



CHRIS CHRISTIE
Governor

KIM GUADAGNO
Lt. Governor

New Jersey Office of the Attorney General

Division of Consumer Affairs
State Board of Examiners of Master Plumbers
124 Halsey Street, 6th Floor, Newark, NJ 07102

February 5, 2013



JEFFREY S. CHIESA
Attorney General

ERIC T. KANEFSKY
Acting Director

Mailing Address:
P.O. Box 45008
Newark, NJ 07101
(973) 504-6420

Paul Behrens, Unlicensed
1082 Parsonage Road
Seabrook, NJ 08302

Re: PAUL BEHRENS, UNLICENSED

UNIFORM PENALTY LETTER -
NOTICE OF CHARGES for
**ENGAGING IN THE BUSINESS OF PLUMBING CONTRACTING,
ADVERTISING IN ANY MANNER AS A PLUMBING CONTRACTOR,
ADVERTISING PLUMBING SERVICES**

DETAILS: ADVERTISING FOR PLUMBING - Billboard and Yellow Pages

JULY 26, 2012 AGENDA, ITEM # 11, FILE ID: #83915

Dear Mr. Behrens:

This letter is to advise you that the New Jersey State Board of Examiners of Master Plumbers (the "Board") has had an opportunity to review charge(s) that you have offered and/or engaged in the business of plumbing contracting in violation of N.J.S.A. 45:14C-12.3. Exclusive Licensing Procedure and N.J.A.C. 13:32-1.4 Scope of Practice. Please note that this Uniform Penalty Letter and Acknowledgment are public documents.

More specifically, the evidence reveals that you have **advertised plumbing services** without being licensed by the Board as a Master Plumber or a plumbing contractor, and have done so within the publication detailed and referenced above. You may refer to the enclosed attachments submitted as evidence of these charges.

To avoid further proceedings, the Board has determined that it will first offer you an opportunity to amicably resolve this matter.

pd in full 3/3/13
CLOSED
\$2,500 - (RB)

1-4

Should you wish to do so, you should then "check" the first option on the attached Acknowledgment and sign and return it to the above address within thirty (30) days of the date of this letter. If you choose this option, then you agree to these charge(s) of advertising plumbing services, and further, agree to:

- (1) immediately cease and desist from advertising plumbing services; and
- (2) the immediate payment of a **civil penalty in the amount of \$2,500** by certified check or money order payable to the "State of New Jersey" which shall accompany the fully executed Acknowledgment.

Alternatively, if you do not wish to resolve this matter without further proceedings, then you should check one of the remaining options on the Acknowledgment, and sign and return it for consideration by the Board within thirty (30) days of the date of this letter. Once the Board has considered your selection, you will be notified of the outcome. Please note that if you request a hearing, this letter will then serve as notice of the charge(s) against you.

As previously stated, the Acknowledgment should be completed and returned to the Board within thirty (30) days of the date of this letter.

If you do not complete and return the Acknowledgment within thirty (30) days, then the charge(s) set forth above shall be deemed uncontested and a default shall be entered against you on the 31st day.

You shall be notified of the entry of a default by a final order of the Board which shall include that you must cease and desist from advertising plumbing services and pay the civil penalty within ten (10) days of the date of the final order or a Certificate of Debt shall be issued.

Should you have any questions concerning this letter or the options offered in the Acknowledgment, then you should seek the advice of your legal counsel.

STATE BOARD OF EXAMINERS OF
MASTER PLUMBERS


Rosemarie S. Baccile
Acting Executive Director

cc: Joseph Donofrio, Deputy Attorney General, Division of Law
124 Halsey Street, Newark, NJ 07102

Re: PAUL BEHRENS, UNLICENSED

UNIFORM PENALTY LETTER -
NOTICE OF CHARGES for
**ENGAGING IN THE BUSINESS OF PLUMBING CONTRACTING,
ADVERTISING IN ANY MANNER AS A PLUMBING CONTRACTOR,
ADVERTISING PLUMBING SERVICES**

DETAILS: ADVERTISING FOR PLUMBING - Billboard and Yellow Pages

JULY 26, 2012 AGENDA, ITEM # 11, FILE ID: #83915

ACKNOWLEDGMENT

I, _____, hereby acknowledge that I have read the above charge(s) against me. I am also aware that the Board's letter and Acknowledgment, as well as any action taken against me by the Board, is a matter of public record.

PLEASE CHECK ONE:

I acknowledge the conduct which has been charged and agree to immediately cease and desist from advertising plumbing services and engaging in the unlicensed practice of plumbing. I further agree to immediately pay a civil penalty of \$2,500 by certified check or money order payable to the "State of New Jersey", which said payment is attached to this fully executed acknowledgment.

I hereby waive any rights I may have to a hearing in this matter and defend myself against any charge(s), but ask the Board to consider my enclosed written explanation before rendering its final decision. I understand that the Board may order any of the terms specified in its letter and that if it does so I will be obligated to comply. Failure to comply may subject me to further action and any failure to make a required payment will result in the filing of a Certificate of Debt.

I request a formal administrative hearing to be held before the Board at a future date to contest the charge(s) of advertising plumbing services. In support of my hearing request, I have enclosed a fully responsive answer to the charge(s) of advertising plumbing services, including any reasons why the charge(s), facts giving rise to those charge(s), or proposed actions and/or penalties, as set forth above in the Board's letter should be modified and/or dismissed. I understand that my answer shall be reviewed by the Board, and that the Board will determine whether there are material facts in dispute which require a hearing. If a hearing is not required, then a final order of the Board shall be issued, which may be appealed to the New Jersey Appellate Division. If a hearing is required, then a date and time for a formal hearing shall be set. I am aware that I may be represented by an attorney and that at the time of the hearing I may submit testimony and evidence relevant to the charge(s). I understand that in making its final decision, the Board may, if the charge(s) are proven, assess civil penalties and/or costs in an amount greater than that herein offered in its letter and may order such other remedies as it may deem appropriate.

Signature: _____ Date: _____

Return this form to: State Board of Examiners of Master Plumbers, P.O. Box 45008,
Newark, NJ 07101

