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Governor

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## New Jersey Office of the Attorney General

Division of Consumer Affairs Board of Examiners of Electrical Contractors 124 Halsey Street, 6<sup>th</sup> Floor, Newark NJ 07102



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973rd BUSINESS MEETING OF THE BOARD OF

EXAMINERS OF ELECTRICAL CONTRACTORS

(PUBLIC SESSION) - - - DECEMBER 14, 2022

## CALL TO ORDER

Due to the current state of emergency, the December 14, 2022 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/1611514454?pwd=a2xWTjJrNXpvSWRwditacE81OEtNUT09

Meeting ID: 161 151 4454

Passcode: 356330

Dial by your location

833 568 8864 US Toll-free

The agenda was provided to the extent known at the time of this notice. The meeting was limited to urgent matters and those related to the COVID-19 pandemic.

Any public comments were submitted by 2:00 P.M. on December 13, 2022, by e-mailing Philameana L. Tucker, Executive Director, at <a href="mailto:tuckerp@dca.njoag.gov">tuckerp@dca.njoag.gov</a>. The Board made its best efforts to read any comments received during the meeting.

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The Board saluted the Flag.

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## ROLL CALL

Mr. Joseph P. Schooley, Chairman

Mr. Gino Pasqualone

Mr. Anthony L. Anzelone

Mr. James H. Flaherty

Mr. Constantinos Papademas was absent.

December 14, 2022

## Also in attendance:

Joseph Donofrio, Deputy Attorney General, Division of Law Philameana L. Tucker, Executive Director Kathleen Moran, Administrative Assistant Sadiqa Roe, Government Representative Marcy Jones, Administrative Assistant

There were also three (3) guests in attendance.

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Motion made by Mr. James H. Flaherty and seconded by Mr. Anthony L. Anzelone, and unanimously passed, to approve the Minutes of the 971<sup>st</sup> Open Session Business Meeting held October 26, 2022.

Motion made by Mr. James H. Flaherty and seconded by Mr. Anthony L. Anzelone, and unanimously passed, to approve the Minutes of the 972<sup>nd</sup> Open Session Business Meeting held November 9, 2022.

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Motion made by Mr. Anthony L. Anzelone and seconded by Mr. Gino Pasqualone, and unanimously passed, to approve (7) Initial Licenses which will expire on March 31, 2024.

Motion made by Mr. Anthony L. Anzelone and seconded by Mr. James H. Flaherty, and unanimously passed, to approve (7) Initial Business Permits which will expire on March 31, 2024.

Motion made by Mr. James H. Flaherty and seconded by Mr. Anthony L. Anzelone, and unanimously passed, to approve (3) of the (6) Initial Business Permits Previously Expired effective December 14, 2022 to March 31, 2024. (#3, #4, and #5 are being held in abeyance pending further review).

Motion made by Mr. Anthony L. Anzelone and seconded by Mr. Gino Pasqualone, and unanimously passed, to approve (4) of the (6) Changes in Business Permits effective December 14, 2022 to March 31, 2024. (#2 and #5 are being held in abeyance pending further review).

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Check in the amount of \$150.00 received from Steven T. Scotti, License #16987, t/a Trulite Electric, LLC, as the ninth installment of a civil penalty in the amount \$3,000.00 for violation of  $\underline{\text{N.J.A.C}}$ . 13:31-3.3 (c)(1). Payments started March 29, 2022 and the balance due is \$1,650.00.

The Board accepted the payment.

Check in the amount of \$200.00 received from Ricardo Rondon, License #15053, t/a Ricardo Rondon Electrical Contractor, as the fifth installment of a civil penalty in the amount of \$2,000.00 for violation of  $\underline{\text{N.J.A.C}}$ . 13:31-3.3 (c)(1). Payments started June 22, 2022 and the balance due is \$1,000.00.

The Board accepted the payment.

Check in the amount of \$150.00 received from Daniel M. McGaw, License #18019, t/a DMG Master Electric, LLC, as the fourth installment of a civil penalty in the amount of \$3,000.00 for violation of  $\underbrace{\text{N.J.A.C}}_{\text{balance}}$ . 13:31-3.3 (c) (1). Payments started July 28, 2022 and the balance due is \$2,250.00.

The Board accepted the payment.

Money Order in the amount of \$150.00 received from Albert G. Hoesly, III, License #13598, t/a Albert G. Hoesly Jr. & Son, Inc., as the twenty-first 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 February 20, 2020 and the balance due is \$750.00.

The Board accepted the payment.

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Check in the amount of \$1,500.00 received Michael A. Sica, License #10810, as the second 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.

Money Order in the amount of \$200.00 received from Joseph F. Gornicz, License #16039, t/a Mid State Services, Inc., as the fourth 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 \$3,200.00.

The Board accepted the payment.

Money Order in the amount of \$400.00 received from Gregory J. Cardillo, License #15000, t/a Power Tech Electrical Contracting, LLC, as the fifth installment of a civil penalty in the amount of \$4,000.00 for violation of 8.5. 8.5. 13:31-3.3 (c) (1). Payments started August 19, 2022 and the balance due is \$2,400.00.

The Board accepted the payment.

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Check in the amount of \$1,700.00 received from Ronald F. Sansom, License #14008, t/a NLS Electric, LLC, as the third 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.

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Check in the amount of \$1,000.00 received from Sandy I. McLardy, License #16406, as the first and final payment of a civil penalty in the amount of \$1,000.00 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 \$200.00 received from Kyle J. Shurack, License #17854, as the first 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). Balance due is \$2,800.00.

The Board accepted the payment.

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Check in the amount of \$200.00 received from Robert K. Bryant, License #15293, t/a Shirley Parkway Electric 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). Balance due is \$1,800.00.

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-second 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 January 19, 2021 and the balance due is \$1,700.00.

The Board accepted the payment.

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Check in the amount of \$2,000.00 received from Edward M. Barr, License \$18072, t/a Qualus Services LLC., 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.

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Check in the amount of \$150.00 received from John P. Mitacek, License \$15049, \$t/a JMCC Electrical Contracting Corp, as the first 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). Balance due is \$2,850.00.

The Board accepted the payment.

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Check in the amount of \$2,000.00 received from David J. Szot, License #11583, t/a Townsquare Electric Holdings LLC, 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.

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On-line payments in the amount of \$150.00 received from Anthony D. Holcomb, License #16067, t/a SG Electrical, LLC, as the fifth and 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 May 10, 2022 and the balance due is \$1,950.00.

The Board accepted the payment.

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Check in the amount of \$150.00 received from Joseph F. Kiss, License #15304, t/a L B Electric Inc., as the seventeenth 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 June 17, 2021 and the balance due is \$2,450.00.

The Board accepted the payment.

The Board reviewed an Application to Reactivate Inactive Electrical Contractors License #10100 received from Jonathan K. Salnick.

Office files reflect that Mr. Salnick placed License and Business Permit #10100 in inactive status on March 13, 2006.

Office files also reflect that the pressure seal issued to Alpha Electric was returned to the Board office on March 13, 2006.

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

After a brief discussion in Closed Session the Board returned to Open Session for the following motion:

Motion made by Mr. James H. Flaherty and seconded by Mr. Gino Pasqualone, and unanimously passed, to reinstate Mr. Salnick's License #10100 as he has demonstrated to the Board's satisfaction that he meets the requirement for reinstatement.

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The Board reviewed an Application for Continuing Education Course/Seminar approval received from Brian Mitchell, Construction Training Service, requesting approval to teach new courses and an instructor.

Motion made by Mr. Gino Pasqualone and seconded by Mr. Anthony L. Anzelone, and unanimously passed, to approve twenty-three (23) new courses and an instructor. Mr. Mitchell will be advised that the Board is disapproving his request to be allowed to teach the nine hours of code changes and the one hour of laws, rules, and regulations as an on-line course. Pursuant to N.J.A.C. 13:31-1.7(c) licensees must complete a minimum of a ten hour in-person course of study relating to the most recent edition of the National Electrical Code; webinars and electronic media distance learning courses shall not satisfy this requirement.

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The Board reviewed an Application for Continuing Education Course/Seminar approval received from Joanna Osoliniec, Institute for Technical Advancement, LLC, requesting approval to teach new courses and a previously approved instructor.

Motion made by Mr. Gino Pasqualone and seconded by Mr. Anthony L. Anzelone, and unanimously passed, to approve six (6) new courses and one instructor.

The Board reviewed an Application for Continuing Education Course/Seminar approval received from Christine Higgins, NJ Electronic Life Safety Association, requesting approval to teach new courses and a previously approved instructor.

Motion made by Mr. Gino Pasqualone and seconded by Mr. Anthony L. Anzelone, and unanimously passed, to approve five (5) new courses and one instructor.

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The Board reviewed an Application for Continuing Education Course/Seminar approval received from Carey Walker, IEC Chesapeake Apprenticeship & Training, Inc., requesting approval to teach new courses and a previously approved instructor.

Motion made by Mr. Gino Pasqualone and seconded by Mr. Anthony L. Anzelone, and unanimously passed, to approve two (2) new courses and one instructor.

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The Board reviewed an Application for Continuing Education Course/Seminar approval received from JATC Local Union #164 IBEW, requesting approval to teach new courses and previously approved instructors.

Motion made by Mr. Gino Pasqualone and seconded by Mr. Anthony L. Anzelone, and unanimously passed, to approve four (4) new courses and ten (10) instructors and the Nine Hours of Code Changes and One Hour of Laws, Rules, and Regulations and four (4) instructors.

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Letter dated October 31, 2022, received from Anthony J. Marrese, License #18725, requesting a six-month continuance of business under Permit #5503 according to  $\underline{\text{N.J.S.A}}$ . 45:5A-14. The licensee, Michael Marrese, died on October  $\underline{\text{23}}$ , 2022.

Anthony stated he would like to close out all current contracted work.

Motion made by Mr. James H. Flaherty and seconded by Mr. Anthony L. Anzelone, and unanimously passed, that the firm of MJ Marrese Electrical, LLC, be granted a six-month continuance of business under permit #5503 pursuant to N.J.S.A. 45:5A-14. The Board approves Anthony Marrese to qualify the business. The extension will expire on April 23, 2023.

Letter dated December 8, 2022, received from Steven T. Langton requesting a six-month continuance of business under Permit #9109 according to N.J.S.A. 45:5A-14. The licensee, Richard E. Fertel, died on October 22, 2022.

Mr. Langton stated he has been with the company for more than 34 years.

Motion made by Mr. James H. Flaherty and seconded by Mr. Anthony L. Anzelone, and unanimously passed, that the firm of Bornstein Sons, Inc. be granted a six-month continuance of business under permit #9109 pursuant to N.J.S.A. 45:5A-14. The Board approves Steven T. Langton to qualify the business. The extension will expire on April 23, 2023.

Mr. Langton will be advised that the extension is to complete work already in progress until a more detailed description of his handson experience is received.

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Mrs. Tucker stated that she has nothing to report.

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Motion made by Mr. Anthony L. Anzelone 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, January 11, 2023 at 9:00 A.M.

Respectfully submitted,

Philameana L. Tucker Executive Director