

RHODE ISLAND DEPARTMENT OF LABOR & TRAINING

DIVISION OF PROFESSIONAL REGULATION

BOARD OF EXAMINERS OF ELECTRICIANS

1511 Pontiac Avenue, Bldg 70, 2nd Floor Conference Room

Cranston, RI 02920

Wednesday, August 17, 2016

9:30am

In attendance: Keith Burlingame

Stanley Davies

William Lepore, Jr.

Robert Zuba

Board members Frank Bennell, Jr. and Michael Daley were not in attendance.

Also in attendance were Joseph Degnan, Assistant Director and Sean Fontes, Executive Counsel-DLT.

1.) Call to Order: William Lepore, Jr, Chairman, called the meeting to order at 9:37am.

2.) Minutes of the June 15, 2016 meeting: Stanley Davies made a

motion to accept the minutes of the June 15, 2016 meeting; seconded by Robert Zuba; the Board was unanimous. Motion carries.

3.) Conflict of Interest – Legal Counsel will address the Board concerning compliance with conflict of interest requirements: Sean Fontes, Executive Counsel-DLT, reminds board members that they are subject to the RI conflict of interest laws and of their responsibility to disclose conflicts of interest, financial or otherwise, and should recuse from discussion and voting on the matter.

4.) Assistant Director Joseph R. Degan and Executive Counsel Sean Fontes addressed the Board on a number of recusal requests that Trade Source Inc has made regarding their violation appeal. It is requested that the Board and Board Members discuss and take action on the recusal requests.

The Board Members go off record at 9:53am to read the APPELLANT’S MOTION FOR RECUSAL OF BOARD MEMBERS DALEY, ZUBA AND DAVIES and the APPELLANT’S MOTION FOR RECUSAL OF THE BOARD OF EXAMINERS OF ELECTRICIANS AND REQUEST FOR HEARING BEFORE THE DIRECTOR. At 10:17am the Board goes back on the record for discussion.

After discussion, Stanley Davies and Robert Zuba recuse themselves from hearing this case because they will be called as witnesses by

the opposing side.

William Lepore, Jr. makes a motion for the Board not to recuse itself from this hearing. Keith Burlingame chooses not to second the motion. The motion fails.

William Lepore Jr. makes a motion that the Board retain authority over this case based on the fact that the Executive Management at the Department of Labor and Training does not have the necessary knowledge in the electrical field to hear this case. This motion was seconded by Stanley Davies. The vote was in the affirmative by Robert Zuba. Keith Burlingame voted in the negative. The vote was 2 to 1 and the motion passes.

5.) Violation Appeal Hearings: NONE

6.) Revocation / Suspension Hearings: NONE

7.) Legislation Review: There was no discussion.

8.) Adjournment: A motion to adjourn was made by Stanley Davies; seconded by Robert Zuba. All were in favor. The meeting adjourned

at 10:45am.