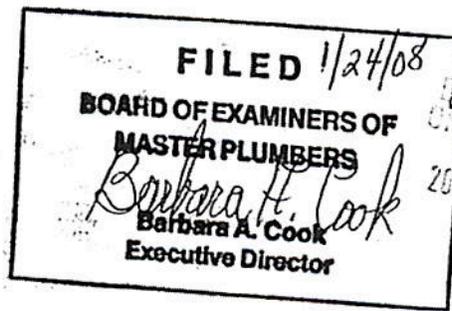


ANNE MILGRAM
ATTORNEY GENERAL OF NEW JERSEY
Division of Law
124 Halsey Street
P.O. Box 45029
Newark, New Jersey 07101



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Attorney for the Board of Examiners of Master Plumbers

By: Joseph Donofrio
Deputy Attorney General
(973) 648-2436

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

IN THE MATTER OF

ANTHONY LIPO, L.M.P.
License No. 36BI00240400

LICENSED TO PRACTICE PLUMBING
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 ("Board") upon receipt of information that Anthony Lipo, L.M.P. ("respondent") caused damage to consumer M.H.'s home by incorrectly performing plumbing work. Specifically, M.H. contends that respondent failed to remove a snake from the kitchen sink line in her home resulting in damage to the house. Respondent's technician first went to M.H.'s home on May 23, 2005, to clear a kitchen sink line blockage. The technician attempted to snake the kitchen sink line, but could only get the cable to pass approximately thirty five (35) feet down the line. On May 26, 2005, two technicians returned to M.H.'s house. They tried to snake the line from under the kitchen sink and from the roof vent, but were unable to get the cable to pass through the sink line. The snake became stuck in the kitchen sink line. Respondent did not perform a television inspection of the line until the snake became stuck after the second attempt to clear the line. Respondent also failed to utilize

a snake with an adaptor after originally discovering the obstruction in the line. M.H. stated that since it was impossible to know exactly where the snake was located in the sink line, she decided to replace the sink line. A subsequent plumber installed a new drain line from the kitchen sink, rerouting the line around the outside of the house. The subsequent plumber charged M.H. two thousand six hundred and fifty dollars (\$2,650). ✓

pd fuel pestle tin 9/12/08

RES

Upon investigation of the complaint, it was also discovered that respondent failed to include his master plumbing license number on advertising, stationery, and invoices as required by N.J.A.C. 13:32-3.1.

Having reviewed the entire record it appears to the Board that these facts establish a basis for disciplinary action, pursuant to N.J.S.A. 45:1-21(c) & (d), in that respondent should have pursued the use of a camera and another snake with an adaptor when he first happened upon the obstruction. Respondent's failure to pursue the use of the camera and the adaptor, as well as his failure to remove the snake from the kitchen sink line, constitutes gross and repeated acts of negligence. Additionally, the above facts establish a basis for disciplinary action, pursuant to N.J.S.A. 45:1-21(h), as respondent has violated or failed to comply with a regulation administered by the Board, in that he failed to include his master plumbing license number on advertising, stationery, and invoices as required by N.J.A.C. 13:32-3.1. It appearing that respondent desires to resolve this matter without recourse to formal proceedings and for good cause shown:

IT IS ON THIS *24th* DAY OF _____, 200*8*

HEREBY ORDERED AND AGREED THAT:

1. Respondent is hereby assessed civil penalties, pursuant to N.J.S.A. 45:1-22, in the amount of two thousand five hundred dollars (\$2,500), for engaging in gross and repeated acts of negligence in violation of N.J.S.A. 45:1-21(c) & (d). Respondent is hereby assessed a civil penalty in the amount of two hundred and fifty dollars (\$250) for the advertising violation, pursuant to N.J.S.A. 45:1-21(h), in that he failed to comply with N.J.A.C. 13:32-3.1. The penalties shall be

paid simultaneously with signing of this Consent Order. Payment for the civil penalties totaling two thousand seven hundred and fifty dollars (\$2,750) shall be submitted by certified check or money order made payable to the State of New Jersey and shall be sent to Barbara A. Cook, Executive Director, Board of Examiners of Master Plumbers, 124 Halsey Street, Sixth Floor, Newark, New Jersey 07101. Subsequent violations will subject respondent to enhanced penalties pursuant to N.J.S.A. 45:1-25.

*Barrett
pd
10-1-2007
RB*

2. Respondent shall cease and desist leaving snakes or other equipment henceforth at a job site or remove all of his equipment from a job site. Should respondent discover an obstruction when attempting to snake a line, he shall pursue the use of a camera and a snake with an adapter.

3. Failure to timely remit any payment required by this Order will result in the filing of a certificate of debt and such other proceedings as permitted by law.

NEW JERSEY STATE BOARD OF
EXAMINERS OF MASTER PLUMBERS

By: *Mark McManus*
Mark McManus
Board President

I have read and understand the within Consent Order and agree to be bound by its terms. Consent is hereby given to the Board to enter this Order.

Anthony Lipo Lic. Master Plumber
Anthony Lipo, L.M.P.

10-1-2007
Date

OFFICIAL CHECK

1402166383

09/12/2008

0804492

WACHOVIA

581446 (100/pkg)

State of New Jersey

Pay To The Order Of

\$

\$2,650.00

* TWO THOUSAND SIX HUNDRED FIFTY DOLLARS AND 00 CENTS

Return

Wachovia Bank, National Association

Anthony A. Lipo
Res. File # 38978 Tel: 215 400 8414 In Full

Authorized Signature

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CLOSED

Bank of America

Banking Center

PARKINGDALE

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THO THOUSAND SEVEN HUNDRED FIFTY DOLLARS AND 00 CENTS

STATE OF NEW JERSEY
NJ LIC. 2404

VOID AFTER 90 DAYS

Bank of America, N.A.
San Antonio, Texas

Cashier's Check

Date: OCTOBER 01, 2007

No. 0349383

Remitter (Purchased By)
A-GENERAL SEWER SERVICE

\$

2750.00

Anthony A. Lipo
Authorized Signature

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			\$2,750.00