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

\_\_\_\_\_  
IN THE MATTER OF :  
 : Administrative Action  
WAYNE GORCZYNSKI :  
 :  
License No: 24GI00048000 :  
 :  
 : 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 an application for reinstatement for licensure as a home inspector in this State filed by Wayne Gorczynski on or about July 12, 2013.

Review of this matter revealed that Mr. Gorczynski was licensed as a home inspector in this State on or about July 20, 2004. The Committee's records indicate however that Mr.

Gorczyński's license expired on April 30, 2013 and he failed to renew said license for the 2013-2015 licensure period. Additionally, the Board's review of Mr. Gorczyński's reinstatement application revealed that he had failed to complete the requisite continuing education credits, as required for the 2013-2015 renewal period renewal of his license to practice home inspection, contrary to N.J.S.A. 45:8-78.

In or about September 2013, Mr. Gorczyński paid the renewal fee and reinstatement fee for the biennial period of 2013-2015 which totaled \$625.00.

Having reviewed the entire record, it appears to the Committee, and Mr. Gorczyński admitted, that he engaged in the practice of home inspection without a license after May 1, 2013, in violation of N.J.S.A. 45:8-67 and N.J.S.A. 45:1-7.1(c). Specifically, Mr. Gorczyński submitted information which indicated that he had performed approximately 15 home inspections for compensation between May 1 and July 12, 2013, the date of his reinstatement application.

It appearing that Wayne Gorczyński 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 <sup>28<sup>TH</sup></sup> day of NOVEMBER 2013

**HEREBY ORDERED AND AGREED THAT:**

1. Wayne Gorczynski'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. Mr. Gorczynski is hereby formally reprimanded for his conduct as described above, namely, the unlicensed practice of home inspection, in violation of N.J.S.A. 45:8-67 and N.J.S.A. 45:1-7.1(c).

b. Mr. Gorczynski is assessed a civil penalty in the amount of \$100.00 for each inspection he performed during the period his home inspection license was expired, in violation of N.J.S.A. 45:8-67 and N.J.S.A. 45:1-7.1(c), for a total \$1,500.00. Payment of the civil penalty shall be made 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 Karl Reidel, Executive Director of the Committee, at 124 Halsey Street, Post Office Box 45015, Newark, New Jersey 07101, simultaneously with the entry of this Order.

In the alternative, Mr. Gorczynski may notify the Committee office, prior to the expiration of the time for payment,

that he will pay the civil penalty, totaling \$1,500.00 in equal installments payments of \$62.50. for a total of twenty-four (24) months. The first payment shall be due on the fifteenth of each month beginning subsequent to the entry of this Order and shall be due 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. The Committee acknowledges that Mr. Gorczynski has previously paid the renewal fee, totaling \$500.00, for the licensure period of May 1, 2013 to June 30, 2015 and a reinstatement fee of \$125.00.

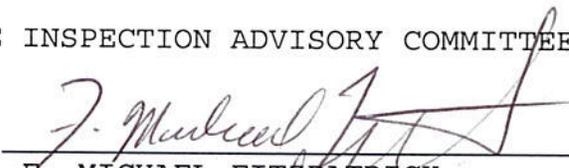
2. Mr. Gorczynski is further required to provide proof of full attendance at and successful completion of a minimum of forty (40) credit hours of Committee approved courses of continuing education no later than March 31, 2013.

3. 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

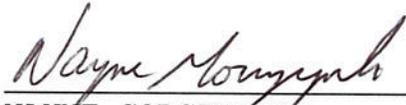
would constitute a violation of the Order, proof of which would constitute grounds for disciplinary action by the Committee and enhanced penalties as a second offense.

HOME INSPECTION ADVISORY COMMITTEE

By:

  
F. MICHAEL FITZPATRICK  
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.

  
WAYNE GORCZYNSKI

12-9-13  
DATED: