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Division of Law
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ATTORNEY FOR THE BOARD OF EXAMINERS OF MASTER PLUMBERS

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 SUSPENSION :
OR REVOCATION OF THE LICENSE OF :

PERRY G. NAZON, LMP :
t/a P & N MECHANICAL, INC. :
LICENSE No. 36BI00776600 :

TO PRACTICE AS A MASTER :
PLUMBER IN THE STATE :
OF NEW JERSEY :

Administrative Action

PROVISIONAL ORDER
OF DISCIPLINE

This matter was opened to the New Jersey State Board of Examiners of Master Plumbers, ("the Board"), upon receipt of information which the Board has reviewed and on which the on which the following provisional findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Perry G. Nazon, ("respondent") is licensed in New Jersey as a Master Plumber and has been licensed at all times relevant hereto. Respondent submitted a renewal application to the Board for the 2015-2017 renewal period. Respondent answered "yes" to the question relating to having been arrested, charged or convicted of any crime not already reported to the board. (Exhibit A, copy of respondent's 2015 biennial renewal, attached).

2. Specifically, respondent was arrested and originally charged in Ocean County New Jersey with Insurance Fraud, in violation of N.J.S.A. 2C:21-4.6(b), a second degree

offense, Theft by Deception-False Impression, in violation of N.J.S.A. 2C:20-4a, a third degree offense and two counts of Tampering with a Witness, in violation of N.J.S.A. 2C:28-5, a third degree offense. On April 1, 2014, respondent pled guilty to the 3rd degree Theft by Deception charge. Respondent provided details concerning the conviction in a letter submitted to the Board. Respondent suffered a serious injury in an all-terrain vehicle accident in 2010. He did not have medical insurance coverage at the time. Respondent said he exercised poor judgment and advised his automobile insurer that he had been injured in a car accident, thereby receiving insurance benefits to cover his medical expenses. (Exhibit B, copy of Judgment of Conviction, attached). (Exhibit C, copy of letter provided to the Board, from respondent, attached).

3. Respondent fully repaid the insurance company as restitution in the amount of \$16,708.15, and he was placed on two years of probation. Respondent submitted a letter from probation showing that he is in full compliance with the conditions of his probation and his probation term is due to expire on July 10, 2016. (Exhibit B, copy of Judgment of Conviction, attached). (Exhibit C, copy of letter provided to the Board from respondent, attached). (Exhibit D, letter from Melissa Fluhr, Senior Probation Officer, attached).

CONCLUSIONS OF LAW

1. The above provisional findings of fact provide grounds for disciplinary action against respondent's license, pursuant to N.J.S.A. 45:1-21(b), in that respondent has engaged in the use or employment of dishonesty, fraud, deception, misrepresentation, false promise or false pretense. Additionally, the above provisional findings of fact provide grounds for disciplinary action against respondent's license, pursuant to N.J.S.A. 45:1-21(f), in that respondent has been convicted of a crime or offense involving moral turpitude. Finally, the above provisional facts also establish a basis for disciplinary action, pursuant to N.J.S.A. 45:1-21(k), in that respondent violated the provisions of an insurance fraud prevention law.

ACCORDINGLY, IT IS on this 26 day of MAY, 2016,

HEREBY PROVISIONALLY ORDERED that:

1. Respondent is hereby provisionally reprimanded, pursuant to N.J.S.A. 45:1-22(a), for the violations as detailed above.

2. Respondent's plumbing license is hereby provisionally suspended for one year. Six months of that suspension are to be active with the remaining six months to be stayed and ~~served as a probationary period. The six month active suspension shall begin upon the entry~~ date of any final order. The stayed suspension shall be activated upon the Board's receipt of any information, which the Board in its sole discretion deems reliable, demonstrating that respondent has engaged in any violations of the Board's statutes or regulations during the probationary period; or for any violations of this order.

3. Respondent is provisionally assessed a civil penalty, pursuant to N.J.S.A. 45:1-22(b), in the amount of one thousand five hundred dollars (\$1,500.00). The civil penalty shall be submitted by certified check or money order made payable to the State of New Jersey or by wire transfer, direct deposit, or credit card payment, and shall be sent to Rosemarie Baccile, Acting Executive Director, Board of Examiners of Master Plumbers, 124 Halsey Street, Sixth Floor, Newark, New Jersey 07101, no later than thirty days after entry of any Final Order in this matter. In the event respondent fails to make a timely payment, a certificate of debt shall be filed.

4. The within order shall be subject to finalization by the Committee at 5:00 p.m. on the 30th business day following entry hereof unless respondent requests a modification or dismissal of the above stated Findings of Fact or Conclusions of Law by:

a) Submitting a written request for modification or dismissal to, Rosemarie Baccile, Acting Executive Director, Board of Examiners of Master Plumbers, 124 Halsey Street, Sixth Floor, Newark, NJ 07101.

b) Setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed.

c) Submitting any and all documents or other written evidence supporting respondent's request for consideration and reasons therefor or offered in mitigation of penalty.

5. Any submissions will be reviewed by the Board, and the Board will thereafter determine whether further proceedings are necessary. If no material discrepancies are raised through a supplemental submission during the thirty-day period, or if the Board is not persuaded that submitted materials merit further consideration, a Final Order of Discipline will be entered.

6. In the event that respondent's submission establish a need for further proceedings, including, but not limited to, an evidentiary hearing, respondent shall be notified with regard thereto. In the event that an evidentiary hearing is ordered, the preliminary findings of fact and conclusion of law contained herein may serve as notice of the factual and legal allegations in such proceeding. Additionally, if further proceedings are ordered, the Board may seek to recoup the costs of such proceedings from respondent, in addition to the sanctions and penalties stated above.

BOARD OF EXAMINERS OF MASTER PLUMBERS

By: 
Peter I. Voros
Board Chairman

EXHIBIT A

Reports Home Page

Renewal Questions for License Number 36BI00776600



License Type	Sort Name	Question	Answer	Date
Master Plumber	Nazon, Perry G.	1) Will you have completed the required continuing education courses by June 30, 2015? HELP	Y	6/30/2015
Master Plumber	Nazon, Perry G.	2) Are you a bona fide representative with at least 10% ownership of a plumbing company?	Y	6/30/2015
Master Plumber	Nazon, Perry G.	3) Do you have the required \$3,000 surety bond (enter details here)? HELP	Y	6/30/2015
Master Plumber	Nazon, Perry G.	4) Are you a citizen or permanent resident of the United States? If you are not a citizen or permanent resident, you will be required to submit documentation of your immigration status to the Board Office at the next renewal of your license/certification. HELP	Y	6/30/2015
Master Plumber	Nazon, Perry G.	5) Since your last renewal have you been arrested, charged or convicted of any crime or offense that you have not already reported to your board/committee? (Minor traffic offenses, such as speeding or parking need not be provided but Motor Vehicle offenses such as driving while impaired or intoxicated must be disclosed.)	Y	6/30/2015
Master Plumber	Nazon, Perry G.	6) Since your last renewal has any action been taken or is any action now pending against your professional license or have you been permitted to surrender or otherwise relinquish your license to avoid inquiry, investigation or action by any other licensing authority that you have not already reported to your board/committee?	N	6/30/2015
Master Plumber	Nazon, Perry G.	Bond Company:	FEDERATED INS CO	6/30/2015
Master Plumber	Nazon, Perry G.	Bond Company Address:	21 EAST PARK SQ OWAPONNA M.N 55060	6/30/2015
Master Plumber	Nazon, Perry G.	Bond Number:	9233862	6/30/2015
Master Plumber	Nazon, Perry G.	Bond Issue Date: (mm\dd\yyyy)	3/16/15	6/30/2015
Master Plumber	Nazon, Perry G.	Bond Expiration Date: (mm\dd\yyyy)	6/30/16	6/30/2015
Master Plumber	Nazon, Perry G.	Bond Amount:	3000.	6/30/2015

EXHIBIT B



Judgment of Conviction

Superior Court of New Jersey, OCEAN County

State of New Jersey v.

Last Name
NAZON

First Name
PERRY

Middle Name
G

Also Known As

Date of Birth
09/08/1959

SBI Number
256847B

Date(s) of Offense

Date of Arrest

PROMIS Number
14 000218-001

Date Ind / Acc / Complt Filed
01/09/2014

Original Plea

Not Guilty Guilty

Date of Original Plea

04/01/2014

Adjudication By

Guilty Plea

Jury Trial Verdict

Non-Jury Trial Verdict

Dismissed / Acquitted

Date: 04/01/2014

Original Charges

Ind / Acc / Complt	Count	Description	Statute	Degree
14-01-00002-S	1	INSURANCE FRAUD FIVE ACTS OR MORE - SECOND DEGREE	2C:21-4.6(B)	2
14-01-00002-S	2	THEFT BY DECEP-FALSE IMPR	2C:20-4A	3
14-01-00002-S	3	TAMPER W/WITNESS	2C:28-5	3
14-01-00002-S	4	TAMPER W/WITNESS	2C:28-5	3

Final Charges

Ind / Acc / Complt	Count	Description	Statute	Degree
14-01-00002-S	2	THEFT BY DECEP-FALSE IMPR	2C:20-4A	3

Sentencing Statement

It is, therefore, on 07/11/2014 **ORDERED** and **ADJUDGED** that the defendant is sentenced as follows:

Defendant is sentenced to Two Years Probation. Defendant is to have no contact with Steven McDuffie, either directly or indirectly. Defendant is directed to comply with any and all conditions as established by Probation, including but not limited to, random urine monitoring and a Substance Abuse Evaluation, and is to comply with all recommendations thereof. Defendant is to maintain full-time employment.

Defendant is to pay the monetary penalties as set forth on page two hereof, through Probation at a rate of \$40 per month commencing August 15, 2014, and then by 15th of each month thereafter. Restitution has been paid in full.

Any bail posted in this matter is discharged. The following are dismissed: Counts 1, 3, and 4 of I-14-01-002-S.

It is further **ORDERED** that the sheriff deliver the defendant to the appropriate correctional authority.

Total Custodial Term

000 Years 00 Months 000 Days

Institution Name

Total Probation Term

02 Years 00 Months

DEDR (N.J.S.A. 2C:35-15 and 2C:35-5.11)

A mandatory Drug Enforcement and Demand Reduction (DEDR) penalty is imposed for each count. (Write in number of counts for each degree.)

DEDR penalty reduction granted (N.J.S.A. 2C:35-15a(2))

	Standard	Doubled
1st Degree	_____ @ \$	_____ @ \$
2nd Degree	_____ @ \$	_____ @ \$
3rd Degree	_____ @ \$	_____ @ \$
4th Degree	_____ @ \$	_____ @ \$
DP or Petty DP	_____ @ \$	_____ @ \$

Total DEDR Penalty \$ _____

The court further ORDERS that collection of the DEDR penalty be suspended upon defendant's entry into a residential drug program for the term of the program. (N.J.S.A. 2C:35-15e)

Additional Conditions

- The defendant is hereby ordered to provide a DNA sample and ordered to pay the costs for testing of the sample provided (N.J.S.A. 53:1-20.20).
- The defendant is hereby sentenced to community supervision for life. (If offense occurred before 1/14/04) (N.J.S.A. 2C:43-6.4)
- The defendant is hereby sentenced to parole supervision for life. (If offense occurred on or after 1/14/04) (N.J.S.A. 2C:43-6.4).
- The defendant is hereby ordered to serve a _____ year term of parole supervision, which term shall begin as soon as defendant completes the sentence of incarceration. (N.J.S.A. 2C:43-7.2).

Forensic Laboratory Fee (N.J.S.A. 2C:35-20)

Offenses @ \$ _____

Total Lab Fee

\$ _____

The court imposes a restraining order pursuant to DORA. (N.J.S.A. 2C:35-5.7(h)). Restraining Order expires _____

VCCA Assessment (N.J.S.A. 2C:43-3.1)

Counts	Number	Amount
2	1 @	\$ 50.00
	@	\$ _____
	@	\$ _____
	@	\$ _____

Total VCCA Assessment \$ 50.00

Findings Per N.J.S.A. 2C:47-3

- The court finds that the defendant's conduct was characterized by a pattern of repetitive and compulsive behavior.
- The court finds that the defendant is amenable to sex offender treatment.
- The court finds that the defendant is willing to participate in sex offender treatment.

Vehicle Theft / Unlawful Taking Penalty (N.J.S.A. 2C:20-2.1)

Offense	Mandatory Penalty
_____	\$ _____

License Suspension

- CDS / Paraphernalia (N.J.S.A. 2C:35-16) Waived
- Auto Theft / Unlawful Taking (N.J.S.A. 2C:20-2.1)
- Eluding (N.J.S.A. 2C:29-2)
- Other _____

Offense Based Penalties

Penalty	Amount
_____	\$ _____

Other Fees and Penalties

Law Enforcement Officers Training and Equipment Fund Penalty (N.J.S.A. 2C:43-3.3) <input type="checkbox"/> \$ _____	Safe Neighborhood Services Fund Assessment (N.J.S.A. 2C:43-3.2) <input checked="" type="checkbox"/> 1 Offenses @ \$ 75.00 Total: \$ 75.00
Probation Supervision Fee (N.J.S.A. 2C:45-1d) <input checked="" type="checkbox"/> \$ 10.00	Statewide Sexual Assault Nurse Examiner Program Penalty (N.J.S.A. 2C:43-3.6) <input type="checkbox"/> Offenses @ \$ _____ Total \$ _____
Transaction Fee (N.J.S.A. 2C:46-1.1) <input type="checkbox"/>	Certain Sexual Offenders Surcharge (N.J.S.A. 2C:43-3.7) <input type="checkbox"/> \$ _____
Domestic Violence Offender Surcharge (N.J.S.A. 2C:25-29.4) <input type="checkbox"/> \$ _____	Sex Crime Victim Treatment Fund Penalty (N.J.S.A. 2C:14-10) <input type="checkbox"/> \$ _____
Fine \$ _____	Restitution \$ 16,708.15
	Total Financial Obligation \$ 16,833.15

Number of Months _____
 Non-resident driving privileges revoked

Start Date _____ End Date _____

Details _____

Driver's License Number _____ Jurisdiction _____

If the court is unable to collect the license, complete the following:
Defendant's Address _____

City _____ State _____ Zip _____

Date of Birth _____ Sex M F Eye Color _____

Details
RESTITUTION HAS BEEN PAID IN FULL TO PROGRESSIVE INSURANCE COMPANY THROUGH ATTORNEY'S TRUST ACCOUNT, CHECK # 7286 DATED 7/11/14 IN THE AMOUNT OF 16,708.15.

EXHIBIT C

CRIME

Perry Nazon
1406 Monroe Avenue
Neptune, NJ 07753
License Number 7766 ✓

732-775-4443

April 22, 2015

Board of Master Plumbers

Board of HVAC Licenses

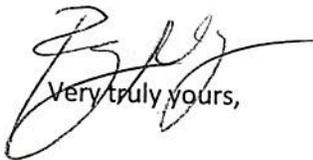
Attention: Rosemarie Baccile

Dear Ms. Baccile:

In furtherance of our discussion regarding my recent court appearance, please be advised that I was charged in Ocean County Superior Court with one count of Theft By Deception. The background is that I was seriously injured in an All Terrain Vehicle accident in Lakewood Township on May 2, 2010. I did not have insurance coverage for my medical expenses at that time. Unfortunately, I made a poor choice and advised my automobile insurer that I was injured in a car accident, and based upon my discussion, I was covered for this incident.

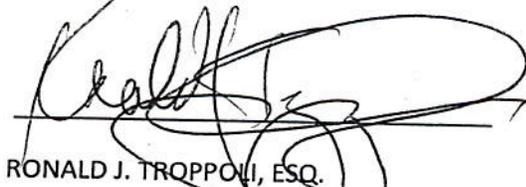
After an investigation, I was charged and pled guilty to the charge. I repaid the entire amount to my insurance company as restitution in the amount of \$16,708.15, and was sentenced to two year's probation. I am in good standing with my probation officer, who has also written a letter on my behalf.

Should you require any additional information, please feel free to contact me at my phone number above. Thank you for your consideration in this matter.


Very truly yours,

Signed and sworn to before me on

this 18th day of December, 2014

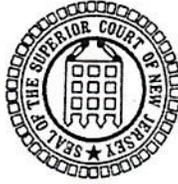

RONALD J. TROPOLI, ESQ.

RONALD J. TROPOLI, ESQ.
ATTORNEY AT LAW OF N.J.

EXHIBIT D

SUPERIOR COURT OF NEW JERSEY
MONMOUTH VICINAGE

LORI B. COOPER
Acting Trial Court Administrator



CEE OKUZU
Vicinage Chief Probation Officer

MYRA CARTER
Vicinage Assistant Chief Probation Officer
Telephone 732-869-5600

Board of Master Plumbers
Board of HVAC Licenses
Att: Rosemarie Baccile

April 22, 2015

Re: Perry Nazon

Dear Ms. Baccile,

This letter shall serve to inform you that Perry Nazon is currently under my probation supervision. He was placed on probation 7/11/14 and is currently compliant with all of his conditions. His probation term is due to expire 7/10/16.

Should you have any further questions, please feel free to contact me at 732.869.5641.

Very truly yours,


Melissa Fluhr
Senior Probation Officer