

DEFAULT ORDERS SCHEDULE

WHEREAS, on the 8th day of October, 2018, the Texas State Board of Plumbing Examiners, (“Board”), considered the following Administrative Penalties recommended by the Enforcement Committee, arising from Section 1301.704, Chapter 1301 of the Texas Occupations Code (“Plumbing License Law” or “PLL”);

WHEREAS, in accordance with Sections 1301.703(c) of the PLL, each Respondent listed herein was issued a Notice of Alleged Violation, stating the nature of the alleged violations involved and affording each Respondent an opportunity to an adjudicative hearing, if desired;

WHEREAS, each Respondent listed herein either (i) responded in writing accepting the determination of a violation and recommended penalty of the Enforcement Committee, in accordance with Section 1301.704(a)(1) of the PLL; or (ii) failed to make a timely written election in response to the Notice of Alleged Violation, resulting in a waiver of their right to a hearing, in accordance with Section 1301.704(c) of the PLL;

WHEREAS, on this same date, the Board, adopted a Default Final Order pertaining to each Respondent listed herein, containing findings of fact and conclusions of law, separately stated, and tailored for each individual Respondent;

WHEREAS, given the number of Respondents subject to the foregoing treatment, and in order to summarize and distill the information contained the Default Final Orders in an efficient manner, the Board wishes to adopt this Default Penalty Schedule, to aid in dissemination and public disclosure of the information by publication of this Default Orders Schedule; and,

NOW, THEREFORE, the Board hereby ADOPTS the following Default Orders Schedule, summarizing and memorializing the Default Orders considered and adopted by the Board on this date, listed in alphabetical order by the Respondent’s last name:

No.	Respondent	License/ Registration No.	Case No.	Violation Summary	Penalty Amount
1	Barrow, Michael Lee	M-13451	2018-01493	Failing to timely obtain a plumbing permit in violation of a municipal rule or ordinance regulating sanitation, drainage or plumbing; Failing to install plumbing in accordance with applicable plumbing codes in violation of a municipal rule or ordinance regulating sanitation, drainage or plumbing	\$10,000
2	Boling, David Aaron	N/A	2018-01330	Advertising or otherwise offering to perform or provide	\$4,000

				plumbing services without first securing the services of a RMP	
3	Burton Jr., Willie B.	M-41921	2018-01679	Failing to install plumbing in accordance with applicable plumbing codes in violation of a municipal rule or ordinance regulating sanitation, drainage or plumbing	\$5,000
4	Daugherty, Will R.	M-40579	2018-01331; 2018-01536	Failing to provide RMP number on an advertisement for plumbing work; Evading responsibility to a client	\$5,000
5	French, Gerald	N/A	2018-01668	Advertising or otherwise offering to perform or provide plumbing services without first securing the services of a RMP	\$4,000
6	Gaines, Marshall Lynn	N/A	2018-01659	Contracting for or otherwise agreeing to perform plumbing work without securing the services of a RMP	\$5,000
7	Gallegos, Jose R.	A-94040	2018-01997	Engaging in plumbing without the proper license, endorsement, registration and/or requisite supervision	\$1,000
8	Gamez, Juan A.	M-37542	2017-02018	Failing to provide one or more items required for proper disclosure of the Board's regulatory oversight on a proposal, invoice, or contract for plumbing services	\$1,000
9	Garza, Jose E.	A-106075	2018-01649	Contracting for or otherwise agreeing to perform plumbing work without securing the services of a RMP; Claiming that a person was a licensed plumber or registered with the Board when, in fact, they were not; Engaging in plumbing without the proper license, endorsement, registration and/or requisite supervision	\$14,000
10	Giles, Richard Bojo	M-21566	2018-01589	Failing to timely obtain a plumbing permit in violation of a municipal rule or ordinance regulating sanitation, drainage or plumbing	\$5,000
11	Gonzales, Sergio	N/A	2018-01983	Engaging in plumbing without the proper license, endorsement, registration and/or requisite supervision	\$1,000

12	Hall, Stuart	N/A	2018-01059	Contracting for or otherwise agreeing to perform plumbing work without securing the services of a RMP; Claiming that a person was a licensed plumber or registered with the Board when, in fact, they were not	\$10,000
13	Hernandez, Jaime Mares	A-59419	2018-01597	Engaging in plumbing without the proper license, endorsement, registration and/or requisite supervision	\$1,000
14	Hernandez, Omero	N/A	2018-01805	Advertising or otherwise offering to perform or provide plumbing services without first securing the services of a RMP	\$4,000
15	Hertz, Steve	N/A	2018-01978	Contracting for or otherwise agreeing to perform plumbing work without securing the services of a RMP; Engaging in plumbing without the proper license, endorsement, registration and/or requisite supervision	\$6,000
16	Hollingsworth, Mark	N/A	2018-01985	Contracting for or otherwise agreeing to perform plumbing work without securing the services of a RMP; Engaging in plumbing without the proper license, endorsement, registration and/or requisite supervision	\$6,000
17	Lacy, James R.	A-80159	2017-00875	Contracting for or otherwise agreeing to perform plumbing work without securing the services of a RMP	\$2,250
18	Leger, Derick	N/A	2018-01803	Contracting for or otherwise agreeing to perform plumbing work without securing the services of a RMP	\$5,000
19	Miller, Joshua Myles	M-41269	2018-01461	Evading responsibility to a client	\$4,000
20	Perez, Israel	J-40728	2018-01979	Contracting for or otherwise agreeing to perform plumbing work without securing the services of a RMP	\$5,000
21	Quintanilla, Clemente	M-38483	2018-01993	Failing to timely obtain a plumbing permit in violation of a municipal rule or ordinance regulating sanitation, drainage or plumbing	\$5,000

22	Ramirez, Armando	A-30133	2018-01541	Engaging in plumbing without the proper license, endorsement, registration and/or requisite supervision	\$4,000
23	Rehkopf, Andy	N/A	2018-01650	Advertising or otherwise offering to perform or provide plumbing services without first securing the services of a RMP; Contracting for or otherwise agreeing to perform plumbing work without securing the services of a RMP	\$9,000
24	Richard, William Todd	M-36432	2018-01797	Failing to timely obtain a plumbing permit in violation of a municipal rule or ordinance regulating sanitation, drainage or plumbing; Failing to provide the customer with an invoice or completed contract document upon completion of the job	\$7,000
25	Rivas, Justin	N/A	2018-00941	Evading responsibility to a client	\$3,000
26	Rodriguez Orduna, Jose Ismael	N/A	2018-01999	Engaging in plumbing without the proper license, endorsement, registration and/or requisite supervision	\$1,000
27	Serna Jr., Roberto	M-38891	2018-00942	Failing to timely obtain a plumbing permit in violation of a municipal rule or ordinance regulating sanitation, drainage or plumbing	\$1,000
28	Short, John Damon	M-39152	2018-01969	Failing to properly display the license number of the Responsible Master Plumber and/or company name on a service vehicle used in connection with plumbing work	\$1,000
29	Spadafora, David A.	N/A	2018-01975	Contracting for or otherwise agreeing to perform plumbing work without securing the services of a RMP; Engaging in plumbing without the proper license, endorsement, registration and/or requisite supervision	\$6,000
30	Steelman, Chris B.	A-70977	2018-01542	Contracting for or otherwise agreeing to perform plumbing work without securing the services of a RMP	\$5,000
31	Wilson III, Arthur Lee	N/A	2018-01646	Contracting for or otherwise agreeing to perform plumbing	\$5,000

				work without securing the services of a RMP	
32	Wise, Jonathan	N/A	2018-01976	Contracting for or otherwise agreeing to perform plumbing work without securing the services of a RMP	\$5,000

The numbers listed in the Default Orders Schedule reflect the Respondents as they were listed on the publicly-posted agenda for said meeting. A notation of N/A for the Respondent indicates a Respondent that was removed from consideration and a Default Order was not adopted. The date of this Default Orders Schedule shall be the date it is executed by the Texas State Board of Plumbing Examiners or its designee. The underlying Default Orders shall constitute the official and final order of the Board for purposes of Chapter 2001 of the Texas Government Code. Any conflicts are resolved in favor of the underlying Default Order.

Executed the 8th day of October 2018.

By: _____
Julio Cerda, Board Chair
Texas State Board of Plumbing Examiners