

CE AUDIT &
CATEGORY:

UNACCEPTABLE RESPONSES ~
UNIFORM PENALTY LETTERS ~ \$500 PENALTY....
41 LICENSEES

FINDING: The correspondence submitted by licensees in response to our audit offered insufficient evidence of compliance with the Board's requirement for fulfilling (5) hours of Continuing Education for the 2003-2005 biennial renewal period.

ACTION: A Uniform Penalty Letter {UPL} dated March 12, 2004, was issued to each of the following (41) Licensed Master Plumbers. The terms allowed the licensee choices to respond to the violations presented, and either submit the \$500 penalty, provide an explanation / waive a hearing, or request a formal hearing.

OUTCOME: On April 22, 2004, those explanations received in response to UPLs were denied by the Board, and the next step toward disciplinary action was implemented through the preparation of the following order by DAG Donofrio:

ADMINISTRATIVE ACTIONFINAL DECISION AND ORDERS  issued 5/04/04AFTER UNIFORM PENALTY LETTER (UPL) EXPLANATION

' NOTE: In the cases below where the UPL is "satisfied," the file is considered CLOSED.

license no ###	LMP_name	\$500 DT PD	MAKEUP CE DT	EXPL UPL DENIED	UPL SATISFIED d	\$500 PD/FINAL	FINAL DEC & OR	TIMELY DATEF
36BI00066100	ADELMAN NORMAN	03/31/04	05/24/04		Yes			
36BI00363600	AMATO FRANCIS L	04/29/04	03/22/04		Yes			
36BI00657500	BARRETTA ROBERT A	03/31/04	04/20/04		Yes			
36BI01065300	BARSONY SCOT L		03/22/04	4/22/2004	Yes	6/8/2004	5/4/2004	
36BI01055100	BAUER, BRUCE T	04/02/04	03/27/04		Yes			
36BI00973400	BELITZ, ADAM B	03/18/04	04/17/04		Yes			
36BI00835500	BENDER JR JAMES R		03/31/04	4/22/2004	Yes	6/3/2004	5/4/2004	
36BI00396300	CHRISTOPHER ROBERT C				No			
36BI00554600	CICERALE LOUIS T		03/22/04	4/22/2004	Yes	6/10/2004	5/4/2004	

UPLS... Continued %

license no ###	LMP_name	\$500 DT	MAKEUP CE DT	EXPL UPL DENIED	UPL SATISFIED	\$500 PD/FINAL DEC/ORDER	FINAL DECSN/ORDER	TIMELY DT
36BI00848800	COULAHAN JOHN F		03/22/04	4/22/2004	Yes	5/27/2004	5/4/2004	
36BI00291600	DE ANGELO ROBERT A		03/22/04	4/22/2004	No			
36BI01049000	DELHAGEN GARY R	03/30/04	04/20/04		Yes			
36BI00880400	DITZEL MARK L	04/23/04	03/29/04		Yes			
36BI01068900	FARRUGGIA SALVATORE		04/03/04	4/22/2004	Yes	6/2/2004	5/4/2004	
36BI00190500	FERRARA ARCHIE W	03/17/04	04/14/04		Yes			
36BI00830300	FORD JR. ROBERT E		04/20/04	4/22/2004	Yes	5/26/2004	5/4/2004	
36BI00028700	GAHM RONALD J				No			03/08/03
36BI01077200	GREENBERG HAL C	04/13/04	03/27/04		Yes			
36BI00602900	HEIM MICHAEL R	03/29/04	04/14/04		Yes			
36BI00909800	JANNUZZI ANTONIO	03/22/04	04/17/04		Yes			
36BI00548800	JORSKI JOSEPH J				No			
36BI00909500	KLEIN HAROLD L		03/31/04	4/22/2004	Yes	6/3/2004	5/4/2004	

UPLS... Continued %

license no ###	LMP_name	\$500 DT PD	MAKEUP CE	EXPL UPL DENIED	UPL SATISFIED	\$500 PD/FINAL DEC/ORDER	FINAL DECSN/ORDER	TIMELY DATE
36BI00913000	LEE PATRICK S	05/03/04	04/20/04		Yes			
36BI01061600	MAYER, PAUL S	04/01/04	04/19/04		Yes			
36BI00702600	MIDDLETON JR, FELDMAN		04/19/04		No			
36BI00437900	MINUTO JR, PARIS R	04/02/04	04/20/04		Yes			
36BI01049300	MIZER, JAY J		04/03/04	4/22/2004	Yes	6/10/04	5/4/2004	
<i>36BI00329400</i>	<i>MONTON JAMES N</i>				<i>No</i>			04/26/03
36BI00832300	PEET, JAMES E	04/26/04	04/20/04	4/22/2004	Yes			
36BI00601900	PINTINALI WILLIAM	05/25/04	05/24/04		Yes			
36BI00425000	PRIOR JOERGEN P	03/12/04	04/19/04		Yes			
36BI00950200	PTAKIWICZ JACOB				No			
36BI01060000	ROSEN PHILIP L		03/27/04		No			

UPLS... Continued %

license no ###	LMP_name	\$500 DT PD	MAKEUP CE DT	EXPL UPL DENIED	UPL SATISFIED	\$500 PD/FINAL	FINAL DECSN/ORDER	TIMELY DATE
36BI00170700	SCIUTO JOSEPH A	03/23/04	04/19/04		Yes			
36BI00923200	SEIFERT KEVIN E	03/22/04	04/20/04		Yes			
36BI00536900	SIKORA, JOHN W	03/26/04	03/27/04		Yes			
36BI01114300	STILES, JOHN D	03/24/04	04/20/04		Yes			
36BI00931800	TAYLOR MARTIN		03/27/04	4/22/2004	Yes	6/22/04	5/4/2004	
36BI00712700	WIDING JOHN	03/17/04	03/27/04		Yes			
36BI00725400	YI, DANIEL C		03/22/04	4/22/2004	Yes	5/26/2004	5/4/2004	
36BI00965800	ZIMMERMAN JACK A	04/13/04	04/17/04		Yes			

- C Licensee (*) DE ANGELO requested a Formal Hearing regarding his UPL proceeding— this file remains pending.
- C Additionally, the CE Audit produced evidence that (2) two licensees *{timely date in italics}* did attend CE on a timely basis, and, therefore, these actions are pending.

CE AUDIT & CATEGORY: **DECEASED ~ LICENSEES**

ACTION: A letter of condolence was issued from the Board Office to the family of each of the below deceased Licensed Master Plumbers. This letter was accompanied by an Administrative Action/ Request/return of the Master Plumber's seal signed by Executive Director Barbara A. Cook.

DEVELOPMENTS \$ Pressure Seals were returned by the families of the following as noted:

LMP #	LICENSED MASTER PLUMBER	PRES SEAL RETRND
36BI00793200	CAPOTE, ARMANDO A	Yes
36BI00967500	CIRILLI, PANTALEO C	No
36BI00235600	DE FAZIO, JOSEPH J	No
36BI00755600	DEMBROSKY, EDWARD	Yes
36BI00933600	JOHNSON JR, THEODORE H	Yes
36BI00816100	LO SASSO, MICHAEL	Yes
36BI00303100	MAZZITELLI SR, FRANK M	Yes
36BI00412000	PINZONE, LEO	No
36BI00176100	STEINKE, JOSEPH J	No
36BI00164900	ZIEMAN, WILLIAM H	No

█ Licensee LO SASSO is reported deceased since the June 24, 2004, meeting.

CE AUDIT &
CATEGORY:

UNCLAIMED/REFUSED CERTIFIED MAIL RETURNED TO BOARD OFFICE ~ (21) LICENSEES

FINDING: Certified Mail pertaining to this CE audit was issued to Licensees at their *Address of Record* and had been returned to the Board marked either "unclaimed", "refused" or "unable to forward..." Regular mail issued by the Board Office had not been returned to the Board Office.

ACTION: PROVISIONAL ORDER OF DISCIPLINE ~{POD} ASSESSING A \$1,000 PENALTY/ SUSPENSION

A Provisional Order of Discipline was prepared by Deputy Attorney General Joseph A. Donofrio on behalf of the State Board of Examiners of Master Plumbers, filed on 3-17-04, by the Executive Director, Barbara A. Cook, and issued by both regular and Certified Mail (CM). This Provisional Order of Discipline:

PROVISIONAL ORDER OF DISCIPLINE ~ continued~

- C Is subject to finalization by the Board at 5:00 pm on the 30th business day following entry {4-17-04}, and,
- C At that time suspends the plumbing license of the Respondent until such time that a copy of his/her CE certificate is submitted;
- C Assesses a \$1,000 penalty for failure to timely cooperate with the Board's requests for a copy of the CE certificate;
- C Permits Respondent to submit a reply to the POD, and a further review after (30) days to determine if a Final Order shall be entered.

' **NOTE:** Insofar as this POD became final on {Saturday} April 17, 2004, all responses to these **PROVISIONAL ORDERS OF DISCIPLINE** were compiled by the Board Office and reviewed on **June 24, 2004, in Executive Closed Session.**

& **FINAL ORDERS OF DISCIPLINE** will be developed by DAG Lapola and reported when issued regarding:

PROVISIONAL ORDER OF DISCIPLINE ~ continued~

license_no	LICENSEE	\$1000 DT P D	CM RET'D	MAKEUP CE DT POD	remarks	TIMELY DATE
36BI00703800	ABRAHAM, JOHN		3/30/2004			
36BI01169400	Andahazy, Thomas G				EXEMPT /Sent reply	
36BI00331100	CINEGE SR, NEIL A		3/24/2004			
36BI00722700	COUNCIL, EMANUEL	4/26/2004		4/20/2004		
36BI00480400	CUMMINS JR, ARTHUR F					03/15/03
36BI00084000	DE BARO, GERALD		4/13/2004			
36BI00186300	EAGER, PHILIP E					
36BI00172300	FIORITO, JOSEPH J				NO REPLY	
36BI00702700	HOLLOWAY, WILLIAM A		3/23/2004			

PROVISIONAL ORDER OF DISCIPLINE ~ continued~

license_no	LICENSEE	\$1000 DT PD	CM RET'D SENDER POD	MAKEUP CE DT POD	remarks	TIMELY DATE
36BI00193800	KING, WILLIE C	4/6/2004	4/13/2004	4/20/2004		
36BI00832700	LEVISAY, ROY A					
36BI00159700	MESCE, LOUIS M			4/19/2004		
36BI00256100	MONTO, ROCCO R			4/19/2004	SENT REPLY	
36BI00960700	PARIN, ROBERT		4/19/2004			
36BI00512400	PAUTLER JR, CHARLES M				SENT REPLY	
36BI00058600	POTOCKI, JOSEPH R				<i>NO REPLY</i>	
36BI00995700	SCARDILLI JR, RICHARD K			4/19/2004	PD \$500 REQD	
36BI01103000	STILL JR, PRESTON G					11/23/02
36BI00943700	STRATTON II, SAMUEL N				<i>NO REPLY</i>	
36BI00354200	THUNELL JR, JOHN J		4/14/2004			
36BI01086300	WALTZ, MICHAEL A	3/31/2004		4/20/2004		
36BI01003000	WIKFORS, KEVIN J			4/3/2004	SENT REPLY	

NOTE: There were NO RESPONSES from (3) licensees, FIORITO, POTOCKI, or STRATTON, and their certified mail is not returned --- no green cards have surfaced at the Board Office.

These, too, will require further disciplinary action by the Board and DAG Donofrio.

CE AUDIT & CATEGORY

FAILURE TO RESPOND IN ANY MANNER TO AUDIT CERTIFIED MAIL AND REGULAR MAIL SERVED ON LICENSEES

FINDING: Certified Mail (CM) and Regular Mail pertaining to this CE audit was issued to Licensees in this category at their *Address of Record*. Licensees had received the CM as evidenced on U.S. Postal Green card receipts returned to the Board Office and maintained on file.

ACTION: INVESTIGATIVE INQUIRY PROCEEDINGS ~ TUES. MAY 4, 2004
(33) Licensees summoned

The State Board of Examiners of Master Plumbers held Investigative Inquiry proceedings on Tuesday, May 4, 2004, at 9:00 am, conducted *exclusively* in Executive Closed Session, for Licensed Master Plumbers whose appearances were specifically requested by the Board with regard to the CE audit.

PLUMBING LIC. # (33) LICENSEES ~ SUMMONED FOR 5/4/04 '

LMP #	LICENSEE
36BI01172500	Alberti, Jason A
36BI00410000	CAILLE, EUGENE H
36BI00530600	CONNOLLY, JAMES T
36BI00700000	CONROY, MICHAEL A
36BI00976700	DE BIASSE, STEPHEN J
36BI00930700	DI VINCENT, MICHAEL J
36BI00000200	DOYLE, WILLIAM J
36BI00801200	FINCH JR, CLARENCE P
36BI00966900	FISHER, STEVEN R
36BI00453800	GREENE, HARVEY L
36BI01110600	HILL, STEEVIE A
36BI00427400	HITCHNER SR, JOHN C
36BI00569500	HOLL, KARL

PLUMBING LIC. # (33) LICENSEES ~ SUMMONED FOR 5/4/04 '

LMP #	LICENSEE
36BI00435500	KORAL, PHILIP
36BI01071300	MORKIS JR, ROBERT J
36BI00240700	MULLER JR, HENRY H
36BI01083800	NOWICKI, STANLEY F
36BI00545200	PALMIERI, NICHOLAS F
36BI00810500	PANETTA, ALBERT J
36BI00323200	PINTO, RUDOLPH J
36BI00829800	PRIETO, VICENTE
36BI00985500	QUINN, PETER F
36BI00964200	RYEN JR, RICHARD R
36BI00408500	SEEBERGER, CHARLES W
36BI00666500	SHREWSBURY JR, WILLIAM J

PLUMBING LIC. # (33) LICENSEES ~ SUMMONED FOR 5/4/04

LMP #	LICENSEE
36BI00058500	SILVA, HERBERT B
36BI00404200	TYRONE, THOMAS A
36BI00733400	VACIRCA, VITO
36BI00637900	VOLARIC, IVAN
36BI01053400	WILLIAMS, TODD R
36BI01065700	WILLIAMSON, ERIC J
36BI00671000	WINTHER JR, CHARLES R
36BI00557900	ZOLDAN, LEON S

As of July 22, 2004, Consent Orders were issued to those Licensees who attended the Investigative Inquiry on May 4, 2004, and for those who failed to attend {"No Shows"}, Provisional Orders of Discipline were issued and filed on May 27, 2004, assessing civil penalties.

These actions are continuing.

CE AUDIT & CATEGORY

CATEGORY: HEALTH/HARDSHIP

HEALTH (5) cases ~ HARDSHIP (2) cases

The audit produced (7) responses from Licensed Master Plumbers who sought leniency from the Board regarding their CE requirement based on their expressed health or hardship circumstance.

On June 24, 2004, those written replies– with accompanying documentation– were provided for the Board’s review in Executive Closed Session, and were considered on an individual basis.

The Board will proceed with the following actions:

Licensee

Action

- | | Licensee | Action |
|---|-----------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| C | BURROWS: | Responded to the Board’s audit during November of 2003, and therefore, based on his timely submission, a letter will be drafted to him advising him to make up his five (5) hour course in sixty (60) days/ {no penalty}; |
| C | CONOVER: | A letter will be drafted to him advising him to make up his five (5) hour course in sixty (60) days {no penalty}; |

CE AUDIT &
CATEGORY: HEALTH/HARDSHIP ~ *Continued*

<u>Licensee</u>	<u>Action</u>
C EDWARDS:	The licensee failed to respond to the November 16, 2003, audit letter issued by the Board and while he indicated "Yes" on his renewal for fulfilling the (5)hour requirement, he did not attend CE. A POD must be issued with a \$750 penalty and advising him to attend a make up course within sixty (60) days;
C LUKOVSKY:	This licensee responded to the 2 nd letter issued by the Board concerning the audit. A POD must be issued with a \$750 penalty and advising him to attend a make up course within sixty (60) days since he had not fulfilled his requirement;
C PRISCO:	This licensee responded to the Board's November 16, 2003, audit letter, and he will be instructed by letter to attend a makeup course within sixty (60) days {no penalty};
C CALABRESE:	Mr. Calabrese will be instructed to attend CE within sixty (60) days {no penalty};
C DUFFY:	A Provisional Order of Discipline will be issued to this licensee with a \$750 penalty and instructions to attend a CE make up course within sixty (60) days.

CE AUDIT & CATEGORY: ATTENDED CE LATE ... After 6/30/2003 deadline. \$250 UPL

A Uniform Penalty Letter (UPL) was issued to some (96) licensees who were found having fulfilled their (5) hour CE requirement, but had done so after the required deadline of 6/30/03. A penalty of \$250 was assessed against these licensees for having responded "Yes" on their 2003-2005 renewal application for fulfilling their CE requirement, but who were found **absent** through the Board's CE audit.

These (96) licensees are as follows:

LMP #	LICENSEE
36BI00980100	ADINOLFI, ROBERT
36BI00884000	ALESSIO, ANTHONY
36BI00665800	ALU, RUSSELL
36BI00533600	ANDERSON, RONALD M
36BI00659100	ANDRYSZCZYK, JOSEPH J
36BI00572600	ADBAYER, JOHN W
36BI00496600	BERK, HARVEY J
36BI00924100	BOROWICKI, THEODORE M
36BI00897400	BRAY, TIMOTHY A
36BI00707000	BREECE JR, JOHN V
36BI00711000	BREMNER, RICHARD D
36BI00760500	BROOK, NAUM
36BI00336600	BROWN, ROGER K
36BI00235200	BUCHAN JR, THOMAS G
36BI00989600	BUCKLEY, MARLIN E
36BI01057700	BULLOCK, JAMES A
36BI00627900	CAGAS, FRANK

CE AUDIT & CATEGORY: ATTENDED CE LATE ... After 6/30/2003 deadline ~ \$250 UPL

LMP #	LICENSEE
36BI00481800	CROWLEY, RICHARD E
36BI01091700	CUCUZZA, ROBERT S
36BI00440600	DAVIS, GEORGE E
36BI00005900	DEL ROSSO, DOMINIC J
36BI01064100	DEPAZ, MARCOS A
36BI01035400	FALSETTI, BRIAN P
36BI01078500	FERNANDES, ARMENIO
36BI00646300	FRANCESCONI, WILLIAM G
36BI00493200	FURER, MARK
36BI01030100	FURINO, SALVATORE, JR
36BI00764100	FURMAN JR, ROBERT J
36BI01090900	GAHM, DOUGLAS R
36BI00535200	GEURDS, KEES J
36BI00887500	GIARRUSSO, JOHN C
36BI01050100	GIBBONS, HUGH G
36BI00606900	GIORDANO, BARRY R

CE AUDIT & CATEGORY: ATTENDED CE LATE ... After 6/30/2003 deadline ~ \$250 UPL

LMP #	LICENSEE
36BI00512800	GITHENS, NEIL J
36BI00873000	GOFFREDO, MICHAEL V
36BI00968000	GRIFFITHS, DAVID
36BI00024100	GRUNFELD, JOSEPH
36BI00916400	HANES, RICHARD M
36BI00596100	HARKINS, JOHN F
36BI01084600	HAUSER JR, JOSEPH T
36BI00887200	HAYES, ROBERT E
36BI00716600	HUGHES, JOHN J
36BI01059900	HULL, THOMAS
36BI00647000	JOHNSON, ALBERT K
36BI00783500	JOHNSON, RANDOLPH L
36BI01066700	KEITH JR, ARTHUR T
36BI00876100	KELLY, JOHN B
36BI00836300	KOHR, RICHARD D
36BI00018500	LA RICCIA JR, JOSEPH
36BI00590400	LAING, HAROLD T
36BI00849800	MANCINI, ANTHONY G
36BI00954500	MARTHY, ERNEST
36BI01102600	MASI, ANTHONY J
36BI00668600	MINGAY, GARY A
36BI00269000	MONTO, EDWARD F

CE AUDIT & CATEGORY: ATTENDED CE LATE ... *After 6/30/2003 deadline ~ \$250 UPL*

LMP #	LICENSEE
36BI01081700	MURRAY, LON E
36BI00707300	NEMRI, JOHN
36BI00751700	NICHOLS, CHRIS T
36BI00492700	NICOL, THOMAS J
36BI00559000	NIEDOBA, JOSEPH G
36BI00856800	NIELSEN, RONALD S
36BI00911100	NIEVES, RAUL
36BI00951900	O'CONNOR, KEVIN M
36BI00607000	PALMER, FRANK J
36BI00499200	PATTERSON, NORMAN
36BI00814700	PFEIFER, WENDEL H
36BI00322700	PINELLI, JOSEPH M
36BI00930200	PLETSCH, RAYMOND J
36BI00747700	PRISCO, MICHAEL V
36BI00828100	REGINO, THOMAS
36BI00654700	RICCIARDI, JAMES S
36BI00818100	RIDDLE, WILLIAM E
36BI00669500	ROSENBERG, IRA S
36BI00175400	RUSSOMANNO, LAWRENCE
36BI00026700	SCHUSTERMAN, LARRY
36BI00837300	SEABECK, ROBERT A
36BI00635100	SHARRY JR, GEORGE A

CE AUDIT & CATEGORY: ATTENDED CE LATE ... *After 6/30/2003 deadline ~ \$250 UPL*

LMP #	LICENSEE
36BI00427100	SHEPSKO, EDWARD P
36BI00305200	SICKNICK, CHARLES E
36BI00996400	SOREY, MARK T
36BI01113600	STANCO JR, PATSY
36BI00557300	THACKE, ALBERT C
36BI00394800	VARANO, NICHOLAS
36BI00961300	VIETRI, NICHOLAS D
36BI00785400	WALSH, THOMAS F
36BI00838800	WALTERS, BRIAN L
36BI00755300	WELCH, JOHN J
36BI01029900	WELCH, VINCENT G
36BI01037700	WEST, STEPHEN T
36BI00901400	WILLIAMS, HARRY J
36BI00928000	WINCHOCK JR, JOSEPH R
36BI01086400	WOODFORD, NICHOLAS
36BI01103100	WOODFORD, STEPHEN C
36BI00709700	ZANFARDINO, FRANK P
36BI01051700	ZARUBA III, WENZEL
36BI00770400	ZWIGARD, JEFFREY R

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