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Governor

KIM GUADAGNO
Lt. Governor

New Jersey Office of the Attorney General

Division of Consumer Affairs
State Board of Professional Engineers and Land Surveyors
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BY CERTIFIED AND REGULAR MAIL

December 19, 2012

William Paul, a.k.a. Bill Paul (Unlicensed)
d/b/a B.P. Home Inspections
111 Homer Avenue
Voorhees, New Jersey 08043-1042

Re: **I/M/O WILLIAM PAUL, a.k.a. BILL PAUL**
Unlicensed Practice of Home Inspection

Re: **OFFER OF SETTLEMENT IN LIEU OF FORMAL ACTION**

Dear Mr. Paul:

The New Jersey State Home Inspection Advisory Committee (hereinafter referred to as the "Committee") received information which indicated that you are offering and/or advertising to provide home inspection services in the State of New Jersey. The Committee has concluded that this conduct constitutes the practice of home inspection and its records indicate that you are not licensed by the Committee as a home inspector in the State of New Jersey. These allegations would support the initiation of civil or administrative proceedings seeking injunctive and other relief based on the unlicensed practice of home inspection in this State.

Prior to commencing formal action, the Committee is offering you an opportunity to settle this matter. Please review the terms contained in this letter and if you agree, sign the attached "Acknowledgment and Agreement" and return it to the Committee. This letter and the signed Acknowledgment and Agreement will be considered the equivalent of an Order of the Committee and will be public information. Once signed, failure to comply with the terms of this agreement will result in further action and additional sanctions.

By resolving this matter through signing the Acknowledgment and Agreement, you will:

1. Admit that you engaged in the unlicensed practice of home inspection in New Jersey and agree to immediately cease and desist from practicing home inspection or otherwise holding yourself out as a home inspector and/or a licensed individual authorized to perform home inspection in this State. This includes offering or performing any services defined as the practice of home inspection in the Home Inspection Professional Licensing Act, specifically, N.J.S.A. 45:8-61 et. seq, unless and until you hold a valid and active license issued by the Committee.

2. Agree to pay a civil penalty of **\$5,000.00**, payment of **which shall be stayed** for a period of five (5) years. If no further violations are found during that period, the penalty shall be rescinded. You further agree that if during the period, you are found to have violated the terms of this agreement or any provisions of the Home Inspection Professional Licensing Act or regulations promulgated under that Act, the **\$5,000.00** penalty will become due. You acknowledge and understand the Committee will pursue additional sanctions, including enhanced penalties, costs, attorney's fees and contempt based on any new violation.

3. Agree that should you make an application for licensure, you will appear before the Committee to discuss your activities prior to licensure. You further agree and understand that should your application for a license be granted, the Committee specifically reserves the right to impose restrictions on your practice as may be necessary to ensure the public health, safety, and welfare.

If you agree to these terms, sign the Acknowledgment and Agreement and return it to the Committee office for filing. Once filed, a copy will be forwarded to you. You may wish to consult with counsel regarding this offer of settlement.

This settlement offer will remain open to you for fifteen (15) days from the date of this letter. In the event that no response is received from you on or before **January 15, 2013**, the Committee will deem its offer rejected and the offer will be withdrawn.

As stated above, should the Committee file a civil or administrative action, it will seek penalties in excess of those offered in settlement and may seek an order requiring you to reimburse certain monies and/or requiring you to pay costs and attorney's fees.

Should you have any questions, concerning this letter or the settlement offer herein, I suggest you contact Deputy Attorney General Olga E. Bradford, who may be reached at (973) 648-3696.

Very truly yours,

NEW JERSEY HOME INSPECTION
ADVISORY COMMITTEE

By: 

KARL W. REIDEL
Executive Director

DATED: 12/18/12

cc: Deputy Attorney General Olga E. Bradford

ACKNOWLEDGMENT AND AGREEMENT

I, **WILLIAM PAUL, a.k.a. Bill Paul**, admit that I engaged in the practice of home inspection in New Jersey without having obtained a license to practice in this State as detailed in the letter of December 19, 2012.

I agree to cease and desist from engaging in the practice of home inspection or providing home inspection services unless and until I hold a valid and active license issued by the Committee.

I agree that if I engage in the practice of home inspection without a license to practice home inspection, I may be subject to sanctions, including injunctive relief, attorney's fees, and costs.

I am aware that by signing this Acknowledgment and Agreement, I am certifying that I have read and understand the settlement proposal offered in the letter from the New Jersey Home Inspection Advisory Committee dated December 19, 2012. I understand that by signing this document, I am waiving any rights I may have to defend myself against the charges of wrongdoing. I am also aware that the action taken against me by the Committee is a matter of public record, and that the letter and the Acknowledgment and Agreement are public documents.

William Paul Bill Paul

WILLIAM PAUL, a.k.a. BILL PAUL

1-4-13
Date

