

BEFORE THE ELECTRICAL AND ELEVATOR BOARD OF THE STATE OF OREGON

IN THE MATTER OF:

DOUGLAS L. PETERSON,  
AN INDIVIDUAL,

RESPONDENT.

NOTICE OF PROPOSED REVOCATION  
OF JOURNEYMAN ELECTRICIAN  
LICENSE NUMBER 26973J

NOTICE OF FINAL ORDER ON DEFAULT

BCD CASE C2016-0109

**IF YOU DO NOT REQUEST A HEARING IN WRITING WITHIN 20 DAYS  
OF THE POSTMARK DATE OF THIS NOTICE,  
THIS NOTICE WILL BECOME A FINAL ORDER.**

More information about this Notice and how to request a hearing is included below.

Pursuant to Oregon Revised Statutes (ORS) 455.129(2)(c) and (2)(h) the Electrical and Elevator Board of the State of Oregon (Board) proposes to revoke the journeyman electrician license (number 26973J) of Douglas L. Peterson (Respondent) for the reasons identified below.

### FINDINGS OF FACT

1. On or about June 11, 2013, Respondent applied for an Oregon journeyman electrician license based on reciprocity between Oregon and Idaho.
2. On or about July 23, 2013, the Building Codes Division (Division), acting on behalf of the Board, notified Respondent that his application would be denied within sixty (60) days if Respondent did not provide additional documentation to complete his application. Specifically, the Division notified Respondent that he was required to submit proof of six (6) months (1,000 hours) of employment within the state of Idaho.
3. Respondent did not provide the requested information to the Division, nor has Respondent submitted a reapplication.
4. On or about April 26, 2016, the Division, on behalf of the Board, erroneously issued journeyman electrician license number 26973J to Respondent. That license should have



1 registration for those reasons enumerated in ORS 455.129(2).

2 **CONCLUSIONS OF LAW**

- 3 1. By failing to prove that he had worked a minimum of six (6) months (1,000 hours) under a  
4 journeyman electrician license in Idaho, Respondent failed to qualify for a reciprocal license  
5 under OAR 918-030-0045(3)(c).
- 6 2. By failing to satisfy the requirements set forth under OAR 918-030-0045(3)(c), Respondent  
7 filed an application for a license that, as of the date the license was issued, was incomplete  
8 in a material respect. Accordingly, that license may be revoked under ORS 455.129(2)(c).
- 9 3. By failing to satisfy the requirements set forth under OAR 918-030-0045(3)(c), Respondent  
10 failed to meet a condition or requirement to obtain or maintain a journeyman electrician  
11 license. Accordingly, that license may be revoked under ORS 455.129(2)(h).
- 12 4. The Board may revoke Respondent's journeyman electrician license number 26973J for  
13 failing to comply with ORS 455.129(2)(c) and (2)(h).

14 **ORDER**

15 Pursuant to ORS 455.129(2)(c), (2)(h), and (3)(b), the Board revokes Respondent's  
16 journeyman electrician license number 26973J commencing on the date of entry of a final order in  
17 this matter.

18 **NOTICE OF RIGHT TO HEARING**

19 Respondent is entitled to a hearing as provided by the Administrative Procedures Act, ORS  
20 chapter 183. If Respondent requests a hearing, the request must be in writing and postmarked no  
21 later than 20 days from the date of service of this Notice. If the Notice was served on Respondent in  
22 person, the date of service is the date Respondent received the Notice. If the Notice was served  
23 through the mail, the date of service is the day the Notice was mailed, not the day it was received by  
24 the Respondent. If a request for hearing is not received within the 20-day period, Respondent's right  
25 to a hearing shall be considered waived. Mail hearing requests to Building Codes Division,

1 Enforcement Section, P.O. Box 14470, Salem, Oregon, 97309.

2 Respondent may be represented by legal counsel. Pursuant to ORS 183.457 and OAR 918-  
3 001-0030, a corporate Respondent may be represented by an authorized representative at the  
4 hearing. If Respondent requests a hearing, Respondent will be notified of the time and place of the  
5 hearing. The Division will give Respondent information on the procedures, right of representation,  
6 and other rights of parties relating to the conduct of the hearing before the commencement of the  
7 hearing.

### 8 **NOTICE TO ACTIVE DUTY SERVICEMEMBERS**

9 Active duty servicemembers have a right to stay proceedings under the Federal  
10 Servicemembers Civil Relief Act. Contact the Oregon State Bar at 800-452-8260 or the Oregon  
11 Military Department at 800-452-7500 for more information. If Respondent needs help finding legal  
12 assistance, visit the United States Armed Forces Legal Assistance Legal Services Locator website at  
13 <http://legalassistance.law.af.mil/content/locator.php>.

### 14 **NOTICE OF FINAL ORDER**

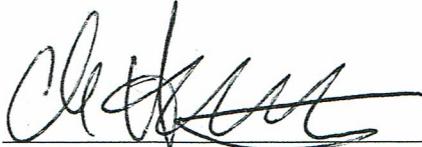
15 This Notice will become a final order by default if Respondent does any of the following:  
16 fails to request a hearing in writing within 20 days from the date of service of this Notice;  
17 withdraws a hearing request; notifies the Building Codes Division or the administrative law judge  
18 that Respondent will not appear at a scheduled hearing; or fails to appear at a scheduled hearing. If  
19 this Notice becomes a final order by default, the Division's file on the matter, including all  
20 materials submitted by Respondent, becomes the record for the purpose of establishing a prima  
21 facie case.

### 22 **RIGHT TO JUDICIAL REVIEW**

23 Respondent is entitled to judicial review of a final order in this matter. Judicial review may  
24 be obtained by filing a petition for review with the Oregon Court of Appeals within 60 days after a  
25 final order is served upon Respondent. See ORS 183.482. If a final order is served on Respondent in

1 person, the date of service is the date Respondent receives the order. If a final order is served  
2 through the mail, the date of service is the day the order is mailed, not the day it is received by the  
3 Respondent. If Respondent does not file a petition for judicial review within the 60-day time  
4 period, Respondent will lose the right to appeal. The phone number for the Oregon Court of  
5 Appeals is 503-986-5555.

6 **FOR THE ELECTRICAL AND ELEVATOR BOARD OF THE STATE OF OREGON**

7  for Date: 5/10/16  
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9 Chair  
10 Electrical and Elevator Board  
11 State of Oregon  
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