

**STATE BOARD OF EXAMINERS OF MASTER PLUMBERS
559 - BUSINESS MEETING - AGENDA - JULY 23, 2009**

MEETING SCHEDULED TIME: 9:00 AM - HUDSON ROOM

ROLL CALL OF BOARD MEMBERS

APPROVAL OF THE MINUTES of the MAY 28 & JUNE 25, 2009 MTGS.

BOARD BUSINESS

Documentation is provided on all matters unless otherwise noted.

PRESENT BOARD MEMBERS - &- CAPACITIES

MAYOR PETER I. VOROS ~ MASTER PLUMBER MEMBER ~ CHAIRMAN

RALPH WETZEL ~MASTER PLUMBER MEMBER ~ VICE-CHAIRMAN

MICHAEL L. SESTANOVICH ~ INSPECTOR MEMBER - SECRETARY

MARK MC MANUS ~ JOURNEYMAN PLUMBER

MICHAEL K. MALONEY ~ MASTER PLUMBER MEMBER

DONALD B. DILEO ~ PUBLIC MEMBER

PAUL N. BONTEMPO - PUBLIC MEMBER

ADAM J. SABATH ~ STATE MEMBER

DISCIPLINARY MATTERS for the Chairman's signature & filing

1. BRAIN S. ECKHARDT, LMP # 12145 {No documents}

CONSENT ORDER - PAYMENT OF \$1,000 PENALTY 6-17-2009

This matter was opened to the New Jersey State Board of Examiners of Master Plumbers upon receipt of a complaint from consumer (A.M.) alleging that Brian S. Eckhardt (Respondent) intentionally used a saw to cut apart a pipe which he had previously installed for this consumer's washing machine. According to the consumer, they hired a general contractor (GC) to perform major renovations on their home, and the GC subcontracted the plumbing work to the Respondent. According to the consumer, Respondent intentionally sawed the pipe apart when the GC owed the plumber money for work completed by the licensee. Respondent indicated that he would only repair the damage when paid the money owed him.

Respondent stated in his response to the Board that the GC was late with payments and the licensee was never paid the full amount. Respondent received an emergency phone call from the consumer that there was a water backup in the sewer line. The licensee initially refused to go to the home to address this problem because of unpaid invoices. Later, when the respondent went to the consumer's home to address the problem, he found that someone else had installed the washing machine, became infuriated and began cutting the pipes that he installed. Respondent later acknowledged that his actions were inappropriate.

1. Respondent was reprimanded for his conduct in violation of N.J.S.A. 45: 1-21(e).
2. Respondent shall pay a civil penalty pursuant to N.J.S.A. 45; 1-22, for \$1,000 for professional misconduct for intentionally sawing apart the consumer's pipes in violation of N.J.S.A. 45:1-21(e).
3. Respondent shall cease and desist from the violations described herein, and subsequent violations will subject respondent to enhanced penalties pursuant to N.J.S.A. 45: 1-25 and further disciplinary action.

2. MARK TRIMBLE, LMP # 7513 ... reporting compliance with the FINAL ORDER OF DISCIPLINE FILED 12-18-2008

Correspondence has been received dated June 30, 2009 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. {No documents}

3. FRANKIE M. BOZZI, JR., (UNLICENSED), T/A BOZZI MECHANICAL OFFICE OF CITIZENS SERVICES/ OFFICE OF THE ATTORNEY GENERAL

Mr. Bozzi corresponds with Governor John Corzine describing his experience in the plumbing trade and requesting to obtain "eligibility" to take the Master Plumber's examination. The matter has been forwarded to the Board Office for consideration.

4. REGULATORY MATTERS - CHARLES MANNING

Charles Manning will attend this meeting to discuss the development of a registration form for licensees in compliance with Bona fide Representative, reporting responsibilities.

4A. ADVERTISING MATTERS {No documents}

Offer(s) of Settlement with a \$2,500 are being processed for unlicensed entities advertising plumbing services in violation of existing New Jersey Plumbing Statutes and Regulations. The payments of those fines will be reported in Open Session when public.

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.