

**RHODE ISLAND DEPARTMENT OF LABOR & TRAINING  
DIVISION OF PROFESSIONAL REGULATION  
BOARD OF EXAMINATION & LICENSING  
TELECOMMUNICATIONS SYSTEM CONTRACTORS,  
TECHNICIANS AND INSTALLERS  
1511 Pontiac Avenue, Bldg 70, 2nd Floor Conference Room  
Cranston, RI 02920**

**Tuesday, August 5, 2014**

**9:00 A.M.**

**Members in attendance:**

**Jay Bombardier Sr**

**Paul Feeney**

**Laurence E. Ryan, Jr.**

**Robert Zuba**

**G. Thomas Chabot Steven Mollo and Steven J. Murphy were not in attendance.**

**Also in attendance: Mary Ellen McQueeney-Lally, DLT Legal Counsel;  
Robert Gaj, Chief Licensing Examiner.**

**1. - Call to Order:**

**Meeting was called to order at 9:06am by Paul Feeney, Vice Chair. A**

roll call was taken by Secretary, Robert Zuba, and the following members were present: Jay Bombardier Sr, Paul Feeney, Laurence E. Ryan Jr, and Robert Zuba. There is a quorum.

**2. – Minutes of April 1, 2014:**

Laurence E. Ryan Jr made a motion to accept the minutes of the April 1, 2014 meeting; seconded by Robert Zuba and passed unanimously by the Board.

**3. - Conflict of Interest:**

Mary Ellen McQueeney-Lally, DLT Legal Counsel, addressed the Board reminding the Board they are subject to the ethics code. If there is a conflict with anything that comes before the Board with board member, family member or business associate they should recuse. Legal counsel is available if necessary.

**4. - Violation Appeal Hearings:**

Electrical Maintenance & Construction Inc., Brian Lamontagne – Violation #4811: Respondent does not appear. Robert Gaj, Chief Licensing Examiner is sworn in for testimony and reads the violation.

**VIOLATION NOTICE DATE: 4/2/2014; VIOLATION # 4811**

**NAME OF VIOLATOR: Electrical Maintenance & Construction Inc,**

**Brian Lamontagne, 270 South West Cutoff, Worcester, MA**

**LOCATION OF VIOLATION: Stop & Shop, RT. 44 Smithfield, Rhode Island**

**INVESTIGATOR: Robert Gaj**

**VIOLATION: On 3/12/14, DLT Chief Licensing Examiner, Robert Gaj, witnessed two employees of Electrical Maintenance & Construction Inc. (EMCI) providing infrastructure cabling for a telecommunication system. EMCI employees were performing this work without possession of Rhode Island telecommunication system technician licenses. This is two violations of Rhode Island General Law-Title 5, Chapter 70-2 Practices Prohibited - Unlicensed employees.**

**EMCI is not in possession of a valid Rhode Island Telecommunication System Contractor license or electrical license which is required to contract for, engage in and apply for a permit with the Town of Smithfield. This is two violations of Rhode Island General Law-Title 5, Chapter 70-2 practices prohibited and one violation of 5-70-19d Local laws/codes.**

**EMCI employees: Christopher W. Thibodeau and Jason R. Cohen**

**The matter was previously scheduled for June 3, 2014 but there was no quorum. Robert Gaj confirms respondent was renoticed for today's hearing and receipt was confirmed.**

**Jay Bombardier Sr. made a motion to postpone the hearing until next**

month, seconded by Laurence E. Ryan Jr. and passed with no opposition.

**Datel Communications, Howard Davis TSC 4072 – Violation #4825:**  
Respondent, Howard Davis of Datel Communications, is sworn in for testimony. Robert Gaj, having been previously sworn, read the violation.

**VIOLATION NOTICE DAE: 4/21/2014; VIOLATION # 4825**

**NAME OF VIOLATOR: Datel Communications, Howard Davis TSC 4072, 1445 Bodell St, Avon, MA**

**LOCATION OF VIOLATION: Chestnut Terrace Nursing Ctr. 100 Wamponoag Trail, East Providence, Rhode Island**

**INVESTIGATOR: Robert Gaj**

**VIOLATION DATE: 3/5/14**

**VIOLATION: On 3/5/14, DLT Chief Licensing Examiner, Robert Gaj, witnessed two employees of Datel Communications providing infrastructure cabling and devices for a telecommunication system. The Datel Communications employee's were performing this work without possession of Rhode Island telecommunication systems technician licenses.**

**This is two violations of Rhode Island General Law-Title 5, Chapter 70-2 Practices Prohibited - Unlicensed employees.**

**Datel Communications failed to apply for a permit with the City of East Providence. This is one violation of Rhode Island General Law-Title 5, Chapter 70 -19d Local laws/codes.**

**Datel Communications employees: Charles Gale and Nicholas Andrews**

**Howard Davis provides testimony. Robert Gaj enters a packet of 16 photographs into evidence as Exhibit A. Board members and Mr. Davis review the photographs. Board members questions Mr. Davis and Mr. Gaj.**

**Laurence E. Ryan made a motion that there was no permit; seconded by Robert Zuba. There was no opposition. Motion passed.**

**Laurence E. Ryan made a motion that there were two unlicensed technicians, seconded by Robert Zuba. There was no opposition. Motion passed.**

**Laurence E. Ryan made a motion to fine \$500.00 for no permit; seconded by Robert Zuba. There was no opposition. Motion passed.**

**Laurence E. Ryan made a motion to fine \$500.00 for having two technicians on site without licensing; seconded by Robert Zuba. There was no opposition. Motion passed. Total fine recommendation is \$1,000.00.**

**Mr. Davis addressed the board requests consideration for a total fine of \$500.00. There is discussion. After discussion the Board's recommendation remains unchanged. Mr. Davis may appeal to the Director.**

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

**Mr. Davis addressed the Board.**

**End of hearing**

#### **5.) Application Reviews / Approvals:**

**At 10:02am the board went into recess to review the following applications for Telecommunication System Contractor Exams:**

- Joshua B. Broder – TSC – Telephony**
- Francisco Dominguez – TSC Video / Sound**
- Timothy A. Hanniford Jr – TSC Video**
- Mark S. Hicks – TSC Data / Video / Telephony**
- Theodore H. Higgins – TSC Data / Video / Telephony**
- Timothy T. Martin – TSC Data**
- Kent M. Prehn – TSC Data / Video / Telephony / Sound**
- Bob H. Tucker – TSC Data / Video / Telephony**

**The Board reconvened at 10:32am. Applications have been reviewed. Chief Licensing Examiner, Robert Gaj will take appropriate action.**

**6.) Election of Officers:**

**It is noted that there are vacancies on the board that may not be addressed until January.**

**Jay Bombardier made a motion to table elections until February 2015; seconded by Robert Zuba and passed unanimously by the Board.**

**7.) Adjournment:**

**A motion to adjourn was made by Jay Bombardier Sr; seconded by Robert Zuba and passed unanimously by the board. The meeting adjourned at 10:35am.**