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CONCLUSIONS OF LAW

1. The installation of electrical wall-mounted alarm system control panels, and wireless receivers and sirens is an electrical installation as defined in ORS 479.530(10).
2. By installing an electrical wall-mounted alarm system control panel, wireless receiver and siren, without an Oregon supervising or journeyman electrician's license, Respondent violated ORS 479.620(3).

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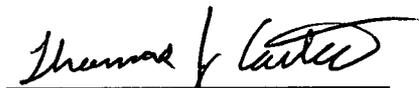
SETTLEMENT AGREEMENT

Respondent and the Electrical and Elevator Board agree to resolve this matter without a hearing with the entry of this consent order subject to the following terms and conditions:

- 9 1. The Board hereby assesses a civil penalty of \$4,000 for violating ORS 479.620(3) on two
10 occasions, of which \$3,500 will be suspended for a period of five years under the
11 following terms:
 - 11.1 Respondent agrees to pay the remaining \$500 of the civil penalty.
*(The invoice will be included with your copy of the Final Order after it is signed
12 by the Board.)*
 - 13 1.1. Respondent agrees to pay the entire \$500 postmarked by the 25th day of the
14 month after this consent order becomes final. As long as the payment is received
15 in a timely manner, there shall be no interest added to Respondent's balance.
 - 16 1.2. If Respondent fails to make the payment or otherwise defaults on any term of this
17 Settlement Agreement, the case will be turned over to the Department of
18 Consumer and Business Services collections department for collection of the
19 entire \$4,000 civil penalty, along with interest and applicable fees.
- 20 2. Respondent agrees if a final order is issued by a board or the Director finding Respondent
21 violated any of Building Codes Division's statutes or rules within five years from the date
22 this order was signed by the Board, then Respondent will pay any subsequent penalty and
23 the suspended penalty from this order.
- 24 3. Respondent agrees not to commit further violations of Building Codes Division's statutes
25 or rules.
4. Respondent understands that if he fails to comply with any of the terms of this settlement
agreement, then the entire civil penalty, including the amount suspended, will be
immediately due and payable. Failure to comply includes failure to pay the civil penalty
amount on the Final Demand Notice by the due date, or failure to make payments
according to the terms of any payment arrangement or Final Demand Notice.
5. Respondent understands and agrees any violation of the terms of this consent order will
result in further enforcement action.

- 1 6. Respondent understands and agrees that any violations of Building Code Division's
2 statutes or rules not alleged in this order, whether committed before or after the execution
3 of this consent order, may be the basis for further enforcement action.
- 4 7. Respondent understands the suspended civil penalty will be waived five years after the
5 execution of this consent order, provided Respondent complies with its terms and has not
6 committed any further violations of Building Codes Division's statutes or rules.
- 7 8. Respondent has read and fully understands the terms of this consent order, freely and
8 voluntarily consents to the entry of this order without further hearing, without any force
9 or duress, and expressly waives all rights to a hearing or appeal in this matter.
- 10 9. Respondent understands that, upon the signature of all parties, this consent order will be a
11 FINAL ORDER.
- 12 10. Respondent further agrees by signing this consent order that he is the Respondent or
13 authorized representative for the Respondent in this matter.

14 **FOR THE RESPONDENT**

15 
16 _____
17 Thomas J. Carter

18 Date: 6/20, 2014

19 **FOR THE BOARD**

20 
21 _____ for
22 Chair
23 Electrical and Elevator Board
24 State of Oregon

25 Date: 7-1-, 2014