

**RHODE ISLAND DEPARTMENT OF LABOR & TRAINING  
DIVISION OF PROFESSIONAL REGULATION  
BOARD OF EXAMINERS OF PLUMBERS  
1511 PONTIAC AVENUE  
Building 70 – 2nd Floor Conference Room  
Cranston, RI 02920**

**TUESDAY, MARCH 18, 2008**

**In Attendance: Michael St. Martin, Chairperson  
Richard Mandarini  
Michael Raposa  
Michael Newman  
Anthony Cardarelli  
William Riley  
Larry Giorgi  
Vincent Walsh**

**Also in attendance: E. Patrick Luther, Investigator, Benjamin Cople,  
Investigator, Valentino Lombardi, Esquire, Benjamin Cople, Esquire,  
Ron D'Ambruoso, Administrator**

**Chairperson, Michael St. Martin called the meeting to order at 9:02  
a.m. There was a Quorum. Michael St. Martin introduced the newest  
members to the Board and explained the guidelines that were in their**

**books of the procedures they should follow regarding the hearing proceedings.**

**Michael St. Martin asked if the Board had reviewed the minutes from the previous meeting. William Riley made a motion to accept the minutes, and Anthony Cardarelli seconded the motion. All Board members were in favor. Ayes have it.**

**There are four (4) hearings scheduled for today.**

**E. Patrick Luther, RIDLT Plumbing Investigator, E. Patrick Luther, Daniel Ouellette, Jorge Cabral, Kenny Cabral, John Babcock were sworn in by the Board stenographer.**

**First hearing on the agenda is:**

**1. Cabral Irrigation, Inc. #3301**

**E. Patrick Luther, RIDLT Investigator, read the violation: Violation No. 3301, dated September 25, 2007, Cabral Irrigation, Inc./Mr. Jorge Cabral.**

**On September 9, 2007, Cabral Irrigation, Inc. had Jason T. Barber, Alberto Melo and Ronilson Tavares installing an irrigation system at 975 Tuckerman Road, Newport, RI without valid RI licenses. This is three (3) violations of RIGL "Work for which a journeyperson's license is required."**

**No permit was taken for the installation in the City of Newport. This is one (1) violation of RIGL 5-20-26 "Municipal inspectors and installation permits".**

**Based on the evidence that was brought before the Board, Anthony Cardarelli made a motion that a Finding of Fact did occur regarding RIGL 5-20-9 "Acts for which a journey person license is required," and that E. Patrick Luther did witness these people doing plumbing work with no licenses, and a finding of fact did occur pertaining to RIGL 5-20-26 "Municipal inspectors and installation permits". That a permit was taken out the day after the job was started. William Riley seconded the motion. All Board members were in favor. The ayes have it.**

**Michael Newman made a motion that the fine of \$2,000 (4 violations at \$500 each be cut in half, from the original fine of \$2,000 to \$1,000 per RIGL 5-20-33 Anthony Cardarelli seconded the motion. All Board members were in favor. Ayes have it.**

**Michael St. Martin, Chairperson, informed Mr. Cabral that a recommendation will be sent to the Director and that Cabral Irrigation, Inc. will be notified in writing, by mail, of the Director's decision.**

**Second hearing on the agenda is:**

**2. Daniel Ouellette #3351 –**

**Patrick Luther read the violation dated January 9, 2008, Violation No. 3351: On January 7, 2008, RIDLT Plumbing Investigator, E. Patrick Luther, conducted an investigation at Texas Roadhouse, 1200 Quaker Lane, Warwick, RI. Dan Ouellette Plumbing (Daniel Ouellette) had Mark C. Tripp, 12 Fillion Street, Lisbon, Maine, Timothy A. Williams, 43A Summer Street, Lisbon Falls, Maine and Keith R. Helms, 177 Birch Drive, Poland Springs, Maine, installing plumbing at Texas Roadhouse, 1200 Quaker Lane, Warwick, RI without Rhode Island**

licenses. This is three (3) violations of the RIGL 5-20-9 "Acts for which a journey person license is required". Dan Ouellette Plumbing had a Dodge cube van on site and it did not display the master plumber's name, address or license number as required. This is one (1) violation of RIGL 5-20-24 "License displayed in place of business-Advertising."

Michael Newman made a motion based on the information given in testimony before the Board that a Finding of Fact did occur regarding 3 violations of RIGL 5-20-9, "Work for which a journey person's license is required", and one (1) violation of RIGL 5-20-24 "License displayed in place of business-Advertising." William Riley seconded the motion. All Board members were in favor. Ayes have it.

William Riley made a motion to uphold the fine of \$2,000 (4 violations at \$500 each) as imposed. Michael Newman seconded the motion. All Board members were in favor. Ayes have it.

Michael St. Martin, Chairperson, informed Mr. Ouellette that a recommendation will be sent to the Director and that Daniel Ouellette will be notified in writing, by mail, of the Director's decision.

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Third hearing scheduled on the agenda is:

3. Merit Mechanical/Anthony Marandola #3269 (Wildberry Apts.) – Regarding Fines-Tabled until next month pending information that

was supposed to be sent to Pat.

**4. John Babcock #3384 –**

**Violation dated January 30, 2008, Violation No. 3384: E. Patrick Luther, RIDLT Investigator read the violation: On January 28, 2008, John Babcock had Jeff A. Farrar, 41 Potter Hill Road, Westerly, RI and Jonathan M. Tasca, 74 Granite Street, Westerly, RI, installing plumbing at 4169 South County Trail, Charlestown, RI. Mr. Farrar and Mr. Tasca are not licensed or registered in Rhode Island as plumbers.**

**This is two (2) violations of RIGL 5-20-9 "Acts for which a journey person license is required". At the time of the inspection, no permit had been issued by the Town of Charlestown. This is one (1) violation of RIGL 5-20-26 "Municipal inspectors and installation permits".**

**Michael Newman made a motion that RIGL 5-20-9 "Acts for which a journey person license is required" and RIGL 5-20-26 "Municipal inspectors and installation permits" did occur based on the testimony brought before the Board. William Riley seconded the motion. All Board members were in favor. Ayes have it.**

**Michael Newman made a motion to uphold the fine of RIGL 5-20-33 in the amount of \$2,850 (\$950 for each of the 3 violations), since Mr. Babcock was in violation before. Anthony Cardarelli seconded the motion. All Board members were in favor. Ayes have it.**

**Michael St. Martin, Chairperson, informed John Babcock that a recommendation will be sent to the Director and that John Babcock will be notified in writing, by mail, of the Director's decision.**

**That concluded the hearings for today.**

**New Business:**

**William Riley made a motion to accept the Apprentice Registration for February 19, 2008 through March 18, 2008. Anthony Cardarelli seconded the motion. All Board members were in favor.**

**Ronald D'Ambruoso, Administrator, addressed the Board and welcomed our newest members.**

**Ronald D'Ambruoso, Administrator, informed the Board that he is trying to get digital cameras for the investigators for when they go on the job sites. Everyone on the Board voted for this.**

**There was no further business.**

**Michael St. Martin adjourned the meeting at 10:00 AM.**

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**The next meeting of the Board of Examiners of Plumbers is scheduled for April 15, 2008, 1151 Pontiac Avenue, Building #70, Department of Labor and Training, second floor conference room, Cranston, RI 02920.**

**Minutes respectively submitted by Elaine J. Heiss, March 18, 2008.**