

**FEBRUARY 2004 MINUTES  
STATE PLUMBING AND PIPING WORK  
EXAMINING BOARD**

**FEBRUARY 19, 2004**

The meeting of February 19, 2004 was called to order by Acting Chairman, Roger Stolting, at 9:33 a.m. in Room 117 of the State Office Building, 165 Capitol Avenue, Hartford, Connecticut.

- Members Present:** Roger Stolting, Acting Chairman/Contractor  
Joseph Carr, Unlimited Journeyman  
John R. Sullivan, Public Member  
Charles E. Appleby, Sr., Contractor  
James Piccoli, Contractor
- Members Absent:** George C. Sima, Chairman/Well Drilling Contractor  
Brian T. Kronenberger, Public Member  
Richard J. Messina, Sr., Unlimited Journeyman
- Board Vacancies:** Unlimited Journeyman Members (2)  
Public Members (2)
- Board Counsel:** None
- DCP Staff Present:** Richard M. Hurlburt, Director  
- Occupational & Professional Licensing Division  
Anthony Santoro, Administrative Hearings Attorney  
Tracy L. Cicero, Board Secretary
- Others Present:** Derek, Oatis, Esquire, Beck & Eldergill, Attorneys

The next regular meeting of this Board is scheduled for Thursday, April 15, 2004 at 9:30 a.m., in Room 117.

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

**REVIEW OF MINUTES**

The minutes of November 10, 2003 were reviewed and accepted with one correction. (The complaint section typed in italic regarding representation by the Attorney General's Office on Page 3 was corrected). Motion was made and seconded.

### **APPLICATION(S)**

1. **Christopher W. Parks, III (*Appeared*) – New Haven, CT – P-2 License**  
After careful review and discussion of Mr. Park's P-2 application, the Board decided that he test out on the Apprenticeship Examination. (***Richard Hurlburt, Director – Occupational & Professional, to handle***).

### **REQUEST FOR RECONSIDERATION**

1. **In the Matter of Gary Thresher      Docket No. 02-296 – *ACCEPTED***

- Mr. Thresher and his attorney, Derek Oatis, appeared before the Board to discuss the controversy over the matter of Mr. Thresher having various trade names for advertisement for his Plumbing and Heating business.

**Conclusion:** The Board held their original decision that was made back in July which stated the following: The Board voted unanimously to issue Mr. Thresher a Cease and Desist Order, ordering Mr. Thresher to discontinue using inappropriate trade names for advertising and/or business purposes, and to begin using his legal business entity name.

### **DISCUSSION**

Richard Ciasullo – Well Drilling Completion Report – ***TABLED***

### **REVIEW OF CORRESPONDENCE**

1. PSI Examination Services - Connecticut Occupational Trades Examination Statistics Summary (10/1/03 – 10/31/03).
2. Letter from Dan Ripley, Quality Nozzle Company, regarding attached company training manual and promotional pieces.
3. P-2 and J2 Plumbing Apprenticeship Course Sequence and Prerequisites

## **OLD BUSINESS – FORMAL HEARINGS PREVIOUSLY HELD**

- |   |                          |
|---|--------------------------|
| <b>1. In the Matter of Roto-Rooter Services, Inc.</b> | <b>Docket No. 03-402</b> |
| <b>In the Matter of William Kane</b>                  | <b>Docket No. 03-401</b> |
| <b>In the Matter of William Zeiler</b>                | <b>Docket No. 03-403</b> |

The Board voted to issue an Immediate Order of Discontinuance and Civil Penalties as order below:

- |   |                      |
|---|----------------------|
| - In the Matter of Roto-Rooter Services, Inc. | - <b>\$ 1,000.00</b> |
| - In the Matter of William Kane               | - <b>\$ 3,250.00</b> |
| - In the Matter of William Zeiler             | - <b>\$ 1,000.00</b> |

- |  |                           |
|--|---------------------------|
| <b>2. In the Matter of David Anderson</b>    | <b>Docket No. 02-1257</b> |
| <b>In the Matter of Heritage Lawns, Inc.</b> | <b>Docket No. 02-1258</b> |
| <b>In the Matter of Nathaniel Bardell</b>    | <b>Docket No. 02-1259</b> |
| <b>In the Matter of Nelson Diagle</b>        | <b>Docket No. 02-1260</b> |
| <b>In the Matter of Jeffrey Shover</b>       | <b>Docket No. 02-1261</b> |

- The Board requested that copies of the recorded tapes of the Formal Administrative Hearings listed above, which were held on May 15, 2003, be mailed to Charles Appleby, Jr., for his review. (No further action taken at this time).

- The Board also discussed civil penalties as indicated below, however; a decision was tabled due to a lack of quorum:

- |   |                      |
|---|----------------------|
| - In the Matter of David Anderson       | - <b>\$ 4,000.00</b> |
| - In the Matter of Heritage Lawns, Inc. | - <b>\$ 4,000.00</b> |
| - In the Matter of Nathaniel Bardell    | - <b>\$ 1,000.00</b> |
| - In the Matter of Nelson Diagle        | - <b>\$ 1,000.00</b> |
| - In the Matter of Jeffrey Shover       | - <b>\$ 2,000.00</b> |

## **NEW BUSINESS**

- Roger Stolting, Acting Chairperson, discussed bar coding and identification pictures on licenses. He stated that this would help in the matter of forgery for plumbing licenses or all licenses for that matters; this would simplify things. Richard Hurlburt, Director of Occupational and Professional, replied that this would become a monetary issue. The Board motioned to recommend

this to the Agency. Motion was made and seconded. The vote was unanimous.

- Charles E. Appleby, Jr., Board Member, discussed missed computerized three-(3) question issue with PSI Examination Services. Richard Hurlburt, Director of Occupational and Professional, will assist Mr. Appleby with this matter.

### **REQUEST TO DISMISS**

- 1. In the Matter of William Wojnarowski     Docket No. 04-2**  
**In the Matter of Donald Sullivan         Docket No. 04-1**  
**In the Matter of Edward Schaad           Docket No. 04-3**

- The Board tabled this matter, no action taken pending legal decision review.

- 2. In the Matter of Frank Krzywicki         Docket No. 03-68**

The Board voted to dismiss this matter as requested.

### **REVIEW OF SETTLEMENT AGREEMENTS AND STIPULATIONS**

- 1. All American Heating &                             Docket No. 04-5**  
**Air Conditioning, Inc.**

**Conclusion:** The Board voted to approve this Stipulation Containing Consent Order, with an immediate order of discontinuance and a civil penalty in the amount of \$1,250.00.

### **COMMENTS FROM PERSONS PRESENT TODAY**

- Roger Stolting, Acting Chairperson, stated as a point-of-interest, that the total quantity of licensure in the State of Connecticut has gone down dramatically from March, 2002 compared to January, 2004. More important is that the State needs more licensure, however; they are losing them. He also stated that the plumbing industry for the State of Connecticut will get worst.

There being no further business, the meeting adjourned at 11:01 a.m.

Respectfully submitted,

Tracy L. Cicero  
Board Secretary