



STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF EXAMINERS OF ELECTRICAL
CONTRACTORS

IN THE MATTER OF THE LICENSE OF

MICHAEL ZINGARELLI
License No. 1125

Administrative Action

FINAL ORDER
OF DISCIPLINE

This matter was opened to the New Jersey State Board of Examiners of Electrical Contractors upon receipt of information which the Board has reviewed and on which the following findings of fact and conclusions of law are made;

FINDINGS OF FACT

1. Respondent is a licensed electrical contractor in the State of New Jersey and has been a licensee at all times relevant hereto.
2. On July 8, 1999, respondent was convicted of the disorderly persons offense of theft of services pursuant to N.J.S.A. 2C:20-8d in Atlantic City Municipal Court in Atlantic City, New Jersey. Specifically, the conduct underlying the conviction consisted of having routed electrical power to respondent's commercial account at 116 North California Avenue, Atlantic City, where service had been disconnected for nonpayment, from his residential account, which was billed at a lower, residential rate.
3. The court imposed a fine of \$500.00, as well as costs and other penalties.

CONCLUSIONS OF LAW

1. The conduct upon which respondent's conviction was based constitutes an abuse of his professional attainments amounting to professional misconduct, pursuant to N.J.S.A. 45:1-21(e).

2. Respondent's conviction constitutes an offense relating adversely to the activity regulated by the Board, pursuant to N.J.S.A. 45:1-21(f).

3. The above conviction provides grounds for disciplinary action pursuant to N.J.S.A. 45:1-22.

Based on the foregoing findings and conclusions, a Provisional Order of Discipline was issued on June 21, 2000 and served upon respondent. The Provisional Order was subject to finalization by the Board at 5:00 p.m. on the 30th business day following entry unless respondent requested a modification or dismissal of the stated Findings of Fact or Conclusions of Law by submitting a written request for modification or dismissal setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed and submitting any and all documents or other written evidence supporting respondent's request for consideration and reasons therefor.

A money order in the amount of \$250.00 was forwarded to the Board along with a letter dated July 20, 2000 from Charles S. Epstein, attorney for respondent, indicating that respondent was paying the penalty assessed in order to remain in good standing with the Board and maintain the integrity of his profession.

ACCORDINGLY, IT IS on this *2nd* day of *Aug.*, 2000,

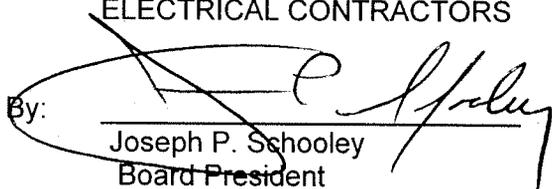
ORDERED that:

1. Pursuant to N.J.S.A. 45:1-22, respondent shall pay a civil penalty of \$250.00. (This Order has been satisfied by the \$250.00 payment received from respondent.)

Service of this Order by means of certified and regular mail sent to respondent's last known address shall be deemed effective service.

NEW JERSEY STATE BOARD OF
ELECTRICAL CONTRACTORS

By:



Joseph P. Schooley
Board President