

**754 BUSINESS MEETING OF
THE BOARD OF EXAMINERS OF ELECTRICAL CONTRACTORS
(PUBLIC SESSION) OCTOBER 2, 2002**

The Board Minutes of October 2, 2002, have not been formally approved and are subject to change or modification by the Public Body at its next meeting of November 6, 2002. All requirements of the "Open Public Meetings Act" have been complied with according to N.J. 10:4-6.

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.

Meeting of October 2, 2002, was called to order at 9:00 A.M.
The following members were present:

Mr. Joseph P. Schooley, Chairman
Mr. Joseph F. Cantalupo
Mr. Robert A. McCullough
Mr. Mitchell R. Malec
Mr. Frank A. Neary
Mrs. Pushpavati Amin
Mrs. Connie Calisti

Barbara A. Cook, Executive Director; Mrs. Gail Best; and Mr. Thomas J. Demcsak were absent.

George DeLuca, Administrative Analyst, was present from 9:00 A.M. until the close of the meeting.

Marian Fiore, Sr. Management Assistant, was present from 9:00 A.M. until the close of the meeting.

Kathleen Moran, Secretarial Assistant, III, was present from 9:00 A.M. until the close of the meeting.

Susan Carboni, Deputy Attorney General, Division of Law, was present from 9:00 A.M. until the close of the meeting.

Also in attendance were Mr. Casey Hoff, New Jersey Electrical Contractors Association; and Mr. Stan Vitale, Central Jersey Electrical League.

The Board saluted the Flag.

Motion made by Mr. Joseph F. Cantalupo and seconded by Mr. Robert A. McCullough, and unanimously passed, to approve the Minutes of the 753 Meeting held September 4, 2002, with two corrections in Closed Session.

Motion made by Mr. Joseph F. Cantalupo and seconded by Mrs. Pushpavati Amin, and unanimously passed, to approve (12) Initial Licenses effective October 2, 2002 to March 31, 2003.

Motion made by Mr. Joseph F. Cantalupo and seconded by Mrs. Pushpavati Amin, and unanimously passed, to approve (11) Initial Business Permits effective October 2, 2002 to March 31, 2003.

Motion made by Mr. Joseph F. Cantalupo and seconded by Mrs. Connie Calisti, and unanimously passed, to approve (1) Initial Business Permit Previously Expired effective October 2, 2002 to March 31, 2003.

Motion made by Mr. Joseph F. Cantalupo and seconded by Mrs. Pushpavati Amin, and unanimously passed, to approve (6) Changes in Business Permits effective October 2, 2002 to March 31, 2003.

Check in the amount of \$100.00 received from George Johnson, License #6651, as the sixth installment of a civil penalty in the amount of \$1,500.00 for violation of N.J.S.A. 45:5A-9. Payments started April 19, 2002, and the balance due is \$900.00.

The Board accepted the payment.

Postal Money Order in the amount of \$100.00 received from Juan Vela, License #9471, as the first installment of a civil penalty in the amount of \$1,500.00 for violation of N.J.S.A. 45:5A-9 and N.J.A.C. 13:31-1.10 (recodified as 13:31-3.3).

The Board accepted the payment.

Cashiers check in the amount of \$3,000.00 received from Michael J. Lowrey, License #13069, as the first and final installment of a civil penalty in the amount of \$3,000.00 for violation of N.J.A.C. 13:45C-1.2.

The Board accepted the payment.

Check in the amount of \$100.00 received from Emilio Mancini, License #13879, as the first and final installment of a civil penalty in the amount of \$100.00 for violation of N.J.A.C. 13:31-1.9 (recodified as N.J.A.C. 13:31-1.5).

The Board accepted the payment.

Check in the amount of \$100.00 received from David M. Costabile, Unlicensed, as the first installment of a civil penalty in the amount of \$1,000.00 for violation of N.J.S.A. 45:5A-9.

The Board accepted the payment.

Check in the amount of \$50.00 received from George Rex, Unlicensed, as the first installment of a civil penalty in the amount of \$800.00 for violation of N.J.S.A. 45:5A-9 and N.J.S.A. 56:8-2.

The Board accepted the payment.

Check in the amount of \$150.00 received from Neil Bolton, License #9590, as the twelfth installment of a civil penalty in the amount of \$2,500.00 for violation of N.J.S.A. 45:5A-9. Payments started October 17, 2001 and the balance is \$450.00.

The Board accepted the payment.

Check in the amount of \$500.00 received from Jason Ronchi, License #12230, as the second installment of a civil penalty in the amount of \$6,162.00 for violation of N.J.A.C. 13:45C-1.2; N.J.S.A. 45:5A-9; and N.J.A.C. 13:31-1.10(c) (recodified as 13:31-3.3(c)).

The Board accepted the payment.

Letter dated September 12, 2002, received from Timothy Van Vliet requesting reinstatement of his license #10627 which he failed to renew for the 1997 to 2000 and 2000 to 2003 triennial renewal periods.

Mr. Van Vliet stated that he has been working in the electrical field for Allan Electric Company for the past 14 years. Mr. Van Vliet has attended his 1996 and 1999 Continuing Education Code Courses.

Motion made by Mr. Robert A. McCullough and seconded by Mr. Joseph F. Cantalupo, and unanimously passed, that a letter be sent to Mr. Van Vliet advising him that the Board has voted to renew his license #10627 with the payment of the proper fees and receipt of a signed letter.

Letter dated September 10, 2002, received from Jacqueline Leone requesting a second six-month continuance of business under permit #5598 according to N.J.S.A. 45:5A-14. The licensee died on March 3, 2002. The extension will expire on November 4, 2002.

Ms. Leone stated that the second extension will allow her son Nicholas to retake the examination if necessary.

Motion made by Mr. Robert A. McCullough and seconded by Mr. Mitchell R. Malec, and unanimously passed, that a letter be sent to Nicholas Leone advising him that the Board has granted the firm of Leone Electric Co., Inc. a second six-month continuance of business permit #5598 according to N.J.S.A. 45:5A-14.

A Civil Action Consent Order and Judgment was filed on August 28, 2002, ordering that George Rex, Unlicensed, is enjoined from further violations of N.J.S.A. 45:5A-9; enjoined from the employment of deceptive practices or false pretenses in violation of N.J.S.A. 56:8-2 by offering to engage in or engaging in electrical contracting unless or until he is legally authorized to do so; and pay a civil penalty in the amount of \$800.00.

A Civil Action Order was filed on September 23, 2002, ordering that Jon I. Little, Unlicensed, is permanently enjoined from further violations of N.J.S.A. 45:5A-9; enjoined from the employment of deceptive practices or false pretenses in violation of N.J.S.A. 56:8-2 by offering to engage in or engaging in electrical contracting unless or until he is legally authorized to do so; pay a civil penalty in the amount of \$ 3,000.00; attorney fees in the amount of \$621.50; and restitution to Carol Dunlap in the amount of \$923.56.

A Civil Action Order was filed on October 1, 2002, ordering that Fidel Perez, Unlicensed, is permanently enjoined from further violations of N.J.S.A. 45:5A-9; enjoined from the employment of deceptive practices or false pretenses in violation of N.J.S.A. 56:8-2 by offering to engage in or engaging in electrical contracting unless or until he is legally authorized to do so; pay a civil penalty in the amount of \$1,541.00; restitution to Marco Quitto in the amount of \$625.00; and restitution to Angel Ramos in the amount to \$1,620.00.

James Brown, License #11842, has failed to respond to the Administrative Action Provisional Order of Discipline filed on June 6, 2002, ordering that Mr. Brown pay a civil penalty in the amount of \$5,000.00, and costs in the amount of \$241.85, for violation of N.J.A.C. 13:31-1.8 (recodified as 13:31-3.2) and N.J.A.C. 13:45C-1.2.

Motion made by Mr. Robert A. McCullough and seconded by Mr. Joseph F. Cantalupo, and unanimously passed, that Susan Carboni, Deputy Attorney General, finalize the Provisional Order of Discipline and issue a Final Order of Discipline for James Brown, License #11842.

George Piper, License #8302, has failed to respond to the Administrative Action Provisional Order of Discipline filed on August 9, 2002, ordering that Mr. Piper pay a civil penalty in the amount of \$250.00 for violation of N.J.S.A. 45:5A-9.

Motion made by Mr. Robert A. McCullough and seconded by Mr. Joseph F. Cantalupo, and unanimously passed, that Susan Carboni, Deputy Attorney General, finalize the Provisional Order of Discipline and issue a Final Order of Discipline for George Piper, License #8302.

Guy S. Moore, License #9693, has failed to respond to the Administration Action Provisional Order of Discipline filed on June 6, 2002, ordering Mr. Moore pay a civil penalty in the amount of \$2,500.00 for violation of N.J.S.A. 45:5A-9; pay a civil penalty in the amount of \$500.00 for violation of N.J.A.C. 13:45C-1.3; and pay costs in the amount of \$149.88.

Motion made by Mr. Robert A. McCullough and seconded by Mr. Joseph F. Cantalupo, and unanimously passed, that Susan Carboni, Deputy Attorney General, finalize the Provisional Order of Discipline and issue a Final Order of Discipline for Guy S. Moore, License #9693.

James Melegh, License #4941, has failed to respond to the Administration Action Provisional Order of Discipline filed on June 6, 2002, ordering that Mr. Melegh pay a civil penalty in the amount of \$500.00 for violation of N.J.A.C. 13:45C-1.3.

Motion made by Mr. Mitchell R. Malec and seconded by Mrs. Pushpavati Amin, and passed, that Susan Carboni, Deputy Attorney General, finalize the Provisional Order of Discipline and issue a Final Order of Discipline for James Melegh, License #4941.

Mr. Joseph F. Cantalupo abstained from the motion.

Signed cease and desist agreements were received from Tom Lydecker, Paterson, New Jersey 07503; and Gene Scognamiglio, Butler, New Jersey 07405.

The Board accepted the signed cease and desist agreements.

The Board reviewed applications for the written examination to be administered by Experior Assessments, LLC. Nineteen (19) applications were approved.

Motion made by Mr. Robert A. McCullough and seconded by Mrs. Connie Calisti, and unanimously passed, that the Board 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 2:00 P.M.

A Business Meeting is scheduled for Wednesday, November 6, 2002, at 9:00 A.M.

An Appointment Meeting is scheduled for Wednesday, November 20, 2002, at 9:00 A.M.

Respectfully submitted,

Barbara A. Cook
Executive Director