

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, June 17, 2014

9:00am

In attendance:

Lionel Bernardino

Anthony Cardarelli

Larry Giorgi

Richard Mandarini

Michael Newman

Michael Raposa

Board Members Jeffrey Hutton, William J. Riley (Chair) and DLT Director, and were not in attendance.

Also in attendance were E. Patrick Luther, Chief Plumbing Investigator; Mary Ellen McQueeney-Lally, DLT Legal Counsel.

1.) Call to Order: The meeting was called to order at 9:05am by

Michael Newman, Vice Chair.

2.) Minutes of April 15, 2014 Meeting: Richard Mandarini made a motion to approve the minutes of the April 15, 2014 meeting; seconded by Larry Giorgi; and passed unanimously by the Board.

3.) Conflict of Interest – Legal Counsel will address the Board concerning compliance with conflict of interest requirements: Mary Ellen McQueeney-Lally, DLT Legal Counsel, reminds the Board 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 hearing and voting on the matter. Legal Counsel is available for questions.

4.) Violation Appeal Hearings:

Michael J. Zompa – Violation 4857. E. Patrick Luther, DLT, and Michael J. Zompa, Respondent, are sworn in for testimony. E. Patrick Luther reads the violation.

DATE: 5/23/2014; VIOLATION #4857

NAME OF VIOLATOR: Michael J. Zompa

LOCATION OF VIOLATION: James Gorman 299 Main St. Warren RI 02885

VIOLATION: RIGL 5-20-8 Practices for which master's license required; RIGL 5-20-24 License displayed in place of business - Advertising

On April 30, 2014, Michael Zompa entered into a contract at the above address to install a new tub and shower on the first floor, potable water and PVC drainage to the second floor for a future bath. It was determined at the time of the contract signing that Mr. Zompa's Master Plumber's license (MP001573) was not current, and is not current as of this date. Mr. Zompa was contacted and advised that without a current license he was not able to operate a plumbing business in RI. The proposal that was signed did not include a master plumber's license number as required by law. This is a violation of the above referenced RI General Laws.

As per RIGL 5-20-33 a \$1,000.00 penalty was assessed along with Violation 4857.

E. Patrick Luther provides testimony and board members and Mr. Zompa review material. Mr. Luther is questioned by the Board.

Michael J. Zompa is questioned by the Board and provides testimony.

Lionel Bernardino made a motion that Violation 4857 did occur; seconded by Michael Raposa and passed unanimously by the Board.

Regarding the penalty of \$1,000.00 Michael Raposa made a motion that the fine of \$1,000.00 be suspended for one (1) year, so Mr. Zompa can get back on his feet, pending no violations during that time. There is discussion. The motion was seconded by Anthony Cardarelli and passed unanimously by the Board.

The recommendation will be forwarded to the Director's office.

5.) Apprentice Approvals / Apprentice Registrations:

- Joshua Kryzek Glenn Anderson MP001933**
- Scott Andrews Chuck Cummings MP001644**
- Chris Gomes John Mastrioni MP002094**
- Eduardo Espino Anthony Delmonico MP001522**
- Sean Oliver Roto Rooter MP003473**
- Zachary Dumais AL Dumais MP002073**
- James Hall Chuck Cummings MP001644**
- Joshua Agundare Melanie Aldrich MP00236**
- Joshua Ortiz-Fisher Glen Anderson MP001933**
- Andrew Panza Greg Hall MP001705**
- Ryan Galeota Anthony Paliotta MP002113**
- Robert Lubera Jr Robert Lubera MP002064**

E. Patrick Luther confirms that all ratios have been checked. Larry Giorgi made a motion to accept the new apprentice approvals / apprentice registrations; seconded by Lionel Bernardino and passed

unanimously by the Board.

6.) Adjournment: Lionel Bernardino made a motion to adjourn; seconded by Anthony Cardarelli and Richard Mandarini. There was no opposition. The meeting adjourned at approximately 9:26am.