

1 other license regulated by ORS chapter 455, "engaging in the business" means to advertise
2 or solicit, contract or agree to perform, or to perform work for which a license or permit is
3 required under Oregon law, including but not limited to a single instance.

4 CONCLUSIONS OF LAW

- 5 1. By advertising to perform plumbing work, Respondent engaged in the business of a
6 plumbing contractor under OAR 918-030-0010(8).
- 7 2. By engaging in the business of a plumbing contractor without holding a plumbing contractor
8 license, Respondent violated ORS 447.040(1).

9 ORDER

- 10 1. The Board hereby assesses a total civil penalty of \$3,000 against Respondent for violating
11 ORS 447.040(1) as follows:
 - 12 a. \$2,750 of the total civil penalty will be suspended for a period of five years if there is
13 compliance with all other terms of this Consent Order.
 - 14 b. Respondent agrees to pay the remaining \$250 of the civil penalty. Respondent's
15 payment shall be postmarked no later than the 25th day of the month following the
16 month in which this Consent Order becomes a final order. *(An invoice will be*
17 *included with Respondent's copy of the final order after the Director signs it.)*
18 Payment shall be mailed to Department of Consumer and Business Services, Fiscal
19 Services Section, P.O. Box 14610, Salem, OR 97309-0445.
 - 20 c. Respondent understands the suspended civil penalty (\$2,750) will be considered
21 satisfied five years after this Consent Order becomes a final order, provided
22 Respondent complies with its terms and has not committed any further violations of
23 the Division's statutes and rules within that five-year period. Respondent
24 understands and agrees that if Respondent does not comply with the terms of this
25 Consent Order or if Respondent commits any further violations of the Division's

1 statutes or rules within the five-year period, then the entire civil penalty, including
2 any suspended amount, will become immediately due and payable. Failure to comply
3 with this Consent Order includes, but is not limited to, failure to pay the civil penalty
4 amount due by the due date.

- 5 2. Respondent agrees to fully cooperate with the Division's enforcement efforts in other cases
6 that rely on the facts underlying this case. Cooperation may include, but may not be limited
7 to, making sworn statements or testifying in administrative hearings.
- 8 3. Respondent understands that further enforcement action may be taken for any violation of
9 the Division's statutes or rules not alleged in this Consent Order, whether committed before
10 or after the execution of this Consent Order, and/or for any violation of the terms of this
11 Consent Order.
- 12 4. Respondent understands that failure to comply with this Consent Order may be used as a
13 basis for the denial of future license, certificate, registration, or other applications, or for the
14 refusal to renew the same; for the suspension, revocation, or conditioning of a license,
15 certificate, or registration issued by the Division or other state agencies; and/or for any other
16 reason provided for in law.
- 17 5. Respondent understands that this Consent Order is a public record.
- 18 6. Respondent has read and fully understands the terms of this Consent Order, freely and
19 voluntarily consents to the entry of this Consent Order without any force or duress, and
20 expressly waives all rights to hearing or judicial review in this matter.

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7. Respondent understands that, upon signature of all parties, this Consent Order will be a Final Order.

Michael Woogerd It is so agreed this 20 day of October, 2015.
Michael Woogerd
Manager, registered agent, and authorized representative
Complete Plumbing, LLC

Andrea Simmons for It is so agreed this 20th day of October, 2015.
Chair
State Plumbing Board
State of Oregon