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BOARD OF EXAMINERS
OF MASTER PLUMBERS
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BOARD OF EXAMINERS OF
MASTER PLUMBERS
Barbara A. Cook
Barbara A. Cook
Executive Director

STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF MASTER PLUMBERS

IN THE MATTER OF ERIC R. MULLER License No. 36BI00627200 LICENSED TO PRACTICE AS A MASTER PLUMBER IN THE STATE OF NEW JERSEY	Administrative Action CONSENT ORDER

This matter was opened to the New Jersey State Board of Examiners of Master Plumbers (the "Board") upon receipt of a complaint filed by the plumbing sub-code official for the Township of Montague, NJ. The complaint stated that Eric R. Muller ("respondent"), who is registered with the Board to trade as Blue Flame Plumbing & Heating, signed and sealed a permit application for plumbing work which listed "Radata Inc." as the plumbing contractor. Radata is not a licensed New Jersey plumbing contractor.

In response to the complaint, respondent stated he did periodic work for Radata in 2005. Respondent admitted he would sign permits in advance and Radata would file them with the town hall. While respondent claimed he personally performed the work, he admitted he did not perform the plumbing work referenced in the complaint submitted by the plumbing sub-code official for the Township of Montague.

These facts establish a basis for disciplinary action, pursuant to N.J.S.A. 45:1-21 (b) and N.J.A.C. 13:32-4.1(c), in that respondent signed and sealed a plumbing permit for use by a person other than the State licensed master plumber to whom it was issued. Additionally, these facts establish a basis for disciplinary action, pursuant to N.J.S.A. 45:1-21(h) and N.J.A.C. 13:32-3.3(a)(5), in that respondent served as a bona fide representative for more than one plumbing contractor.

It appearing that respondent desires to resolve this matter without recourse to formal proceedings, and for good cause shown:

IT IS ON THIS DAY OF , 2007

HEREBY ORDERED AND AGREED THAT:

1. Respondent is hereby reprimanded for the conduct outlined above.

2. Respondent shall pay a civil penalty in the amount of $750.00 for signing and sealing a plumbing permit for use by a person other than the State licensed master plumber to whom it was issued in violation of N.J.S.A. 45:1-21(b) and N.J.A.C. 13:32-4.1(c). Additionally, respondent shall pay a civil penalty in the amount of $750.00 for serving as a bona fide representative for more than one plumbing contractor in violation of N.J.S.A. 45:1-21(h) and N.J.A.C. 13:32-3.3(a)(5). Payment of the civil penalties totaling $1,500.00 shall be made simultaneous with the signing of this Consent Order, by certified check or money order made payable to the State of New Jersey and shall be sent to Barbara Cook, Executive Director, Board of Examiners of Master Plumbers, 124 Halsey Street, Sixth Floor, Newark, New Jersey 07101.

3. Respondent shall cease and desist from the violations described herein. Subsequent violations will subject respondent to enhanced penalties pursuant to N.J.S.A. 45:1-25, and further disciplinary action.

4. Failure to timely remit any and all payments required by this order will result in the filing of a certificate of debt with interest accruing at the rate provided by the Rules of Court, and may result in subsequent disciplinary proceedings for failure to comply with an Order of the Board, which could include the suspension or revocation of license.

NEW JERSEY STATE BOARD OF MASTER PLUMBERS

By: Mark McManus
Mark McManus
Board President

I have read and understand this Consent Order and agree to be bound by its terms. I consent to the entry of this Order.

Eric Muller
Eric Muller, LMP

1/28/07
Date