



New Jersey Office of the Attorney General



Division of Consumer Affairs
Board of Examiners of Electrical Contractors
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988th BUSINESS MEETING OF THE BOARD OF
EXAMINATIONS OF ELECTRICAL CONTRACTORS
(PUBLIC SESSION) - - - APRIL 10, 2024

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The Board Minutes of April 10, 2024, have not been formally approved and are subject to change or modification by the Public Body at its next meeting of May 8, 2024, or soon thereafter as it may be considered. All requirements of the "Open Public Meetings Act" have been complied with according to N.J.S.A. 10:4-6.

The April 10, 2024, meeting of the Board of Examiners of Electrical Contractors was held virtually as permitted by the OPMA and began at 9:00 A.M. Pursuant to the OPMA, N.J.S.A. 10:4-9.1, notice was provided electronically within 48 hours of the scheduled meeting. The meeting began at 9:00 A.M. and was accessed by the public via the (now inactive) link:

Join ZoomGov Meeting

<https://njoag.zoomgov.com/j/1617647346?pwd=UkxuZjZ2RXB3UjlyYk8wR0NlcmFNZz09>

Meeting ID: 161 764 7346

Passcode: 381128

Dial by your location

- 833 435 1820 US Toll-free
- 833 568 8864 US Toll-free

Any public comments were submitted by 2:00 P.M. on April 9, 2024, by e-mailing Philameana L. Tucker, Executive Director, at tuckerp@dca.njoag.gov. The Board made its best efforts to read any comments received during the meeting.

The Board saluted the Flag.

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ROLL CALL

Mr. Joseph P. Schooley, Chairman
Mr. James H. Flaherty
Mr. Constantinos Papademas
Mr. Gino Pasqualone
Mr. Anthony L. Anzelone

Also in attendance:

Joseph Donofrio, Deputy Attorney General, Division of Law
John Passante, Deputy Attorney General, Division of Law
Philameana L. Tucker, Executive Director
Sadiqa Roe, Government Representative
Kathleen Moran, Administrative Assistant
Koi Nivins, Administrative Assistant
Brenda Daughtry, Administrative Assistant
Nicole Parelli, Regulatory Analyst

Five (5) guests attended the meeting.

Nicole Parelli, Regulatory Analyst, discussed with the Board it's request to amend N.J.A.C. 13:31-5.5(a) (1) that states a qualified journeyman electrician must complete 15 hours of continuing education on the most recent edition of the National Electrical Code. The 15 credit hours shall be conducted in-person. Webinars and electronic media distance learning courses shall not satisfy this requirement.

Mr. Schooley stated that there was a misunderstanding when the regulations were drafted. The Board feels that it would be an extreme burden for journeyman, and their employers, for a journeyman to take a day off from work to take continuing education courses in a classroom setting.

Mr. Schooley also stated the Board would like to amend the regulations to reflect that journeyman can take webinars.

DAG Donofrio stated the Board would like the journeyman CE regulations to mirror the continuing education requirements for electrical contractors. The Board does allow journeyman to take the nine hours of code changes and one hour of laws, rules, and regulations towards their CE requirement. However, should the journeyman take that particular course, the course must be taken in person.

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DAG Donofrio also stated if a journeyman takes a self-study course, no more than two hours can be taken at a time. If the journeyman takes a live webinar course, no more than eight hours can be taken in one day.

Mr. Schooley stated he would like to appoint a committee to draft language to amend the regulations. Mr. Schooley also stated that he and Mr. Flaherty will be on the committee.

Mr. Papademas stated his concern is with sponsors that hold a hybrid class and a webinar class synchronously. Mr. Papademas also stated courses must be on the most recent edition of the code.

Motion made by Mr. Anthony L. Anzelone and seconded by Mr. Constantinos Papademas, and unanimously passed, that Mr. Schooley and Mr. Flaherty form a committee to draft a proposal to amend N.J.A.C. 13:31-5.5(a).

Motion made by Mr. Constantinos Papademas and seconded by Mr. Gino Pasqualone, and unanimously passed, to approve the Minutes of the 986th Open Session Business Meeting held February 14, 2024.

Motion made by Mr. Constantinos Papademas and seconded by Mr. Gino Pasqualone, and unanimously passed, to approve the Minutes of the 987th Open Session Business Meeting held March 13, 2024.

Motion made by Mr. Constantinos Papademas and seconded by Mr. Gino Pasqualone, and unanimously passed, to approve (15) Initial Licenses which will expire on March 31, 2027.

Motion made by Mr. Constantinos Papademas and seconded by Mr. Gino Pasqualone, and unanimously passed, to approve (14) Initial Business Permits which will expire on March 31, 2027.

Motion made by Mr. Gino Pasqualone and seconded by Mr. Constantinos Papademas, and unanimously passed, to approve (4) Initial Business Permits Previously Issued effective April 10, 2024 to March 31, 2027.

Motion made by Mr. Gino Pasqualone and seconded by Mr. Constantinos Papademas, and unanimously passed, to approve (5) of the (6) Changes in Business Permits effective April 10, 2024 to March 31, 2027. (#5 is being held pending further review).

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Online payments in the amount of \$211.76 and two payments of \$205.88 received from Giuseppe M. Catalano, License #16777, t/a Elite Electrical & Lighting Contracting, LLC, as the second, third and fourth installments of a civil penalty in the amount of \$3,500.00 for violation of N.J.A.C. 13:31-3.3(c) (1). Payments started November 30, 2023 and the balance due is \$2,676.48.

The Board accepted the payments.

Check in the amount of \$200.00 received from Giovanni Dituri, License #16992, t/a E N E L Electrical Corp., as the third installment of a civil penalty in the amount of \$2,000.00 for violation of N.J.A.C. 13-31-3.3(c)(3). Payments started January 18, 2024 and the balance due is \$1,400.00.

The Board accepted the payment.

Online final payment received from Nicholas A. Fadelici, License #15648, t/a Fedco Electric Inc., (\$3,000.00) for violation of N.J.A.C. 13:31-3.3(c) (1).

The Board accepted the payment.

Online final payment received from Thomas S. Ferrie, License #16931, t/a Mulvihill Electrical Enterprises Inc., (\$5,000.00) for violation of N.J.A.C. 13:31-3.3(c) (1).

The Board accepted the payment.

Money Order in the amount of \$200.00 received from Joseph Gornicz, License #16039, t/a Mid-State Services, Inc., as the twentieth and final payment of a civil penalty in the amount of \$4,000.00 for violation of N.J.A.C. 13:31-3.3(c) (1).

The Board accepted the payment.

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Check in the amount of \$2,000.00 received from Michael Groarke, License #8929, t/a Norwood Electric Inc., as the first and final payment of a civil penalty in the amount of \$2,000.00 for violation of N.J.A.C. 13:31-3.3(c) (1).

The Board accepted the payment.

Cashier's Check in the amount of \$2,000.00 received from Thomas M. Haiber, License #13434, t/a Haiber Electric Company, as the first and final payment of a civil penalty in the amount of \$2,000.00 for violation of N.J.A.C. 13:31-3.3 (c) (1).

The Board accepted the payment.

Online final payment of a civil penalty received from Anthony D. Holcomb, License #16067, t/a Holcomb Electric, (\$3,000.00) for violation of N.J.A.C. 13:31-3.3(c) (1).

The Board accepted the payment.

Money Order in the amount of \$200.00 received from Nicolas A. Lordo, License #12001, t/a Terrapin Electric, Inc., as the fifth installment of a civil penalty in the amount of \$3,000.00 for violation of N.J.A.C. 13-31-3.3(c) (3). Payments started November 10, 2023 and the balance due is \$2,000.00.

The Board accepted the payment.

Check in the amount of \$300.00 received from Kevin R. Lyle, License #16297, t/a Lyle Electric, as the sixteenth and final payment of a civil penalty in the amount of \$4,000.00 for violation of N.J.A.C. 13:31-3.3(c) (1).

The Board accepted the payment.

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Check in the amount of \$150.00 received from Daniel M. McGaw, License #18019, as the twelfth installment of a civil penalty in the amount of \$3,000.00 for the violation of N.J.A.C. 13:31-3.3 (c)(1). Payments started August 3, 2022 and the balance due is \$750.00.

The Board accepted the payment.

Check in the amount of \$200.00 received from Anthony McFadden, Jr., License #11882, as the sixth and final payment of a civil penalty in the amount of \$1,200.00 for violation of N.J.A.C. 13:31-3.3(c) (1). Payments started October 4, 2023 and the balance due is \$400.00.

The Board accepted the payment.

Check in the amount of \$150.00 received from John P. Mitacek, License #15049, t/a JMCC Electrical Contracting, Corp., as the seventeenth installment of a civil penalty in the amount of \$3,000.00 for violation of N.J.A.C. 13:31-3.3(c)(1). Payments started November 2, 2022 and the balance due is \$450.00.

The Board accepted the payment.

Check in the amount of \$3,000.00 received from Gerard M. Polidoro, License #9365, t/a Alpine Electric, as the first and final payment of a civil penalty in the amount of \$3,000.00 for violation of N.J.A.C. 13:31-3.3(c) (3).

The Board accepted the payment.

Check in the amount of \$1,500.00 received from Edward A. Riordan, License #4766, t/a E.A.R. Electric, Inc., as the first and final payment of a civil penalty in the amount of \$1,500.00 for the violation N.J.A.C. 13:31-3.3(c) (1).

The Board accepted the payment.

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Online final payment received from Christian F. Rupp, IV, License #8149, t/a C R Electrical Contracting, (\$2,700.00) for the violation of N.J.S.A. 45:5A-9.

The Board accepted the payment.

Money Order in the amount of \$200.00 received from Anthony W. Silva, License #16837, t/a Custom Electric and Security, as the ninth payment of a civil penalty in the amount of \$3,000.00 for violation of N.J.A.C. 13:31-3.3(c) (1). Payments started April 27, 2023 and the balance due is \$1,100.00.

The Board accepted the payment.

The Board reviewed an Application to Reactivate an Inactive Electrical Contractor's License #12969 received from David Newhouse.

Office files reflect Mr. Newhouse chose inactive status on March 27, 2006.

Office files also reflect Mr. Newhouse failed to return the pressure seal issued to D Newhouse Electrical Contractor.

Motion made by Mr. James H. Flaherty and seconded by Mr. Gino Pasqualone, and unanimously passed, that this matter be discussed in Executive Closed Session.

The Board reviewed an Application to Reactivate an Inactive Electrical Contractor's License #16761 received from Michael D'Egidio.

Office files reflect Mr. D'Egidio chose inactive status on March 31, 2015.

Office files also reflect Mr. D'Egidio never held a business permit.

Motion made by Mr. Gino Pasqualone and seconded by Mr. Constantinos Papademas, and unanimously passed, that this matter be discussed in Executive Closed Session.

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The Board reviewed an Application to Reactivate an Inactive Electrical Contractor's License #13147 received from Adolfo Montero.

Office files reflect Mr. Montero chose inactive status on March 14, 2023.

Office files also reflect Mr. Montero never held a business permit.

Motion made by Mr. Gino Pasqualone and seconded by Mr. Anthony L. Anzelone, and unanimously passed, to reactivate Mr. Montero's License #13147 as he has demonstrated to the Board's satisfaction that he meets the requirement for reactivation.

The Board reviewed an Application to Reinstate Class A Journeyman Electrician License #510 received from Stephen M. Killion

Office files reflect that Mr. Killion's Registration #510 expired on December 31, 2015.

Motion made by Mr. Gino Pasqualone and seconded by Mr. Anthony L. Anzelone, and unanimously passed, to reinstate Mr. Killion's License #510 as he has demonstrated to the Board's satisfaction that he meets the requirement for reinstatement.

The Board requested that a letter be sent to the sponsor that issued Mr. Killion's continuing education course certificates requesting that he explain why the certificates are not signed and do not include Mr. Killion's license number.

The Board reviewed an Application for Continuing Education Course/Seminar approval received from Jim Dunn, Warshauer Electric Supply, requesting approval for one (1) new instructor to teach (1) new course.

Motion made by Mr. Gino Pasqualone and seconded by Mr. Anthony L. Anzelone, and unanimously passed, to approve one (1) new course and one (1) new instructor.

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The Board reviewed an Application for Continuing Education Course/Seminar approval received from Rebecca Noyes requesting approval of one (1) previously approved instructor to teach three (3) new courses.

Motion made by Mr. Gino Pasqualone and seconded by Mr. Anthony L. Anzelone, and unanimously passed, to approve one (1) previously approved instructor to teach three (3) new courses.

The Board reviewed an Application for Continuing Education Course/Seminar approval received from Elisa Sellars requesting approval of twelve (12) previously approved instructors and nine (9) new instructors to teach eight (8) courses.

Motion made by Mr. Gino Pasqualone and seconded by Mr. Anthony L. Anzelone, and unanimously passed, that Ms. Sellars be requested to resubmit the continuing education application. The course hours listed on the continuing education application do not equate to the course hours listed on the course outlines. In addition, Ms. Sellars did not list the instructors to be approved under some of the course titles on the application. Ms. Sellars will also be advised that the Board does not allow a quiz/exam to be part of the instructional hours and should not be a requirement in order for the licensee to receive a certificate.

Letter dated February 22, 2024 received from Joseph Gallini Jr., License #4028, requesting a waiver of his Continuing Education Courses required for the 2021 renewal period pursuant to N.J.A.C. 13:31-1.7 (g) due to illness.

Motion made by Mr. Gino Pasqualone and seconded by Mr. Anthony L. Anzelone, and unanimously passed, that this matter be discussed in Closed Session for further investigation and advice of counsel.

Letter received March 20, 2024, from Nicholas Sedeyn, License #15546 (Inactive), requesting to be allowed to take the nine hours of code changes and one hour of laws, rules, and regulations virtually due to his medical condition.

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Motion made by Mr. Gino Pasqualone and seconded by Mr. Anthony L. Anzelone, and unanimously passed, that this matter be discussed in Closed Session for further investigation and advice of counsel.

Let the record reflect that Charles Manning, Regulatory Analyst, was not able to appear before the Board to discuss the new law regarding electronic permit processing review system established by the Commissioner of Community Affairs.

This discussion will be rescheduled.

Mrs. Tucker stated she has nothing to report to the Board.

Motion made by Mr. Gino Pasqualone and seconded by Mr. Constantinos Papademas, and unanimously passed, to go into Executive Closed Session to consider and to review consumer complaints, investigative reports and other information received pursuant to the Board's investigative authority in order to determine whether violations of the law, including Board regulations have occurred. The results of the deliberations will be made known when and if the Board determines to initiate disciplinary action or other law enforcement action.

Meeting adjourned at 2:30 P.M.

A Zoom Appointment and Business Meeting is scheduled for Wednesday, May 8, 2024 at 9:00 A.M.

Respectfully submitted,

Philameana L. Tucker
Executive Director