



New Jersey Office of the Attorney General

Division of Consumer Affairs
Board of Examiners of Electrical Contractors
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978TH BUSINESS MEETING OF THE BOARD OF
EXAMINERS OF ELECTRICAL CONTRACTORS
(PUBLIC SESSION) - - - MAY 10, 2023

The Board Minutes of May 10, 2023, have not been formally approved and are subject to change or modification by the Public Body at its next meeting of June 14, 2023, 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 May 10, 2023, meeting of the Board of Examiners of Electrical Contractors was not held at 124 Halsey Street, but remotely. Pursuant to 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 and was accessed by the public via the (now inactive) link:

Join ZoomGov Meeting

<https://njoag.zoomgov.com/j/1610188139?pwd=TGNZdy9uTGI5QmF6L3lscFI5MFoydz09>

Meeting ID: 161 018 8139
Passcode: 541243
Dial by your location
833 568 8864 US Toll-free
833 435 1820 US Toll-free

Any public comments were submitted by 2:00 P.M. on May 9, 2023, 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 notice of the meeting has been mailed to the Newark Star Ledger, Camden Courier Post, and the Trenton Times, and also notice has been posted on the Bulletin Board at the office of the Secretary of State, Trenton, New Jersey.

May 10, 2023

The Board saluted the Flag.

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
- Philameana L. Tucker, Executive Director
- Kathleen Moran, Administrative Assistant
- Sadiqa Roe, Government Representative
- Megan Cordomo, Section Chief, Division of Law
- Carmen Rodriguez, Deputy Attorney General, Division of Law

There were also six (6) guests in attendance.

Section Chief Meghan Cordoma, Division of Law, stated the Division of Law has experienced a turnover of attorneys and there will be additional turn over as the present attorneys retire. Section Chief Cordoma also stated that the Division councils fifty professional boards and in order to make sure we do not lose the institutional knowledge, we are transitioning to work together as teams. Section Chief Cordoma further stated that we will have four additional DAGs who will learn and help support the Boards. The team of deputies, which we hope to expand, will have a group of Boards; however, the Board can always reach out to her or Steve Flanagan at any time for assistance.

Section Chief Cordoma stated the Division decided to undergo this transition as we did not want to lose the institutional knowledge.

Mr. Schooley stated that the Boards are in need of additional full time staff; the idea of everyone knowing everyone's job is an issue.

Section Chief Cordoma stated the hiring of temporary employee is beyond the division's control.

Mr. Schooley stated DAG Donofrio does a phenomenal job; however, the administrative stresses on the Electrical Board is growing by leaps and bounds.

May 10, 2023

Mr. Anzelone abstained from the following motion:

Motion made by Mr. Constantinos Papademas and seconded by Mr. Gino Pasqualone, and passed, to approve the Minutes of the 976th Open Session Business Meeting held March 15, 2023.

Motion made by Mr. Constantinos Papademas and seconded by Mr. James H. Flaherty, and unanimously passed, to approve (14) Initial Licenses which will expire on March 31, 2024.

Motion made by Mr. Anthony L. Anzelone and seconded by Mr. Constantinos Papademas, and unanimously passed, to approve (13) Initial Business Permits which will expire on March 31, 2024.

Motion made by Mr. Gino Pasqualone and seconded by Mr. Constantinos Papademas, and unanimously passed, to hold in abeyance (1) Initial Business Permit Previously Issued. (#1 is held in abeyance pending further review).

Motion made by Mr. James H. Flaherty and seconded by Mr. Constantinos Papademas, and unanimously passed, to approve (2) Changes in Business Permits effective May 10, 2023 to March 31, 2024.

Checks in the amount of \$150.00 each received from Todd Ciamei, License #16604, as the fifth and sixth installment of a civil penalty in the amount of \$2,000.00 for violation of N.J.A.C. 13:31-3.3 (c)(1). Payments started May 13, 2022 and the balance due is \$1,100.00.

The Board accepted the payment.

Postal Money Order in the amount of \$150.00 received from Robert A. Gramlich, License #12898, t/a Robert A. Gramlich Electric, as the eleventh installment of a civil penalty in the amount of \$6,000.00 for violation of N.J.A.C. 13:31-3.3 (c)(1). Payments began January 9, 2020 and the balance due is \$2,400.00.

The Board accepted the payment.

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Check in the amount of \$150.00 received from Kenneth Gorman, License #13786, t/a Gorman Electric LLC, as the twenty-seventh installment of a civil penalty in the amount of \$5,000.00 for violation of N.J.A.C. 13:31-3.3 (c)(1). Payments started February 12, 2021 and the balance due is \$950.00.

The Board accepted the payment.

Check in the amount of \$150.00 received from Steven T. Scotti, License #16987, t/a Trulite Electric, LLC, as the fourteenth 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 April 22, 2022 and the balance due is \$900.00.

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 ninth installment of a civil penalty in the amount of \$4,000.00 for violation of N.J.A.C. 13-31-3.3 (c)(1). Payments started August 19, 2022 and the balance due is \$2,200.00.

The Board accepted the payment.

Check in the amount of \$200.00 received from Anthony P. DiCataldo, License #16884, as the fourth installment of a civil penalty in the amount of \$2,000.00 for violation of N.J.A.C. 13-31-3.3 (c)(1). Payments started December 9, 2022 and the balance due is \$1,200.00.

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 sixth 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 \$2,100.00.

The Board accepted the payment.

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Check in the amount of \$350.00 received from Thomas S. Ferrie, License #16931, t/a Mulvihill Electrical Enterprises, Inc., as the tenth installment of a civil penalty in the amount of \$5,000.00 for violation of N.J.A.C. 13:31-3.3 (c)(1). Payments started April 19, 2022 and the balance due is \$2,400.00.

The Board accepted the payment.

Check in the amount of \$200.00 received from Kyle J. Shurack, License #17854, t/a KJS Electric, LLC, as the sixth 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 4, 2022 and the balance due is \$1,800.00.

The Board accepted the payment.

Check in the amount of \$700.00 received from Raymond G. Welsh, License #9993, as the fourth 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 17, 2022 and the balance due is \$1,725.00.

The Board accepted the payment.

Cashier's Check in the amount of \$300.00 received from Kevin R. Lyle, License #16297, t/a Lyle Electric, as the eleventh installment of a civil penalty in the amount of \$4,000.00 for violation of N.J.A.C. 13:31-3.3 (c)(1). Payments started December 2, 2021 and the balance due is \$1,900.00.

The Board accepted the payment.

Check in the amount of \$150.00 received from Christopher Meyers, License #13140, t/a Christopher Meyers Electrical Services, as the fourteenth installment of a civil penalty in the amount of \$6,000.00 for violation of N.J.A.C. 13:31-3.3 (c)(1). Payments started October 14, 2020 and the balance due is \$1,350.00.

The Board accepted the payment.

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Check in the amount of \$150.00 received from Daniel M. McGaw, License #18019, t/a DMG Master Electric, LLC, as the ninth 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 July 28, 2022 and the balance due is \$1,500.00.

The Board accepted the payment.

Check in the amount of \$200.00 received from Robert K. Bryant, License #15293, t/a Bryant Construction & Electrical Contracting, LLC, as the seventh installment of a civil penalty in the amount of \$2,000.00 for violation of N.J.A.C. 13:31-3.3 (c)(1). Payments started November 2, 2022 and the balance due is \$800.00.

The Board accepted the payment.

Check in the amount of \$200.00 received from Keith R. Byard, License #17241, t/a Plug It In LLC, as the first installment 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 balance due is \$1,800.00.

The Board accepted the payment.

Electronic payment received from Joseph N. Caruso, License #6951, t/a Electric Power Inc-1, as the second installment of a civil penalty in the amount of \$3,500.00 for violation of N.J.S.A. 45:5A-9. Payments started December 19, 2011 and the balance due is \$1,570.18.

The Board accepted the payment.

Check in the amount of \$400.00 received from Christopher P. Arnhold, License #16458, t/a Arnco Electric LLC, as the seventh installment of a civil penalty in the amount of \$2,000.00 for violation of N.J.A.C. 13:31-3.3 (c)(1). Payments started July 20, 2022, and the balance due is \$200.00.

The Board accepted the payment.

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Check in the amount of \$10,000.00 received from Shawn Denning, Unlicensed, t/a Denning Enterprise, LLC as the first and final payment of a civil penalty in the amount of \$10,000.00 for violation of N.J.S.A. 45:5A-9. Mr. Denning signed an agreement to cease and desist from engaging in the business of electrical contracting.

The Board accepted the payment.

The Board reviewed an application to Reactivate Inactive Electrical Contractors License #14235 received from Eric DeCarlo.

Office files reflect that Mr. DeCarlo chose inactive status on March 7, 2003.

Office files also reflect that Mr. DeCarlo did not hold a business permit.

Motion made by Mr. James H. Flaherty and seconded by Mr. Gino Pasqualone, and unanimously passed, to reactivate Mr. DeCarlo's License #14235 as he has demonstrated to the Board's satisfaction that he meets the requirement for reactivation.

The Board reviewed an application to Reinstate Expired Electrical Contractors License #15403 received from James M. Territo.

Office files reflect that Mr. Territo's License and Business Permit #15403 expired on March 31, 2015.

Mr. Territo advised that the pressure seal issued to JT Electric (issued January 2005) and Ion Electric (issued April 2012) were returned to the Board office years ago.

Motion made by Mr. James H. Flaherty and seconded by Mr. Gino Pasqualone, and unanimously passed, to reinstate Mr. Territo's License #15403 as he has demonstrated to the Board's satisfaction that he meets the requirement for reinstatement. The Board also requested that Mr. Territo provide a Certification Under Oath regarding the return of his pressure seals.

Letter dated April 13, 2023, received from Donna Vespa requesting a second six-month continuance of business under Permit #5754 according to N.J.S.A. 45:5A-14. The licensee, Antonio Vespa, died on August 21, 2022. The Board approved Dave Fetterman, License #15943, to qualify the business.

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The extension granted to Vespa Electric Company, Inc. expired on February 21, 2023.

Motion made by Mr. James H. Flaherty and seconded by Mr. Constantinos Papademas, and unanimously passed, that Vespa Electrical Company, Inc. be granted a second and final continuance of business under permit #5754. The extension will allow Vespa Electrical Company the ability to perform warranty work only and shall not undertake any new electrical contracting work. Mr. Fetterman is approved to qualify the business.

Letter dated April 14, 2023, received from C. Craig Fortenbacker requesting a six-month continuance of business under Permit #10007 according to N.J.S.A. 45:5A-15. The licensee, Charles F. Fortenbacker died on December 1, 2022.

Mr. Fortenbacker stated Arnold Deleon has worked for Basking Ridge LLC for more than 25 years performing electrical work.

Motion made by Mr. James H. Flaherty and seconded by Mr. Gino Pasqualone, and unanimously passed, that Basking Ridge Electric, LLC, be granted a final continuance of business under permit #10007. Mr. Deleon is approved to qualify the business.

Letter dated April 27, 2023, received from Jamie B. Rowe, Vice President, Rowe Electric, Inc., requesting a six-month continuance of business under Permit #3248. The licensee, Robert E. Rowe, died on March 5, 2023.

Jamie Rowe received his License #14762 on November 1, 2000 and does not have a business permit.

Motion made by Mr. James H. Flaherty and seconded by Mr. Constantinos Papademas, and unanimously passed, that Rowe Electric, Inc. be granted a six-month continuance of business under permit #3248. The Board approves Jamie B. Rowe to qualify the business.

Mr. Schooley stated that he and Mr. Pasqualone met with the Pool and Spa Committee regarding exemptions to perform certain electrical work. Mr. Schooley also stated the Committee asked for an exemption to replace a pump motor and the electric or gas heaters for the swimming pool.

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Mr. Schooley asked the Board to consider the Committee's request for an exemption to change pump motors, but not the associated wiring or the whip, and changing the heaters to the pool. Mr. Schooley stated the Committee also asked for permission to install lighting and he advised the Committee that the Board would most likely not allow pool and spa installers to perform such work.

Mr. Schooley also stated that the Board has not given the committee independent power.

Mr. Schooley asked the Board to consider the Committee's requests.

Ed Sofield, Continuing Education Instructor, stated electrical contractors are performing work using the 2020 code; however, the regulations stipulate that the continuing education courses be taught on the most recent edition of the approved code. Mr. Sofield also stated that the 2022 code was approved in September 2022. Mr. Sofield further stated the regulations should therefore stipulate that the continuing education course are to be taught on the most recent adopted code.

Mr. Schooley stated that the adoption of the code never coincides with the renewal cycles. Mr. Schooley also stated that the Board does not have any say as to when the adoption of the code occurs.

DAG Donofrio asked Mr. Sofield to send a letter to the board detailing his concerns and the Board will address the issues at that time.

Shawn Gianella stated he is following up on the status of his application for reinstatement.

Mrs. Tucker advised Mr. Gianella that his application was sent back to him as it was not complete. Mrs. Tucker also stated Mr. Gianella's application will be presented to the Board once we receive all the necessary documents.

Mr. Gianella stated that he is having difficulty finding an instructor to teach the 2020 code.

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

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Motion made by Mr. Constantinos Papademas and seconded by Mr. Gino Pasqualone, 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, June 14, 2023 at 9:00 A.M.

Respectfully submitted,

Philameana L. Tucker
Executive Director