

ANNE MILGRAM
ATTORNEY GENERAL OF NEW JERSEY
Division of Law
124 Halsey Street, Fifth Floor
Post Office Box 45029
Newark, New Jersey 07101
Attorney for the Home
Inspection Advisory Committee

Filed by the Home Inspection Advisory Committee on
Date July 21, 2009

By: Olga E. Bradford
Deputy Attorney General
(973) 648-3696

STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
HOME INSPECTION ADVISORY COMMITTEE

IN THE MATTER OF :
: Administrative Action
FAWZY SALIB, P.E. :
License No: 24GI00080900 :
: CONSENT ORDER
FOR LICENSURE TO PRACTICE :
HOME INSPECTION IN THE STATE :
OF NEW JERSEY :
_____ :

This matter was opened to the Home Inspection Advisory Committee, under the New Jersey State Board of Professional Engineers and Land Surveyors, (hereinafter the "Committee") upon receipt of a reinstatement application for licensure as a home inspector in this State filed by Fawzy Salib, P.E., in or about July 31, 2007.

Review of this matter revealed that Mr. Salib was licensed as a home inspector in this State on or about December 7, 2006. The Committee's records indicate however that Mr. Salib's

license expired on April 30, 2007 and he failed to renew said license for the 2007 to 2009 licensure period.

During the pendency of the reinstatement application, the Committee received a consumer complaint, filed by Charles J. Bruccolierce, III, which alleged that Mr. Salib had performed a home inspection in or about March 2008, during the time period his license was expired and had been automatically suspended, pursuant to N.J.S.A. 45:1-7.1.

The Committee's review of this matter disclosed, and the Committee found, that Mr. Salib engaged in the practice of home inspection with an expired license in violation of N.J.S.A. 45:1-7.1(c) and 45:8-67. Specifically, respondent performed a home inspection of premises located at 1601 Virginia Court, Marlton, New Jersey, on or about March 17, 2008.

Having reviewed the entire record, it appears to the Committee, and Mr. Salib does not dispute, that he engaged in the practice of home inspection with an expired license after May 1, 2007, in violation of N.J.S.A. 45:1-7.1(c) and 45:8-67. It appearing that Fawzy Salib desires to resolve this matter without the need for formal disciplinary proceedings; and the licensee acknowledging and not contesting the findings of fact and conclusions of law made by the Committee; and the Committee having been satisfied that the within resolution adequately protects the public health, safety and welfare, and other good cause appearing;

IT IS ON THIS 21st day of JULY 2009,

HEREBY ORDERED AND AGREED THAT:

1. Fawzy Salib is hereby formally reprimanded for his conduct as described above, namely, the unlicensed practice of home inspection, in violation of N.J.S.A. 45:1-7.1 and 45:8-67.

2. Mr. Salib's reinstatement application for licensure as a home inspector, pursuant to the mandates of N.J.S.A. 45:1-7.2, in the State of New Jersey is hereby granted pursuant to the following conditions:

a. Respondent shall provide restitution to his client, Gina Greenwich, for the cost of the inspection and the subsequent report. The restitution shall be made payable to Ms. Greenwich, by certified check or money order, and shall be made contemporaneously with the entry of this Order. Proof of said restitution shall be submitted to Arthur Russo, Executive Director of the State Home Inspection Advisory Committee, at 124 Halsey Street, Post Office Box 45043, Newark, New Jersey 07101, within ten (10) days of the entry of this Order.

b. Mr. Salib is assessed a civil penalty in the amount of \$2,500.00 for engaging in the practice of home inspection with an expired license in violation of N.J.S.A. 45:1-7.1(c). Payment of the civil penalty shall be paid by certified check or money order made payable to the State of New Jersey and submitted to the Home Inspection Advisory Committee, to the attention of Arthur

Russo, Executive Director of the Committee, at 124 Halsey Street, Post Office Box 45015, Newark, New Jersey 07101, either simultaneously with the entry of this Order or no later than May 15, 2007.

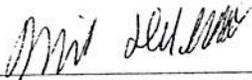
In the alternative, Mr. Salib may notify the Committee office, prior to the expiration of the time for payment, that he will pay the civil penalty, totaling \$2,500.00 in equal installments payments of \$104.00 for a total of twenty-three (23) months. The twenty-fourth (24th) and final payment will total \$108.00. payment The first payment shall be due on the fifteenth of each month beginning August 15, 2009 and every month thereafter until the total amount is paid in full.

Any failure to make any installment payment within ten (10) days of the due date shall cause the entire remaining balance to become immediately due and payable without further notice. Further, failure to pay the penalty within the time period allotted above will result in the filing of a Certificate of Debt, including the applicable interest permitted by the New Jersey Court Rules, and may result in subsequent disciplinary proceedings before the Committee for failure to comply with an Order of the Committee.

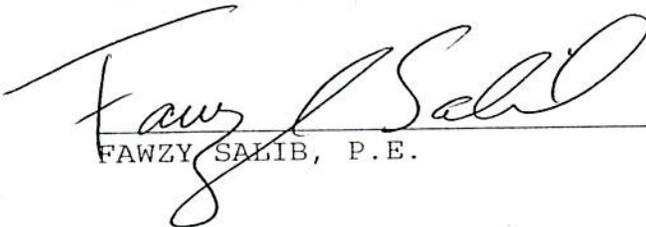
c. Mr. Salib has already paid a reinstatement fee totaling \$125.00 and the renewal fee, totaling \$500.00, for the licensure period of May 1, 2007 to June 30, 2009.

d. Failure on the part of the respondent to pay the civil penalty or, in the alternative, the installment payments timely or to comply with any of the terms of this Consent Order shall constitute a violation of the Order, proof of which would constitute grounds for disciplinary action by the Committee.

HOME INSPECTION ADVISORY COMMITTEE

By: 
MICHAEL DEL GRECO
Chairman

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


FAWZY SALIB, P.E.

DATED: 7-13-09