

**STATE BOARD OF EXAMINERS OF MASTER PLUMBERS
533 - BUSINESS MEETING - AGENDA - MARCH 22, 2007**

MEETING SCHEDULED TIME: 9:00 AM ~ HUDSON ROOM - 6 TH FL.

ROLL CALL OF BOARD MEMBERS

- and -

APPROVAL OF THE MINUTES of the FEBRUARY 22, 2007 MEETING

BOARD BUSINESS

Documentation is provided on all matters unless otherwise noted.

PRESENT BOARD MEMBERS - &- CAPACITIES

MARK MC MANUS ~ CHAIRMAN, JOURNEYMAN PLUMBER

RALPH WETZEL ~ VICE-CHAIRMAN ~ MASTER PLUMBER MEMBER

MAYOR PETER I. VOROS ~ MASTER PLUMBER MEMBER

MICHAEL K. MALONEY ~ MASTER PLUMBER MEMBER

MICHAEL L. SESTANOVICH ~ INSPECTOR MEMBER

DONALD B. DILEO ~ PUBLIC MEMBER

PAUL N. BONTEMPO - PUBLIC MEMBER

ADAM J. SABATH ~ STATE MEMBER - CHIEF OF STAFF
TO SENATE PRESIDENT RICHARD J. CODEY

1. DIVISION OF LAW BILLING, DARLENE KANE, BUDGET OFFICER
FEBRUARY 20, 2007 - SECOND QUARTER OF FY 2007

2. ELIZABETH MORITZ, ADMINISTRATOR
NEW JERSEY STATE LEAGUE OF MASTER PLUMBERS, INC.
NOVEMBER 8, 2006 INQUIRY REGARDING

SPILL COMPENSATION FUND
BOARD REPLY OF FEBRUARY 13, 2007

Chairman request for documentation re "Spill Compensation Fund" enclosed with all correspondence...

DISCIPLINARY ACTIONS

3. GEORGE SUPINSKI, LMP #1014, T/A GEORGE SUPINSKI
OFFER OF SETTLEMENT IN LIEU /DISCIPLINARY PROCEEDINGS
\$500 PENALTY -&- \$2,000 restitution - PAID IN FULL 2-5-2007

NJSA 45:1-21(d) professional misconduct.

NJAC 13:32-4.1(b) licensed master plumber shall impress the seal upon all applications for plumbing permits

NJAC 45:1-21(b) has engaged in dishonesty

CONSUMER COMPLAINT - PIYUSH KAPADIA, FILE ID # 46474

The Board determined that the licensee failed to obtain proper plumbing permits in a timely fashion and assessed a \$500 penalty for these actions. The sum of \$2,000 in consumer restitution was awarded to the consumer. DISCIPLINARY ACTIONS

4. IN THE MATTER OF PAUL RICCOBONO, LMP 8119

CONSENT ORDER FILED 2-22-2007

LICENSED TO PRACTICE PLUMBING / STATE OF NEW JERSEY

\$11,000 PENALTY PAID IN FULL MARCH 3, 2007 - CLOSED

These facts establish a basis for disciplinary action, pursuant to N.J.A.C. 13:32-3.2(a)(1) & (2), in that respondent failed to register with the Board and provide proof of his ownership interest in "Master 2 Plumbing & Heating" within 30 days of assuming the role as bona fide representative. These facts also establish a basis for disciplinary action, pursuant to N.J.A.C. 13:32-3.3(5), in that respondent served as a bona fide representative for more than one plumbing contractor. Finally, these facts establish a basis for disciplinary action, pursuant to N.J.A.C. 13:32-3.3(a)(3), in that respondent failed to ensure constant proper on-site supervision of the plumbing services being performed.

Respondent is hereby assessed a civil penalty, pursuant to N.J.S.A. 45:1-22, in the amount of eight thousand dollars (\$8,000), for failing to properly supervise plumbing work in conformance with the regulations pertaining to the supervisory responsibilities of a bona fide representative, in violation of N.J.A.C. 13:32-3.3(a)(3).

Additionally, respondent is assessed a civil penalty, in the amount of two thousand dollars (\$2,000), for signing and sealing a permit for "Master 2 Plumbing & Heating" when he was not registered with the Board to trade under this name, in violation of N.J.A.C. 13:32-3.3(5).

Finally, respondent is assessed a civil penalty, in the amount of one thousand dollars (\$1,000), for failing to register with the Board as "Master 2 Plumbing and Heating" and failing to provide proof of his ownership in the company, within 30 days of assuming the role of a bona fide representative, in violation of N.J.A.C. 13:32-3.3(a)(3). Payment of the aggregated civil penalties totaling eleven thousand dollars (\$11,000).

5. IN THE MATTER OF THE APPLICATION OF JAMES P. REGAN

FOR A PLUMBING LICENSE IN THE STATE OF NEW JERSEY

CONSENT ORDER FILED 2-22-2007

This matter was opened to the New Jersey State Board of Examiners of Master Plumbers upon receipt of an application for examination for a plumbing license from James P. Regan, who indicated on his application he had been convicted of a criminal offense.

Respondent is hereby permitted to sit for the examination for licensure, and upon the Board's receipt of proof of passage of the examination, shall be granted a license subject to the stated restrictions in this order regarding probation; et als.

Respondent hereby consents to the entry of an Order of automatic suspension of license without notice, upon the Board's receipt of documentation of a prima facie showing of a violation of this order or a relapse or recurrence of drug or alcohol abuse or any reliable information that respondent has violated any term of this order or any information which the Board in its sole discretion deems reliable demonstrating that respondent is not capable of carrying out the functions of a licensee consistent with the public health, safety or welfare or that respondent has failed to comply with any of the conditions set forth in this consent order. Respondent shall have the right to apply for removal of the automatic suspension.

SUBPOEANED FOR JANUARY 25, 2007

6. RAY FAUSTINI, UNLICENSED – \$1,500 RESTITUTION PAYMENT

Yolanda Franco, Consumer, File #42251

Ray Faustini and Kirk Brandsness testified regarding the business he formerly owned known as "Around the House." A complaint had been filed by consumer Yolanda Franco for plumbing services performed by Faustini and his partner, Kirk Brandsness.

Mr. Faustini submitted the sum of \$1,500 in consumer restitution to Ms. Franco, in a bank check dated March 13, 2007. (No documents)

7. Ms. Barbara A. Cook, Ex Director
{No documents}

7A. WILLIAM J. ZAGARI, LMP # 8735
EXPIRED PLUMBING LICENSE
EXPIRED 1997-1999; 1999-2001; 2001-2003; 2003-2005; 2005-2007
(5) BIENNIALS

Surrendered Master Plumber's seal at Board Office

Mr. Zagari submits correspondence regarding his expired Master Plumber's license and requests the Board grant him permission to re-test for a reinstatement – according to existing New Jersey Plumbing Statutes and Regulations.

It is noted that applications for the Master Plumber's examination and Master Plumber's business registration forms are reviewed by Board Members during the course of each business meeting.