

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

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

**Cranston, RI 02920**

**Tuesday, October 16, 2012**

**9:00am**

**In attendance:**

**Lionel Bernardino**

**Larry Giorgi**

**Jeffrey Hutton**

**Michael Newman**

**Michael Raposa**

**William J. Riley, Chair**

**Anthony Cardarelli and Richard Mandarinini were not in attendance.**

**Also in attendance were E. Patrick Luther, Chief Plumbing Investigator; Joseph Degnan, Assistant Director and Benjamin Copple, Legal Counsel.**

**1.) Call to Order: The meeting was called to order at 9:04am by William J. Riley, Chair.**

**2.) Minutes of September 18, 2012: Lionel Bernardino made a motion to accept the minutes to the meeting of September 18, 2012; seconded by Michael Raposa and passed unanimously by the Board.**

**3.) Conflict of Interest: Benjamin Copple reminded the board that they are subject to the RI Ethics Commission rules and procedures. If there is a conflict of interest it should be disclosed and recusal forms should be completed. If any member is unsure if a conflict exists Mr. Copple is available.**

**5.) Violation Appeal Hearings:**

**Oak Hill Farm LLC v Julie Monte (Viol 4371): John Francisco, of Oak Hill Farm; Ronald Ellinwood, Foreman for Oak Hill Farm; and E. Patrick Luther, Chief Plumbing Investigator, are sworn in for testimony. Julie Monte is not present. Board member, Larry Giorgi, recuses himself. E. Patrick Luther reads the violation.**

**Date of Violation: 9/11/12; Violation 4371**

**Name of Violator: Oak Hill Farm LLC v Julie Monte, 414 Main St, East Greenwich, RI 02818**

**Location of Violation: Wiggins Village 207 Cranston St Providence RI 02907**

**Violation:**

**RIGL 5-20-8 Practices for which master's license required**

**RIGL 5-20-9 Acts for which journey person's license required (2)**

## **RIGL 5-20-12 Corporations and firms engaging in business**

**On August 7, 2012, Oak Hill Farms LLC, Julie Monte, did have Callen J. Maxwell, 55 Garfield St North Providence RI, and Elizabeth M. Perkins, 5 Ashbrook Run East Greenwich RI, installing irrigation at the above location. At the time of inspection Oak Hill Farm LLC did not have a Master Irrigator in its corporate structure and Julie Monte does not hold a Master Irrigator's License in RI. This is a violation of the above referenced RI General Laws.**

**As per RIGL 5-20-33 a \$2,000.00 fine was assessed with the Cease and Desist Order 4371.**

**E. Patrick Luther provides testimony. John Francisco, of Oak Hill Farm LLC, is a Master Plumber in RI. Mr. Luther enters corporate paperwork indicating John Francisco as part of the corporate structure as Exhibit A.**

**The Board questions Ronald Ellinwood and John Francisco provides testimony.**

**Michael Newman made a motion that Violation 4371 did occur; RIGL 5-20-8 Practices for which master's license required, RIGL 5-20-9 Acts for which journey person's license required, RIGL 5-20-12 Corporations and firms engaging in business.; as paperwork regarding the master plumber was filed after the fact. The motion**

**was seconded by Jeff Hutton and passed unanimously by the Board.**

**Discussion.**

**Michael Newman made a motion that the fine be suspended for one year should Mr. Francisco come before the board again the fine will be reinstated due to the fact that he has filed the proper paperwork; seconded by Leo Bernardino due to the fact the Mr. Francisco, to the board's knowledge, has not been before the board and they are attempting to do things in order. The motion passed unanimously by the board.**

**The recommendation will be forwarded to the Director.**

**4.) Apprentice Approvals - Apprentice Registrations 9-18-12 thru 10-16-12**

**„X Joe Forte Don DiMuccio MP001254**

**„X James Gallogly Joe Delicio MP002225**

**„X Travis Chenault Joe Delicio MP002225**

**„X James Girouard Joe Delicio MP002225**

**„X Wilkins Henderson Joe Delicio MP002225**

**„X Mike Giorgi Tim Gelanis MP002384**

**„X Nathaniel Gardiner Bill Gardiner MP001980**

**„X James Girouarn Joe Delicio MP002225**

**There is a brief discussion regarding ratios. Mr. Luther states ratios**

**are in order. Michael Newman made a motion to approve the apprentice approvals / registrations; seconded by Larry Giorgi and passed unanimously by the Board.**

**6.) Adjournment: Lionel Bernardino made a motion to adjourn; all were in favor. The meeting adjourned at 9:17am.**