

BEFORE THE ELECTRICAL AND ELEVATOR BOARD OF THE STATE OF OREGON

IN THE MATTER OF:

) **CONSENT ORDER**

**EDGAR ZUI PERZZ,
AN INDIVIDUAL**

) **CASE NO. 2013-0040**

RESPONDENT

The Electrical and Elevator Board (Board) conducted an investigation and determined that you violated certain provisions of the Oregon Building Codes statutes, administrative rules, and specialty codes.

The parties desire to settle this matter informally. You understand that you have the right to a contested case hearing under the Administrative Procedures Act (Chapter 183), Oregon Revised Statutes, and fully and finally waive the right to a hearing and any appeal therefrom by the signing and entry of this Order in the Board's record. You agree to conduct all future business in compliance with the applicable statutes, administrative rules, and specialty codes. You understand that this Order, once final, is a public record.

As evidenced by the authorized signatures on this Order, the Board finds and you stipulate to the entry of this Order and its following terms.

FINDINGS OF FACT and CONCLUSIONS OF LAW

1. On or about January 28, 2013, at 521 6th Street, Umatilla, Oregon, you installed electrical conduit and wiring, wall outlet receptacles and switches, recessed ceiling lighting, and illuminated exit sign lighting, without a supervising or journeyman electrician's license.
2. The installations of electrical conduit and wiring, wall outlet receptacles and switches, recessed ceiling lighting, and illuminated exit sign lighting are electrical installations, as defined in ORS 479.530(10).

WHAT THE LAW SAYS

(1) Under ORS 479.620(3), a person may not make any electrical installation without a supervising or journeyman electrician's license.

STIPULATED AGREEMENT

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

(1) The Board hereby assesses a \$2,000 civil penalty for violation of ORS 479.620(3) of which \$1,750 will be suspended for a period of five years under the following terms:

(1.1) You agree to pay \$250 of the civil penalty. (An invoice will be included with your copy of the Final Order after it is signed by the Board.)

(2) You agree not to commit further violations of Building Codes Division's statutes or rules.

(3) You understand that if you fail to comply with any of the terms of this consent agreement that 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 within ten (10) days of the due date.

(4) You understand and agree any violation of the terms of this Consent Order will result in further enforcement action.

(5) You understand and agree that any violations of Building Code Division's 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) You understand the suspended civil penalty will be waived five years after the execution of this Consent Order, provided you comply with the order's terms and have not committed any further violations of Building Codes Division's statutes or rules.

(7) You have read and fully understand the terms of this Consent Order, freely and voluntarily consent to the entry of this Order without further hearing, without any force or duress, and expressly waive all rights to hearing or appeal in this matter.

(8) You understand 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

Edgar Zui Perzz
Edgar Zui Perzz

Date: 01-17-14

FOR THE ELECTRICAL AND ELEVATOR BOARD

[Signature] for
Chairman
Electrical and Elevator Board
State of Oregon

Date: 1/22/14

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