

**STATE BOARD OF EXAMINERS OF MASTER PLUMBERS  
# 506 - BUSINESS MEETING - AGENDA - OCTOBER 28, 2004  
OPEN PUBLIC SESSION**

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

ROLL CALL OF BOARD MEMBERS ~

APPROVAL OF THE MINUTES ~ SEPTEMBER 23, 2004 MTG.

**BOARD BUSINESS**

Documentation is provided on all matters unless otherwise noted.

**CONTINUING EDUCATION AUDIT**

**1. CONCLUSION OF AUDIT MARCH 25, 2004 - OCTOBER 28, 2004**

The State Board of Examiners of Master Plumbers has been reporting on its audit of the 2003-2005 five (5) hour CE biennial renewal requirement by providing all disciplinary statistics in Open Public Session since the March 25, 2004 meeting.

As a result of the CE disciplinary actions issued to date, the Board has collected civil penalties totaling \$52,450.00, and stenographic costs in the amount of \$493.25, based solely on the audit of 460 randomly selected Licensed Master Plumbers. Further actions are anticipated. Disciplinary Actions concerning licensees may be obtained by contacting the Board Office at 973-504-6420 or visiting the Board at [www.njconsumeraffairs.org](http://www.njconsumeraffairs.org).

At this juncture, however, the Board will conclude the reporting on this audit by listing only those licensees whose actions remain PENDING.

Today's Agenda will address those remaining licensees who have not satisfied their terms of the CE disciplinary actions issued by the Board. As a result, Board Members will deliberate and consult with Counseling Deputy Attorney General Joseph A. Donofrio to decide the next and final stages of disciplinary action. The Board will continue to report all further penalties and actions on future Agendas until all CE licensee files are closed.

**(A) "Unacceptable Response" category MOTION REQUIRED:**

Reason: The explanation for not attending CE had been denied. Licensees did not reply to the Uniform Penalty Letter with a \$500 penalty:

license_no	LICENSEE	UPL SATISFIED	MAKEUP CE DT	\$500 DT PD	EXPL UPL DENIED	TIMELY DATE
36BI00396300	CHRISTOPHER ROBERT C	No				
36BI00291600	DE ANGELO ROBERT A	No	03/22/04	hearing*	4/22/2004	
36BI00028700	GAHM RONALDo J	Note				03/08/03 ok coo

36BI00548800	JORSKI JOSEPH J	No				
36BI00702600	MIDDLETON JR, FELDMAN	No	04/19/04			
36BI00329400	MONTON JAMES N	Note				04/26/03 ok
36BI00950200	PTAKIWICZ JACOB	No				
36BI01060000	ROSEN	No	03/27/04			

MONTON AND GAHM attended on time, but had sent in wrong biennial sheets; corrected

LICENSEE ROSEN RESPONDED IN A LETTER OF APRIL 1, 2004 SCHEDULED FOR TODAY'S REVIEW....

(Enclosed for Board Members)

Copies of these (8) files are provided only to DAG Donofrio with his Agenda.

(B) "WENT LATE" to CE when audited  
MOTION REQUIRED:

Reason: These licensees were issued a \$250 penalty for attending CE late, but they did not reply to the Uniform Penalty Letter {UPL}.

lic #	LICENSEE	LATE DATE	DID IT LATE	\$250 PENALTY PD
36BI00665800	ALU, RUSSELL	2 /21/04	Yes	No
36BI00024100	GRUNFELD JOSEPH	01/16/04	Yes	No
36BI00783500	JOHNSON RANDOLPH L	02/19/04	Yes	No
36BI00707300	NEMRI, JOHN	12/10/03	Yes	No
36BI00175400	RUSSOMANNO LAWRENCE	02/21/04	Yes reply denied 9-23-04	No
36BI00996400	SOREY, MARK T	12/15/03	Yes	No

Copies of these (6) files are provided only to DAG Donofrio with his Agenda.

(C) Category "Certified Mail Unclaimed"  
MOTION REQUIRED:

Reason: Licensees below were issued FINAL ORDERS with penalties and a deadline by which to respond to avoid suspension.

Licensee Andahazy's response is provided for review;

Licensee Scardilli agreed by phone 10-13-04 to pay the \$250 balance within 30 days.

The licensees below have not responded to the Final Orders

license_no	licensee	CLOSED	FINAL ORDER FILED	MAKEUP CE DT POD
36BI00703800	ABRAHAM, JOHN	No	7/22/2004	
36BI01169400	Andahazy, Thomas G	No	7/22/2004	
36BI00331100	CINEGE SR, NEIL A	No	7/22/2004	
36BI00480400	CUMMINS JR, ARTHUR F	No	7/22/2004	
36BI00084000	DE BARO, GERALD	No	7/22/2004	
36BI00186300	EAGER, PHILIP E	No	7/22/2004	
36BI00172300	FIORITO, JOSEPH J	No	7/22/2004	
36BI00702700	HOLLOWAY, WILLIAM A	No	7/22/2004	
36BI00832700	LEVISAY, ROY A	No		
36BI00256100	MONTO, ROCCO R	No	7/22/2004	4/19/2004
36BI00960700	PARIN, ROBERT	No	7/22/2004	
36BI00512400	PAUTLER JR, CHARLES M	No	7/22/2004	
36BI00995700	SCARDILLI JR, RICHARD K	No	7/22/2004	4/19/2004
36BI00943700	STRATTON II, SAMUEL N	No	7/22/2004	
36BI00354200	THUNELL JR, JOHN J	No	7/22/2004	
36BI01003000	WIKFORS, KEVIN J	No	7/22/2004	4/3/2004

(D) Category "Investigative Inquiry group May 4, 2004"

MOTIONS REQUIRED:

Reason: Licensees did not reply to either Consent Orders or PODs, below ~

Provisional Orders of Discipline {PODs} were issued to licensees who failed to appear for the May 4, 2004, Inquiry.

Consent Orders were issued to those who attended the May 4, inquiry.

Seven (7) licensees responded to the PODs, and their responses are submitted for Board review; Motions are also needed ~ See (ÿ)

LIC. #	LICENSEE	CLOSED	\$4,000 POD FILED	CONSENT ORDER ISSUED	PENALTY PD
36BI01172500	ALBERTI, JASON A.	No	5/27/2004	No	

36BI00700000	CONROY, MICHAEL A	No		Yes	
36BI00976700	DE BIASSE, STEPHEN J	No		No	
36BI00930700	DI VINCENT MICHAEL	No	5/26/2004	No	
36BI00966900	FISHER, STEVEN R	No		Yes	
36BI01110600	HILL, STEVE	No	5/27/2004	No	
36BI00427400	HITCHNER SR, JOHN C	No	5/27/2004	No	
36BI00569500	HOLL, KARL A	No	5/27/2004	No	
36BI00435500	KORAL, PHILIP	No	5/27/2004	No	
36BI01071300	MORKIS JR, ROBERT J	No		Yes	
36BI00240700	MULLER JR, HENRY H	No		No	hearing
36BI00545200	PALMIERI, NICHOLAS F	No	5/27/2004	No	
36BI00829800	PRIETO, VICENTE	No		Yes	
36BI00985500	QUINN, PETER F	No		Yes	signed order
36BI00964200	RYEN JR, RICHARD R	No		Yes	
36BI00408500	SEEBERGER, CHARLES W	No		Yes	
36BI00666500	SHREWSBURY JR, WILLIAM J	No		Yes	
36BI00404200	TYRONE, THOMAS A	No		No	
36BI00733400	VACIRCA, VITO	No	5/27/2004	No	
36BI00671000	WINTHER JR, CHARLES R	No	5/27/2004	No	

(E) CATEGORY/ HEATH /HARDSHIP: PODs are pending with DAG for:

EDWARDS, LMP # 7488  
LUKOVSKY, LMP # 9744  
DUFFY, LMP # 4416  
Each issuing a \$750 penalty

2. REQUEST FOR CE EXEMPTION 2005-2007  
MARK LEADER, LMP #8285, PHYSICIAN'S LETTER OF 9/8/04

Documentation is submitted by the licensee's physician to explain Mr. Leader's extreme hardship and ill health, and requesting that the licensee be excused from his CE obligation for the next year.

3. DIVISION OF CONSUMER AFFAIRS  
FISCAL YEAR 2004 - BUDGET REPORT (FINAL)  
Dated September 15, 2004  
ACCOUNT STATUS: "Very good .... possible credit"

This report is provided for the Board's review.

4. For the information of the Board ~

On May 13, 2004, Governor James E. McGreevey signed the Contractors' Registration Act into law. This sets forth for the first time in New Jersey an oversight of those who perform certain kinds of residential construction and those who provide certain services at the homes of New Jersey residents.

The Act takes effect November 9, 2004, and a copy is enclosed for the information of the Board. The Division released Home Improvement Contractor packets to those individuals/contractors whom they believed needed to register.

Exemptions:

It is noted that the provisions of this act shall not apply to:

"Any person regulated by the State as an architect, professional engineer, landscape architect, land surveyor, electrical contractor, master plumber, or any other person in any other related profession requiring registration, certificate or licensure by the State, who is acting within the scope of practice of his profession..."

For further information you may contact: Telephone # 888-656-6225  
visit [www.njconsumeraffairs.com/contractor.htm](http://www.njconsumeraffairs.com/contractor.htm)

5. DISCIPLINARY ACTION

\*Reporting (2) penalty payments ~ @ \$500 each = \$1,000 Mr. Widing is maintaining his payment schedule concerning:

IN THE MATTER OF THE SUSPENSION OR REVOCATION OF THE LICENSE OF JOHN WIDING, LMP # 7127 TO PRACTICE AS A MASTER PLUMBER/ STATE OF NEW JERSEY ADMINISTRATIVE ACTION ~ CONSENT ORDER SIGNED SEPT. 7, 2003 & FILED SEPT. 25, 2003 COSTS of \$161.30 PAID IN FULL

\$12,000 PENALTY : w/ (14) PAYMENTS TO DATE = {\$7,000}

\$500 ~ 9/07/03 ..... 1st  
\$500 ~ 10/01/03..... 2nd  
\$500 ~ 10/28/03.... 3rd  
\$500 ~ 11/29/03..... 4th  
\$500 ~ 12/31/03..... 5th  
\$500 ~ 1/28/04 ..... 6th  
\$500 ~ 3/01/04..... 7th  
\$500 ~ 3/30/04..... 8th  
\$500 ~ 4/04/04..... 9th  
\$500 ~ 6/01/04.....10th  
\$500 ~ 6/28/04 ..... 11th  
\$500 ~ 8/02/04..... 12th  
\$500 ~ 8/31/04..... 13th  
\$500 ~ 10/04/04..... 14th  
(No documents)

6. Barbara A. Cook, Executive Director, reserves a portion of Open Public Session to review some pending issues

with Board Members.

{No documents}