



1 electrician license under ORS 479.620(3).

- 2 3. By installing electrical wiring, a 60-amp circuit, and three plugs without an Oregon  
supervising or journeyman electrician's license, Respondent violated ORS 479.620(3).
- 3 4. By making an electrical installation without first obtaining a valid electrical permit,  
4 Respondent violated ORS 479.550(1).

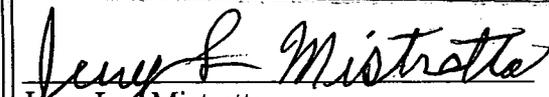
5 **SETTLEMENT AGREEMENT**

6 Respondent and the Board agrees to resolve this matter without a hearing with the entry of  
7 this Consent Order subject to the following terms and conditions:

- 8 1. The Board hereby assesses a civil penalty of \$2,000 for violating ORS 479.550(1), of  
which \$1,750 will be suspended for a period of five years under the following terms:
- 9 1.1 Respondent agrees to pay the remaining \$250 of the civil penalty.  
10 *(The invoice will be included with Respondent's copy of the Final Order after  
the Board Chair signs the order.)*
- 11 1.1. Respondent agrees to pay \$100 a month for two (2) months, and a final payment  
12 of \$50 dollars in the following month. Payments begin the first full month  
13 following the month that the Consent Order becomes a final order. The monthly  
payments must be postmarked by the 25<sup>th</sup> day of each month.
- 14 1.2. If Respondent fails to comply with the terms of this settlement agreement, then  
15 the case will be turned over to the Department of Consumer and Business  
Services collections unit for collection of the entire \$2,000 civil penalty, along  
with interest and applicable fees.
- 16 2. Respondent agrees if a final order is issued by a board or the Director finding Respondent  
17 violated any of Building Codes Division's statutes or rules within five years from the date  
this order was signed by the Board, then Respondent will pay any subsequent penalty and  
18 the suspended penalty from this order.
- 19 3. Respondent agrees not to commit further violations of Building Codes Division's statutes  
or rules.
- 20 4. Respondent understands that if he fails to comply with any of the terms of this settlement  
21 agreement, then the entire civil penalty, including the amount suspended, will be  
immediately due and payable.
- 22 5. Respondent understands and agrees that any violation of the terms of this Consent Order  
23 will result in further enforcement action.
- 24 6. Respondent understands and agrees that any violations of Building Code Division's  
25 statutes or rules not alleged in this Consent Order, whether committed before or after the  
execution of this order, may be the basis for further enforcement action.

- 1 7. Respondent understands the suspended civil penalty will be waived five years after the  
2 execution of this Consent Order, provided Respondent complies with its terms and has  
3 not committed any further violations of Building Codes Division's statutes or rules.  
4 8. Respondent has read and fully understands the terms of this Consent Order, freely and  
5 voluntarily consents to the entry of this order without further hearing, without any force  
6 or duress, and expressly waives all rights to a hearing or appeal in this matter.  
7 9. Respondent understands that, upon the signature of all parties, this Consent Order will be  
8 a FINAL ORDER.

7 **FOR THE RESPONDENT**

8   
9 Jerry Lee Mistretta

Date: 3-23-15, 2015

11 **FOR THE ELECTRICAL AND ELEVATOR BOARD**

12   
13 Roseanne Nelson for  
14 Chair  
15 Electrical and Elevator Board  
16 State of Oregon

Date: 4-7-15, 2015

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