

1 **BEFORE THE ELECTRICAL AND ELEVATOR BOARD OF THE STATE OF OREGON**

2  
3 **IN THE MATTER OF:**

)  
) **CONSENT ORDER**

4 **KEVIN CASON, AN INDIVIDUAL**

)  
)  
)

5 **RESPONDENT (YOU)**

) **CASE NO. 2013-0036**

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8 The Electrical and Elevator Board of the State of Oregon (Board) has conducted an investigation  
9 and determined that you violated certain provisions of the Oregon Building Codes statutes,  
administrative rules, and specialty codes.

10 The parties desire to settle this matter informally. You agree to conduct all future business in  
11 compliance with the applicable statutes, administrative rules, and specialty codes. You understand  
that this Order is a public record.

12 As evidenced by the authorized signatures on this Order, the Board finds and you stipulate to the  
13 entry of this Order and its following terms.

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15 **FINDINGS OF FACT and CONCLUSIONS OF LAW**

16 (1) On or about December, 21, 2012, at 500 N. 1st Street, Hermiston, Oregon, you  
17 installed a wall mounted electrical alarm system interface controller, 18/2 CM electrical cable  
18 wiring and a class II electrical plug-in transformer, for the account of another, without a supervising  
or journeyman electricians license, in violation of ORS 479.620(3).

19 (2) Installing a wall mounted electrical alarm system interface controller, 18/2 CM  
20 electrical cable wiring and a class II electrical plug-in transformer are electrical installations, as  
defined in ORS 479.530(10).

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22 **WHAT THE LAW SAYS**

23 (1) Under ORS 479.620(3), except as allowed under ORS 479.540, a person may not  
24 make any electrical installation without a supervising or journeyman electrician's license.

1 **STIPULATED AGREEMENT**

2 You and the Board agree to resolve this matter, without a hearing, according to the following terms  
3 and conditions:

4 (1) The Board hereby assesses a \$2,000 civil penalty for violation of ORS 479.620(3) of  
5 which \$750 will be suspended for a period of five years under the following terms:

6 (1.1) You agree to pay \$1,250 of the civil penalty.

7 (1.2) An additional \$500 of the total assessed penalties will be suspended if you  
8 are able to pay \$750 by the date on the invoice. **(An invoice will be included  
9 with your copy of the Final Order after it is signed by the Board.)**

10 (2) You agree not to commit further violations of Building Codes Division's statutes or  
11 rules.

12 (3) You understand that if you fail to comply with any of the terms of this consent  
13 agreement that the entire civil penalty, including the amount suspended, will be immediately due  
14 and payable, Failure to comply includes failure to pay the civil penalty amount on the Final Demand  
15 Notice by the due date, or failure to make payments according to the terms of any payment  
16 arrangement or Final Demand Notice.

17 (4) You understand and agree any violation of the terms of this Consent Order will result in  
18 further enforcement action.

19 (5) You understand and agree that any violations of Building Code Division's statutes or  
20 rules not alleged in this Order, whether committed before or after the execution of this Consent  
21 Order, may be the basis for further enforcement action.

22 (6) You understand the suspended civil penalty will be waived five years after the execution  
23 of this Consent Order, provided you comply with its terms and have not committed any further  
24 violations of Building Codes Division's statutes or rules.

25 (7) You have read and fully understand the terms of this Consent Order, freely and  
voluntarily consent to the entry of this Order without further hearing, without any force or duress,  
and expressly waives all rights to hearing or appeal in this matter.

(8) You understand that, upon signature of all parties, this Consent Order will be a FINAL  
ORDER.

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(9) You further agree by signing this Consent Order that you are the Respondent or authorized representative for the Respondent in this matter.

**SIGNATURE FOR THE RESPONDENT (YOU)**

  
Kevin Cason

Date: 9-9-13

**FOR THE BOARD**

 for  
Chairman  
Electrical and Elevator Board  
State of Oregon

Date: 9-24-13