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2 **BEFORE THE**
3 **DIRECTOR OF THE DEPARTMENT OF CONSUMER AND BUSINESS**
4 **SERVICES**
5 **BUILDING CODES DIVISION**
6 **STATE OF OREGON**

7 In the Matter of)
8 RICHARD W. BOHLMANN,) **STIPULATED ORDER**
9 Respondent.) Agency Case No. 2013-0100

10 1.

11 The Department of Consumer and Business Services, Building Codes Division (Agency) is the
12 state agency responsible for licensing, disciplining, and otherwise regulating building officials, building
13 plans reviewers and building specialty code inspectors in the State of Oregon. At all relevant times,
14 Richard W. Bohlmann (Respondent) held the following certifications issued by the Agency;: Building
15 Official #5395BO; Oregon Inspector Certification #OIC945; Electrical Inspector #5448EI; Residential
16 Electrical Inspector #1674CAE; and, Park and Camp Inspector #444PCI.

17 2.

18 On or about August 20, 2013, the Agency properly served upon Respondent a Notice of
19 Proposed Assessment of Civil Penalties and Revocation of Inspector Certification and Final Order upon
20 Default (Notice), alleging violations of Agency's Oregon Revised Statutes and Oregon Administrative
21 Rules. Respondent timely requested a hearing on the matter.

22 3.

23 Respondent and the Agency desire to settle this matter by the entry of this Stipulated Order.
24 Respondent understands that he has the right to a contested case hearing under the Administrative

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1 Procedures Act (chapter 183), Oregon Revised Statutes. However, Respondent fully and finally waives
2 the right to a contested case hearing, judicial review, and any appeal therefrom by the signing of and entry
3 of this Order in the Agency's record.

4 4.

5 Respondent and the Agency agree to resolve this matter by the entry of this Stipulated Order
6 subject to the following terms and conditions:

7 4.1 The Agency finds, but Respondent does not admit, the facts and conclusions of law as set
8 forth in the Notice, which is hereby incorporated by reference.

9 4.2 Respondent's Building Official certification #5395BO is revoked and Respondent agrees
10 not to re-apply for Building Official certification for five (5) years from the date this Stipulated Order is
11 executed. If Respondent does elect to re-apply for Building Official certification after five (5) years, he
12 must complete a new application in accordance with the laws and rules in effect at that time, and his
13 application will not be considered a petition for reinstatement of his prior certification. Respondent's
14 qualification and approval are not guaranteed upon re-application.

15 4.3 Respondent is assessed a \$500 civil penalty payable in four, consecutive, monthly
16 installments of \$125 each, first installment due and payable February 25th, and each subsequent three
17 installments due and payable no later than the 25th day of the month in which it is due.

18 4.4 Respondent agrees never to apply for Plan Review and Inspection Business registration
19 ("SRB") or Plan Reviewer and Inspector, Limited certification ("SRL").

20 4.5 If Respondent applies for, is qualified for, and is granted Plan Reviewer and Inspector
21 certification ("SRI"), Respondent agrees he shall immediately notify the division of any and all SRBs
22 under, through, or on behalf of which he is utilizing the SRI license, and agrees not to operate as an SRI
23 alone or without being under a certified building official.
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