
Ray Fuocco, Trade Inspector

Public Present: Peter Lisewski Timothy Kennedy
Peter Battipaglia Jamie Feldman
Roger Krar Paul Valentine
Harold Cummings, Esq. Eben Valentine
Salmir Basuljevic Louis Jefferson
Gerald Ouellette Samuel Moten
Mike Criss
Gordon MacEwan

Note: The administrative functions of this Board are carried out by the Department of Consumer Protection, Occupational and Professional Licensing Division. For information contact Richard M. Hurlburt, Director at (860) 713-6135.

Agency Website: www.ct.gov/dcp

BOARD CHAIRPERSON APPOINTMENT

The Board voted unanimously to appoint Board member Charles E. Appleby, Sr. as Acting Chairperson for today's meeting.

MINUTES OF PREVIOUS MEETINGS

The Board voted unanimously to approve minutes of the June 21, 2007 Plumbing and Piping Work Examining Board meeting.

APPLICANTS APPEARING IN PERSON DUE TO LACK OF APPRENTICESHIP COMLETION CERTIFICATE AND/OR UNREGISTERED APPRENTICESHIP HOURS

Salmir Basuljevic, Terryville, CT – (J-2) Limited Journeyperson Application – Approved
The Board voted unanimously to approve Mr. Basuljevic's application.

Paul R. Gottschalk, Shelton, CT – (P-2) Unlimited Journeyperson Application – No Action
Mr. Gottschalk was not present today. Therefore, the Board took no action on his application.

Peter J. Lisewski, Ansonia, CT – (P-2) Unlimited Journeyperson Application – Approved
The Board voted unanimously to approve Mr. Lisewski's application.

Marc W. Mejnartowicz, Stratford, CT – (P-2) Unlimited Journeyperson Application – No Action
Mr. Mejnartowicz was not present today. Therefore, the Board took no action on his application.

Gerald L. Ouellette, East Hartford, CT – (P-2) Unlimited Journeyperson Application – Approved
The Board voted unanimously to approve Mr. Ouellette's application contingent upon receipt of confirmation from the CT Department of Labor that he was registered as an apprentice in 2004.

WALK-IN APPLICANTS

(The Board voted unanimously to review the following applications)

Peter Battipaglia, W. Haven, CT – (P-2) Unlimited Journeyperson Application – Approved

The Board voted unanimously to approve Mr. Battipaglia's application.

Paul M. Valentine, Voluntown, CT – (P-2) Unlimited Journeyperson Application – Approved

The Board voted unanimously to approve Mr. Valentine's application.

Eben J. Valentine, Voluntown, CT – (P-2) Unlimited Journeyperson Application – Approved

The Board voted unanimously to approve Mr. Valentine's application.

Jamie Feldman, S. Glastonbury, CT – (J-3) Limited Contractor Application – Denied

The Board voted unanimously to deny Mr. Feldman's application due to lack of a required (J-4) Limited Journeyperson license for a minimum of two years.

Samuel Moten, New Haven, CT – (P-2) Unlimited Journeyperson Application – Denied

The Board voted unanimously to deny Mr. Moten's application due to lack of a required "Letter of Apprenticeship Completion" certificate.

CORRESPONDENCE

Correspondence concerning Section 20-340 of the CT General Statutes regarding manufacturing license requirements.

REQUEST FOR RECONSIDERATION

In the Matter of Alan R. Cyr

Docket No. 06-959

A Formal Administrative Hearing was held on this matter 7/20/06 and the Board voted to issue Final Decision and Order consisting of an Immediate Order of Discontinuance, Civil Penalty in the amount of \$17,500.00, Restitution in the amount of \$6,500.00 and Suspension of Mr. Cyr's (P-1) Unlimited Contractor license for a period of 90 days.

Joseph Elder, legal counsel for Mr. Cyr appeared before the Board at their 4/19/07 meeting to request reconsideration of the Board's 7/20/06 Final Decision and Order and the Board tabled the request for reconsideration on this matter to their 6/21/07 meeting and requested of Attorney Elder, a copy of the disposition concerning Mr. Cyr's criminal case.

Neither Mr. Cyr nor his legal counsel was present at the Board's 8/16/07 meeting. After further review and discussion on this matter at the 8/16/07 meeting, the Board voted unanimously to deny Mr. Cyr's request for reconsideration of their 7/20/06 Final Decision and Order "Without Prejudice".

MOTION FOR MODIFICATION OF FINAL DECISION AND ORDER

In the Matter of Roger M. Krar

Docket No. 05-349

Mr. Krar and his legal counsel, Harold Cummings appeared before the Board today to request for a modification of the Board's 4/21/05 Final Decision and Order. After further review and discussion on this matter, the Board Voted unanimously to reconsider and modify their 4/21/05 Final Decision and Order to reflect a reduction of the Civil Penalty from \$5,500.00 to \$4,125.00.

FORMAL ADMINISTRATIVE HEARINGS

In the Matter of Raymond Perkins

Docket No. 07-817

A Formal Administrative Hearing was held on this matter 2/17/05 and the Board voted to issue a Final Decision and Order consisting of an Immediate Order to Discontinue and a Civil Penalty in the amount of \$2,500.00.

Mr. Perkins was not present at today's meeting. A Formal Administrative Hearing was held on this matter today and the hearing was concluded. After further review and discussion on this matter, the Board voted unanimously to suspend Mr. Perkins' (P-3) Limited Contractor license until the Civil Penalty is paid in full.

In the Matter of Timothy Kennedy

Docket No. 07-873

A Formal Administrative Hearing was held on this matter 5/25/05 and the Board voted to issue a Modified Decision and Order consisting of a Civil Penalty in the amount of \$42,000.00 and Suspension of Mr. Kennedy's (P-1) Unlimited Contractor license for ninety days.

Mr. Kennedy was present at today's meeting with no legal counsel. A Formal Administrative Hearing was held on this matter today and the hearing was concluded. After further review and discussion on this matter, the Board voted unanimously to suspend Mr. Kennedy's (P-1) Unlimited Contractor license until the Civil Penalty is paid in full.

There being no further business, the meeting adjourned at 12:45 p.m.

Respectfully submitted,

Nelson Leon
Board Secretary

The next regular meeting is scheduled for Thursday, October 18, 2007, at 9:30 A.M. in Room 117.