

**RHODE ISLAND DEPARTMENT OF LABOR & TRAINING  
DIVISION OF PROFESSIONAL REGULATION  
BOARD OF EXAMINERS OF PLUMBERS**

**TUESDAY, NOVEMBER 15, 2005**

**In attendance: William Riley**

**William O'Brien**

**Leo Champagne**

**Jeffrey J. Hutton**

**William Garcia**

**Anthony Cardarelli**

**Board member Michael St. Martin is not in attendance for today's meeting. Vice Chairman, Mr. William Riley called the meeting to order at 9:00 am.**

**Mr. Riley asked if all members had an opportunity to review the minutes of the October 18, 2005 meeting. Mr. William O'Brien made a motion to approve the minutes as submitted. Mr. Jeffrey Hutton seconded the motion. All members voted in favor.**

**There are two (2) appeal hearings on the agenda today for which there is a court stenographer. Mr. Patrick Luther, RIDLT Chief Plumbing Investigator is sworn in by the court stenographer.**

## **APPEAL HEARINGS:**

### **1. Standish Heating & Air Conditioning – Violation #2416**

**The first appeal hearing on the agenda pertains to Standish Heating & Air Conditioning. Mr. Luther informed the board that Mr. Standish's attorney has postponed this hearing for the third and final time due to a scheduling conflict. This hearing will be held at the December meeting.**

### **2. Chaves Plumbing & Heating – Violation # 2487**

### **3. Chaves Plumbing & Heating – Violation # 2490**

**The second and third hearings today pertain to Chaves Plumbing & Heating. Mr. Joseph Chaves is present and sworn in by the court stenographer. Mr. Reilly asked Mr. Chaves if he would like to proceed without the complainant's testimony. Mr. Chaves said yes he would.**

**Mr. Luther read violation #1: It is alleged that on August 29, 2005, Chaves Plumbing did send Robert Dewey (expired Apprentice License #AP06291) to the residence of John Curran, 62 Harrison Avenue, Newport, RI to repair a leak in a cast iron soil stack. Mr. Dewey is not a licensed plumber in the State of Rhode Island. These are violations of RIGL 5-20-9 "acts for which a journey person license is required" and RIGL 5-20 Section 2.6 - Supervision. Mr. Luther then**

**read violation #2: It is alleged that on June 14, 2005, Chaves Plumbing did send Rodney Thibeault and John Pinot to the residence of Norman Provost, 125 Paula Drive, North Kingstown, RI to install plumbing without RI Plumbing licenses. These are violations of RIGL 5-20-9 "acts for which a journey person license is required" and RIGL 5-20 Section 2.6 - Supervision.**

**Based on the testimony provided today, Mr. Hutton made a motion that a finding of fact has been made by the Board that a violation of RIGL 5-20-9 "acts for which a journey person license is required" and RIGL 5-20 Section 2.6 - Supervision.8 did occur and to recommend to the Director that the fine of one thousand (\$1000.00) be upheld. Mr. Champagne seconded the motion. All members voted in favor.**

**On the second violation, Mr. Champagne made a motion that a finding of fact has been made by the Board that a violation of RIGL 5-20-9 "acts for which a journey person license is required" and RIGL 5-20 Section 2.6 - Supervision.8 did occur but to suspend the fine for a 12-month period. Mr. Hutton seconded the motion. All members voted in favor.**

**This concludes today's hearings.**

**Mr. Newman made a motion to accept the apprentice applications as presented by Mr. Luther. Mr. Hutton seconded the motion. All members voted in favor.**

**Mr. Luther read a letter he received from Mr. Scott Reisak asking the board for credit for time served as an apprentice when he resided in the State of Rhode Island Arizona. Based on past practice and the fact that no physical evidence of the actual time has been presented, Mr. Hutton made a motion to deny the request of Mr. Reisak. Mr. O'Brien seconded the motion. All members voted in favor.**

**There was no further business before the Board.**

**Mr. O'Brien made a motion to adjourn at 9:30 am. Mr. O'Brien seconded the motion. All members voted in favor.**

**The next meeting of the Board of Examiners of Plumbers is scheduled for Tuesday, December 20, 2005 at 9:00 a.m. at the RI Department of Labor & Training, 1511 Pontiac Avenue, Building 70, 2nd floor conference room, Cranston, RI 02920.**