

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

2
3 **IN THE MATTER OF:**

4 **ALPHA ELECTRIC CORP,**
5 **AN OREGON CORPORATION**

6 **RESPONDENT**

) **CONSENT ORDER**

) **CASE NO. 2012-0224**

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RECEIVED
BUILDING CODES

9 The Electrical and Elevator Board (Board) conducted an investigation and determined that
10 Respondent violated certain provisions of the Oregon Building Codes statutes and administrative
11 rules.

12 The parties desire to settle this matter informally. Respondent understands that it has the right to a
13 contested case hearing under the Administrative Procedures Act (Chapter 183), Oregon Revised
14 Statutes, and fully and finally waives the right to a hearing and any appeal therefrom by the signing
15 and entry of this Order in the Board's record. Respondent agrees to conduct all future business in
16 compliance with the applicable statutes, administrative rules, and specialty codes. Respondent
17 understands that this Order, once final, is a public record.

18 As evidenced by the authorized signatures on this Order, the Board finds and Respondent stipulates
19 to the entry of this Order and its following terms.

20 **FINDINGS OF FACT and CONCLUSIONS OF LAW**

- 21 1. On or about November 8, 2012, at 36735 Katrina Street, Sandy, Oregon, Respondent
22 allowed unlicensed employee Anton S. Rybak to install electrical wiring.
- 23 2. Between about November 8, 2012, and November 14, 2012, Respondent was twice notified
24 of the licensing requirements for electrical installations in the State of Oregon.
- 25 3. On or about November 14, 2012, at 14133 SE 139th Avenue, Happy Valley, Oregon,
Respondent allowed unlicensed employee Anton Dobrotolyubov to install electrical wiring.
4. On or about July 19, 2013, at 1925 SE Rex Street, Portland, Oregon, Respondent allowed
unlicensed employee Aleksandr Serov to install electrical wiring.
5. On or about July 19, 2013, at 1925 SE Rex Street, Portland, Oregon, Respondent allowed
unlicensed employee Alexandr Isakov to install electrical wiring.

- 1 6. Installing electrical wiring, as described above, is an electrical installation as defined in ORS
2 479.530(10).

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4 **WHAT THE LAW SAYS**

- 5 1. Under ORS 479.620(3), a person may not make an electrical installation without a
6 supervising or journeyman electrician's license.
7 2. Under OAR 918-282-0120(1), no person or entity shall allow any individual to perform
8 electrical work for which the individual is not properly registered or licensed.

9 **STIPULATED AGREEMENT**

10 Respondent and the Board, agree to resolve this matter, without a hearing, according to the
11 following terms and conditions:

- 12 (1) The Board hereby assesses a \$8,000 civil penalty for violation of OAR 918-282-0120(1)
13 of which \$5,000 will be suspended for a period of five years under the following terms:

14 (1.1) You agree to pay \$3,000 of the civil penalty. **(An invoice will be included
15 with your copy of the Final Order after it is signed by the Board.)**

- 16 (2) Respondent's Oregon Electrical contracting license no. C804 will be suspended for a
17 period of six (6) months beginning April 1, 2014.

- 18 (3) Respondent agrees to submit notification to the division of any employment changes
19 within five (5) business days of the event. Employment changes include the addition or
20 subtraction of personnel performing work that requires a license. Notification must
21 include the employee's name and license number.

- 22 (4) Respondent agrees not to commit further violations of Building Codes Division's
23 statutes or rules.

- 24 (5) Respondent understands and agrees that any violations of Building Code Division's
25 statutes or rules not alleged in this Order, whether committed before or after the
execution of this Consent Order, may be the basis for further enforcement action.

- (6) Respondent understands the suspended civil penalty will be waived five years after the
execution of this Consent Order, provided there is compliance with the order's terms and
there are no further violations of Building Codes Division's statutes or rules.

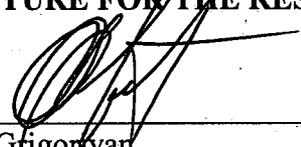
- (7) Respondent has read and fully understands the terms of this Consent Order, freely and
voluntarily consents to the entry of this Order without further hearing, without any force
or duress, and expressly waives all rights to hearing or appeal in this matter.

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

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

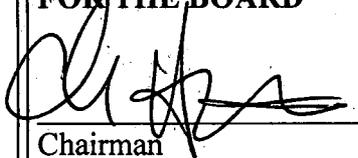
SIGNATURE FOR THE RESPONDENT



Date: 1/8/14

Robert G. Grigoryan,
Alpha Electric Corporation

FOR THE BOARD



for

Date: 1/9/14

Chairman
Electrical and Elevator Board
State of Oregon