

**STATE BOARD OF EXAMINERS OF MASTER PLUMBERS  
# 564 - BUSINESS MEETING - AGENDA - JANUARY 28, 2010**

**OPEN PUBLIC SESSION**

MEETING SCHEDULED TIME: 9:00 AM - HUDSON ROOM  
ROLL CALL OF BOARD MEMBERS

APPROVAL OF THE MINUTES *of the* DECEMBER 17, 2009 MTG.

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**BOARD BUSINESS**

*Documentation is provided on all matters unless otherwise noted.*

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***PRESENT BOARD MEMBERS - &- CAPACITIES***

*MAYOR PETER I. VOROS ~ MASTER PLUMBER MEMBER ~ CHAIRMAN*

*MICHAEL L. SESTANOVICH ~ INSPECTOR MEMBER - SECRETARY*

*MICHAEL K. MALONEY ~ MASTER PLUMBER MEMBER*

*DONALD B. DILEO ~ PUBLIC MEMBER*

*PAUL N. BONTEMPO - PUBLIC MEMBER*

*ADAM J. SABATH ~ PUBLIC MEMBER*

*JAMES MC MANUS, JR., JOURNEYMAN MEMBER*

*Appointed December 14, 2009*

*ROBERT B. REEVE, LICENSED MASTER PLUMBER # 7388*

*Appointed December 14, 2009*

**TOTAL BOARD COMPLEMENT (9):Vacancy /Government representative**

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1. **SCOPE OF PRACTICE, Charles Manning, Regulatory Affairs 9 AM**

ADOPTED AMENDMENTS: N.J.A.C. 13:32-1.4  
PROPOSED SEPTEMBER 8, 2009 AT 41 NJR 3198 (a)  
Comment period ended November 7, 2009

*On December 17, 2009, Board Members and Charles Manning agreed to revisit several topics of the "Scope of Practice" proposal for the January meeting. Mr. Manning provides new drafts for Board review on this Agenda.*

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2. **INQUIRY RE HVAC CONDENSER, RICHARD DIAZ, LMP # 11239**  
*Licensee inquires regarding condenser connections.*

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3. **MARK TRIMBLE, LMP # 7513 ... Reporting compliance with the  
FINAL ORDER OF DISCIPLINE FILED 12-18-2008**

*Correspondence dated December 15, 2009, was received from Christine M. Gravelle, Attorney for Mark Trimble, which details recent restitution checks forwarded by Ms. Gravelle's trust account to the three (3) respective consumers named in this action. Such payments are required in the terms of this filed order, and are made a part of the licensee's file.*

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4. **REPORTING DISCIPLINARY ACTIONS**

**RICHARD RIOTTO, LMP # 9549 \$250.00 penalty pd 12-12-2009**  
**OFFER OF SETTLEMENT IN LIEU OF DISCIPLINARY PROCEEDING**  
*Violation of N.J.S.A. 45:1-21(e) professional or occupational misconduct;  
Consumer Fraud Act, namely N.J.A.C. 13:45A-16.2 (12)  
Home Improvement Practices;  
Requirement of a contract for services in excess of \$500.00; et als  
In conjunction with consumer complaint matter:  
NOREEN SWEENEY, CONSUMER, FILE ID # 61679*

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5. ***Inquiry dated November 10, 2009 from the New Jersey Plumbing Heating Cooling Contractors Association regarding***

***Gloucester Township Utility Authority; Order to Show Cause; et als***

*On July 31, 2009 an Order was signed by the Honable Louis RF. Meloni, JSC, ordering that the Contract for Project No. 5340364-04 be awarded to Underground Utilities Corp as the lowest responsible bidder.*

*On September 24, 2009, while the Board voiced their objection to the Judge's decision in this matter agreeing that only the licensed master plumber can service/install the backflow preventer, Members discussed the development of a regulation with Chuck Manning to reinforce and restrict the handling of backflows for the Licensed Master Plumber.*

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6. **INSPECTOR - COMPLAINT MATTER # 56607**  
**THOMAS F. WALSH, INSPECTOR, EAST BRUNSWICK, NJ;**

**TIMOTHY F. HAGAN, EXPIRED LMP # 9358 - EXPIRED 6-30-1999**

***Note: the file on Timothy Hagan reflects a Board motion of 2-28-2008 to re-test.***

The Board contacted the Mr. Hagen regarding his expired Master Plumber's license and the complaint filed by the East Brunswick Plumbing Inspector for Hagan's attempt to submit a plumbing permit within that municipality. As a result, Mr. Hagan surrendered his Master Plumber's pressure seal to the Board.

Mr. Hagan must re-test and pass the Master Plumber's examination in order to re-gain his license.

*{No documents}*

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7. **REPORTING DISCIPLINARY ACTIONS**

MOHDE DANOUN, UNLICENSED, t/a FRIENDLY PLBG AND HTG.  
65 GOSHEN ST., PATERSON, NJ 07605

OFFER OF SETTLEMENT / \$2,500 PENALTY - N.J.S.A. 45:14C-12.3.  
*YELLOW PAGE ADVERTISEMENT "FRIENDLY PLUMBING & HTG."*  
*Fast, friendly, dependable full service - "NJ LIC # 0061DN"*  
*973-904-9400 & 877-775-9400 - File id # 62447*

\$2,500 FINE ADVERTISING PLUMBING SERVICES:

7-29-2009.... \$500  
8-27-2009.... \$500  
9-22-2009 . \$500  
10-13-2009.... \$500

**★Today's Agenda : Reporting final payment ➡ 12-18-2009..... \$500**

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8. *Offer(s) of Settlement \$2,500 fines for*  
**UNLICENSED ENTITIES ADVERTISING PLUMBING SERVICES:**  
**NEWS ARTICLES, INTERNET ADS: CRAIGS LIST & OTHER POSTINGS;**  
**NEW JERSEY STATE LEAGUE OF MASTER PLUMBERS, COMPLAINANT**

*Complaints against unlicensed entities advertising plumbing services were submitted by the New Jersey State League of Master Plumbers. These complaints were assigned file numbers and reviewed by the Board. Members voted on June 25, 2009, to issue an Offer of Settlement with a \$2,500 fine to each unlicensed entity where a review of an advertisement established a violation(s) of New Jersey Plumbing Statutes and Regulations. Some of these violations included references to plumbing, minor or light plumbing, water heaters, or ordinary repairs; et als. This "Offer" replaces the advertising letter, includes a cease and desist, and assesses a penalty.*

*Offers of Settlement were issued on January 14, 2010 to the subscribers provided by the NJSLMP; however, the responses to these settlement letters are forthcoming and the investigations of these complaints are continuing.*

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8A. For discussion with DAG Joseph Donofrio

**STATE OF NEW JERSEY - ASSEMBLY NO 4026**

*Establishes additional investigative and enforcement powers in the Division of Consumer Affairs to deter individuals from engaging in unauthorized practice of professions and occupations.*

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***◆ It is noted that applications for the Master Plumber's ◆  
examination, Master Plumber's business registration  
forms, and Bona fide Representative registrations are reviewed by Board Members  
during the course of each business meeting.***

***Applications for Medical Gas Piping installers, brazers and instructors are also  
reviewed at this time.***

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