

1 **BEFORE THE DIRECTOR OF THE DEPARTMENT OF CONSUMER AND BUSINESS**
2 **SERVICES**

3 **BUILDING CODES DIVISION**

FINAL ORDER

4 **STATE OF OREGON**

As of: July 11, 2013

5 **IN THE MATTER OF:**

6 **T.L. ELECTRICAL, LLC,**
7 **AN INACTIVE OREGON LIMITED**
8 **LIABILITY COMPANY**

9 **RESPONDENT**

)
) **NOTICE OF INTENT TO SUSPEND**
) **ELECTRICAL CONTRACTOR'S LICENSE**
) **NO. C579 AND FINAL ORDER ON DEFAULT**
)
) **CASE NO. 2013-0084**
)

10 Pursuant to OAR 918-030-0015(4) and ORS 455.129(2)(a) the Director of the
11 Department of Consumer and Business Services (Director) proposes to suspend Respondent's
12 electrical contractor's license no. C579.

13 **FINDINGS OF FACT**

14 (1) Respondent possesses electrical contractor's license no. C579.

15 (2) Respondent's Construction Contractors Board (CCB) license no. 189554 was
16 suspended on March 17, 2013.

17 (3) Respondent does not employ at least one full-time general supervising electrician.

18 **APPLICABLE LAW**

19 (1) Pursuant to OAR 918-030-0015(2), an electrical contractor is required to possess or
20 maintain an active CCB license.

21 (2) Pursuant to OAR 918-282-0010(1), an electrical contractor is required to employ at
22 least one full-time general supervising electrician.¹

23 **CONCLUSIONS OF LAW**

24 (1) By not possessing an active CCB license, as outlined in the Findings of Fact,
25 Respondent is in violation of OAR 918-030-0015(2).

¹ Additionally, pursuant to OAR 918-282-0015(4), Electrical contractors shall notify the division in writing who their signing supervising electrician is within five days of entering into a termination of that relationship.

1 (2) By not employing at least one full-time general supervising electrician, as outlined in
2 the Findings of Fact, Respondent is in violation of OAR 918-282-0010(1) and OAR 918-282-
0015(4).

3 **ORDER**

4 Pursuant to OAR 918-030-0015(4) and ORS 455.129(2)(a), the Director suspends
5 Respondent's electrical contractor's license, no. C579, as long it remains in violation of OAR
6 918-030-0015(2), OAR 918-282-0010(1) and OAR 918-282-0015(4).

7 **NOTICE OF RIGHT TO HEARING**

8 Respondent is entitled to a hearing as provided by the Administrative Procedures Act, Oregon
9 Revised Statutes, Chapter 183. If Respondent requests a hearing, the request must be in writing
10 and filed with the Division. The postmarked date on the request for hearing must be no later than
11 20 days from the date the Notice of Intended Action (Notice) is served on the Respondent. If
this Notice was served to Respondent in person, the service date is the date Respondent received
this Notice. If this Notice was served through the mail, the service date is the day the Notice was
mailed, not the day Respondent received it.

12 If a request for hearing is not received with a postmark dated within 20 days, Respondent's right
13 to a hearing is considered waived unless the failure to request a hearing was beyond
14 Respondent's reasonable control. Mail hearing requests to Building Codes Division,
Enforcement Section, P.O. Box 14470, Salem, Oregon, 97309.

15 Respondent has the right to be represented by legal counsel. ORS 183.457 provides that a
16 corporation may be represented by an authorized representative at the hearing. If Respondent
17 requests a hearing, Respondent will be notified of the time and place of the hearing and be given
information on procedures, right of representation and other rights of parties relating to the
hearing before it begins.

18
19 Dated this 21 day of May, 2013

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21 Andrea Simmons for
22 Director
23 Department of Consumer and Business Services
24 State of Oregon
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