



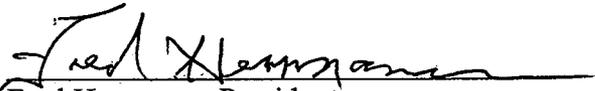
## SETTLEMENT AGREEMENT

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

1. The Board hereby assesses a civil penalty of \$1,000 for violating ORS 479.550(1), of which \$750 will be suspended for a period of five years under the following terms:
  - 1.1 Respondent agrees to pay the remaining \$250 of the civil penalty.  
*(The invoice will be included with your copy of the Final Order after it is signed by the Board.)*
  - 1.1. Respondent agrees to pay the entire \$250 postmarked by the 25th day of the month after this consent order becomes final. As long as the payment is received in a timely manner, there shall be no interest added to Respondent's balance.
  - 1.2. If Respondent fails to make the payment or otherwise defaults on any term of this Settlement Agreement, the case will be turned over to the Department of Consumer and Business Services collections department for collection of the entire \$1,000 civil penalty, along with interest and applicable fees.
2. Respondent agrees if a final order is issued by a board or the Director finding Respondent violated any of Building Codes Division's statutes or rules within five years from the date this order was signed by the Board, then Respondent will pay any subsequent penalty and the suspended penalty from this order.
3. Respondent agrees that any further electrical or plumbing repairs or installations on the subject property will be performed by licensed contractors, under the applicable permit when required.
4. Respondent and all of its employees agree to no longer perform electrical and plumbing installations on the subject property unless Respondent or employees individually possess appropriate trade licenses.
5. Respondent agrees not to commit further violations of Building Codes Division's statutes or rules.
6. 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.
7. Respondent understands and agrees that any violation of the terms of this consent order will result in further enforcement action.
8. Respondent understands and agrees 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.

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

11 **FOR THE RESPONDENT**

12   
13 Fred Herrmann, President  
14 S & G Foods, Inc.

15 Date: 3-5, 2015

16 **APPROVED AS TO FORM**

17   
18 Gerald M. Shean III, Attorney for Respondent

19 Date: 3-5, 2015

20 **FOR THE BOARD**

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

25 Date: March 13, 2015