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BOARD OF EXAMINERS OF
MASTER PLUMBERS

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

IN THE MATTER OF THE
SURRENDER OF THE LICENSE OF

DENNIS P. McNERNEY
License # 36B100730500

TO PRACTICE PLUMBING
IN THE STATE OF NEW JERSEY

Administrative Action

**CONSENT ORDER
OF REVOCATION
OF LICENSE**

This matter was opened to the New Jersey State Board of Examiners of Master Plumbers ("the Board") upon receipt of information that Dennis P. McNerney ("respondent") was convicted on June 12, 2009 of Aggravated Sexual Assault (1st degree) on a victim at least 13 but less than 16 years old (N.J.S.A. 2C:14-2a(2)), and Endangering the Welfare of a Child (2nd degree) he had a legal duty to care for (N.J.S.A. 2C:24-4a). Respondent was sentenced to a six year custodial sentence.

The information received also indicates that respondent was sentenced under the purview of the New Jersey Sex Offender Act. As a result, the judge ordered respondent to serve his sentence at the Adult Diagnostic and Treatment Center.

Respondent's plumbing license is currently suspended by application of N.J.S.A. 45:1-7.1b for failing to renew the license within 30 days of its expiration on June 30, 2009. Respondent was released from the Adult Diagnostic and Treatment Center on November 14, 2012 and subsequently sought reinstatement of his license. Respondent appeared

before the Board on February 28, 2013 concerning his request for reinstatement. Respondent acknowledged the details of his offending behavior and acknowledged he is subject to parole supervision for life. Respondent is also subject to Megan's Law reporting requirements.

Following his appearance, respondent advised the Board by letter dated March 18, 2013, that he requested the "termination of my Master Plumber's License."

The Board finds that respondent's conviction for first degree Aggravated Sexual Assault involving a minor, as well as his conviction for second degree Endangering the Welfare of a Minor, are crimes involving moral turpitude and relate adversely to the activity regulated by the Board. Accordingly, the Board may take disciplinary action against respondent's license to practice as a master plumber in New Jersey pursuant to N.J.S.A. 45:1-21(f).

The parties having agreed to the resolution of this matter without formal proceedings, and respondent having agreed and given his voluntary consent to the within Order and waiving any right to a hearing in this matter, and the Board finding the within disposition adequately protective of the public health, safety and welfare, and other good cause having been shown;

IT IS, therefore, on this 25 day of APRIL, 2013,

ORDERED AND AGREED THAT:

1. Respondent's license to practice plumbing in the State of New Jersey be and hereby is surrendered effective immediately. Such surrender is to be deemed a revocation of respondent's plumbing license, with prejudice. Respondent shall not hereafter apply for reinstatement of licensure.
2. Respondent shall immediately cease and desist from representing himself as a licensed master plumber in the State of New Jersey and cease and desist from practicing as a licensed master plumber in the State of New Jersey. Respondent agrees that any future employment or engagement in the practice of plumbing with a licensed plumbing contractor shall be consistent with the requirements of his parole supervision and Megan's Law requirements.

3. Respondent having previously surrendered his pressure seal to the Board,

consistent with his suspension pursuant to N.J.S.A. 45: 1-7.1b, now consents to the permanent surrender of his pressure seal consistent with the terms of this Order,

NEW JERSEY STATE BOARD OF EXAMINERS
OF MASTER PLUMBERS

By: Peter I Voros
Peter I. Voros
Chairman

I have read the within Order
and I understand it. I agree to
be bound by its terms and hereby
consent to it being entered by the Board:

Dennis P. McNerney
Dennis P. McNerney

4-18-13
Date

Consent as to form and entry:

Peter Guarino
Peter Guarino, Esq.

4-18-13
Date