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If you know of someone who needs copies or additional information prior to the meeting, please ask them to contact IPLA staff for assistance. Materials that are not to be disseminated to the general public can be removed by staff before the documents are provided to the public.
AGENDA
THE INDIANA PLUMBING COMMISSION

Wednesday, January 23, 2008
at 8:00 a.m.

Indiana Government Center-South
402 West Washington Street, Room W072
Indianapolis, Indiana

I. REVIEW OF APPLICATIONS 8:00 a.m.

II. CALL TO ORDER & ESTABLISHMENT OF QUORUM 9:30 a.m.

III. ADOPTION OF THE AGENDA

IV. ADOPTION OF THE MINUTES FROM NOVEMBER 28, 2007 MEETING OF THE COMMISSION

V. PERSONAL APPEARANCES 9:45 a.m.

A. Jerry L. Rader

VI. ADMINISTRATIVE HEARINGS 10:00 a.m.

A. In the Matter of the License of Joseph Azad
   Cause No.: IPC 07-20
   Re: Final Hearing

B. In the Matter of the License of Lewis Marcotte
   Cause No.: IPC 07-12
   Re: Final Hearing 10:30 a.m.

VII. PETITIONS FOR REVIEW

A. Shane Swinney

B. Jonathan Saner

C. Brandon Johnson

D. Jason Beverly

E. Edward E. Burris

F. Lance Smith

G. Steven A. Soto
VIII. CONSIDERATION OF ADMINISTRATIVE LAW JUDGE ORDERS

A. In the Matter of Paul J. Duncan
   Cause No.: IPC 07-16
   Re: Denial of Admission to the Exam (Journeyman Plumber)

B. In the Matter of Richard French
   Cause No.: IPC 07-17
   Re: Denial of Admission to the Exam (Journeyman Plumber)

C. In the Matter of Eddy Lewis
   Cause No.: IPC 07-18
   Re: Denial of Admission to the Exam (Journeyman Plumber)

D. In the Matter of Joseph R. Abeyta
   Cause No.: IPC 07-07
   Re: Denial of Admission to the Exam (Journeyman Plumber)

E. In the Matter of Michael Berryman
   Cause No.: IPC 07-07
   Re: Denial of Licensure due to Exam Failure (Journeyman Plumber)

IX. EXAMINATION LICENSURE/UNLICENSED PRACTICE

A. Stanley Plumbing (Mark Blair)

X. APPLICATIONS FOR APPROVAL – PLUMBING APPRENTICE SCHOOL

A. PACON – Rais Code # 432
   Cincinnati, OH

XI. APPLICATIONS FOR LICENSURE

A. Plumbing Contractor
B. Journey Plumber
C. Apprentice Plumber

XII. REVIEW OF PROBATIONARY REPORTS

Jonathan Thomas Boehm License numbers PC10300220 & JP29700810 IPC 07-15 (Probation as of 11/20/07)

XIII. DISCUSSION

A. Request for Reinstatement of Plumbing Contractor License
   Re: Gary L. Link

B. Request for Reinstatement of Plumbing Contractor License
   Re: Kenneth V. Jarboe, Jr.

C. Request for Reinstatement of Plumbing Contractor License
   Re: John Kozon

D. Brian Syra
   Re: Request for Continuance and Rescheduling of Hearing

E. Jeffrey P. Jones
   Re: Withdrawal of Petition for Review
F. Steven L. Turpen  
Re: Withdrawal of Petition for Review

XIV. BOARD DIRECTOR’S REPORT

XV. OLD/NEW BUSINESS

A. Proposed Rules/Statute Changes  
Re: Changes for Exam and Fees Rule Draft

B. RFP for Outsourcing Exam  
Re: Submissions from IAPMO and NITC

XVI. ADJOURNMENT

Next Scheduled Meeting:

Wednesday, March 26, 2008  
Indiana Government Center-South  
Room W072
MINUTES
THE INDIANA PLUMBING COMMISSION
Meeting held
Wednesday, November 28, 2007
Indiana Government Center-South
402 West Washington Street, Room W072
Indianapolis, Indiana

I. REVIEW OF APPLICATIONS

The Commission members reviewed applications until 9:30 a.m.

II. CALL TO ORDER & ESTABLISHMENT OF QUORUM

Mr. Stephens called the meeting to order at 9:32 a.m. in Conference Center Room W064, 402 West Washington Street, Indianapolis, Indiana and declared a quorum in accordance with IC § 25-28.5-1.

Members Present:
Owen D. Stephens, Chairman
Eric Ott
Matt Buczolich
William Ciriello
Robert Synko
John Van Cleve

Members Not Present:

State Officials Present:
Angela Smith Jones, Board Director, Indiana Professional Licensing Agency
Mary Kate Adams, Assistant Director, Indiana Professional Licensing Agency
Kevin Moore, Case Manager, Indiana Professional Licensing Agency
Julie Alexander, Advisory Counsel, Office of the Attorney General

III. ADOPTION OF THE AGENDA

Board Action: A motion was made to adopt the amended agenda.

Buczolich/Ott
Motion carried 6/0/0

IV. ADOPTION OF THE MINUTES FROM SEPTEMBER 26, 2007 MEETING OF THE COMMISSION

Board Action: A motion was made to adopt the minutes.

Synko/Van Cleve
Motion carried 6/0/0

V. PERSONAL APPEARANCES

None

VI. ADMINISTRATIVE HEARINGS

PLM Minutes
November 28, 2007
VII. PETITIONS FOR REVIEW

A. Samuel L. Montgomery, III

**Board Action:** A motion was made to grant the petition for review and appoint Ciriello as the ALJ.

Van Cleve/Synko
Motion carried 6/0/0

B. Jeffrey P. Jones

**Board Action:** A motion was made to grant the petition for review and appoint Ciriello as the ALJ.

Van Cleve/Synko
Motion carried 6/0/0

C. Brian Syra

**Board Action:** A motion was made to write him a letter clarifying his request/petition because the letter he sent to the board was very vague and confusing.

Buczolich/Ciriello
Motion carried 6/0/0

D. Mack Blair

**Board Action:** A motion was made to send a letter stating that his past job experience does not qualify him for licensure unless it was gained in the military, etc. Staff is to also send him a copy of the statute and rules citing the appropriate sections. However, he is still able to proceed with the petition for review should he so desire and this is not a denial of the petition for review.

Van Cleve/Buczolich
Motion carried 6/0/0

VIII. DELIBERATIONS AND POSSIBLE ISSUANCE OF FINAL ORDERS

A. In the Matter of Gregory Piercy
    Cause No.: IPC 07-09
    Re: Denial of Licensure (Journeyman Plumber exam failure)

**Board Action:** A motion was made to affirm the ALJ proposed order.

Synko/Van Cleve
Motion carried 6/0/0

B. In the Matter of the license of Ruben Phillip Adkins
    Cause No.: IPC 07-14
    Re: Proposed Findings of Fact, Conclusions of Law and Order

**Board Action:** A motion was made to affirm the ALJ proposed order.

Van Cleve/Buczolich
Motion carried 6/0/0
IX. EXAMINATION LICENSURE/UNLICENSED PRACTICE

A. Stanley Plumbing (Mark Blair)

Board Action: A motion was made to send a second letter to Stanley Plumbing.

Van Cleve/Synko
Motion carried 6/0/0

B. Buchanan Mechanical (Jason Chapman)

Board Action: A motion was made to send a letter thanking him for his response. Service plumbers are required to be licensed the same as other plumbers. Include the applicable code sections [IC 25-28.5-1-2 and 860 IAC 2-1-1 through -4]

Ciriello/Buczolich
Motion carried 6/0/0

X. APPLICATIONS FOR APPROVAL – PLUMBING APPRENTICE SCHOOL

A. PACON – Rais Code # 432
   Cincinnati, OH

Board Action: A motion was made to table the application and to send them a letter requesting proof of BAT approval and proof of enrollment (see letter sent to Local 392), the number of apprentices, number of locations, region they cover.

Ott/Van Cleve
Motion carried 6/0/0

XI. APPLICATIONS FOR LICENSURE

Board Action: A motion was made and seconded to approve all recommendations and decisions made by the Board members on applications for licensure that were reviewed throughout the Board meeting.

Buczolich/Van Cleve
Motion carried 6/0/0

XII. REVIEW OF PROBATIONARY REPORTS

Jonathan Thomas Boehm License numbers PC10300220 & JP29700810 IPC 07-15 (Probation as of 11/20/07)

XIII. DISCUSSION

A. Instructions for Plumbing Test
   Re: Drawing Parameter

Board Action: This issue was brought up in an appeal hearing. In response, staff should amend the instruction sheet and add a line that says the answers to the questions, as far as sizing, is generally the minimum size if there is no parameter in length then the test taker will assume the length does not exceed the minimum requirement.

B. Rule Changes
   Re: Test Sites

The contract with the armory was renewed for 6 months.
C. ARS School Letter  
Re: Eddy Lewis

He wants to take the journeyman exam, however his matter is pending before an ALJ.

D. ARS Letter  
Re: Apprenticeship Program

**Board Action:** A motion was made to grant their request for a personal appearance before the full board.

Van Cleve/Ott  
Motion carried 6/0/0

E. Election of Officers for 2008  
Re: Chairman – Secretary - Liaison

**Board Action:** A motion was made to nominate the following slate:

Chairman: Bill Ciriello  
Secretary: Robert Synko  
Liaison: Eric Ott

Stephens/Van Cleve  
Motion carried 6/0/0

XIV. BOARD DIRECTOR'S REPORT

A. Expiration date for Renewal of Licenses

Ms. Smith Jones explained that the agency is drafting legislation which will change the language addressing expiration of licensure requiring reapplication. Currently, the Commission rules indicate that after being expired for one renewal cycle or two years, that licensee must submit a new application. The new language will allow the licensee three years to be able to renew a license with no penalties and after such time it will be the discretion of the Commission as to what is required to renew, but not necessarily a brand new application. This will also allow licensees opportunity to have their licenses reinstated and keep the original license number.

XV. OLD/NEW BUSINESS

A. Proposed Rules/Statute Changes  
Re: Changes for Exam and Fees Rule Draft

Staff is working on getting the Notice of Intent and Fiscal Impact completed in order to schedule the final rules hearing before the Commission.

B. RFP for Outsourcing Exam  
Re: Update and comment

Questions were asked regarding: The timing of the rules adoption, how does this affect the current graduates of May 2008? What about previous grads from years earlier? The best way to communicate this change to schools is via letter and webpage. Staff will also put a box on the renewal form that they have added this to their curriculum as a requirement to renew.
XVI. ADJOURNMENT

There being no further business and having completed its duties, the meeting of the Indiana Plumbing Commission adjourned at 12:05 p.m.

William Ciriello – Chairman
Indiana Plumbing Commission
Indiana Plumbing Commission  
November 28, 2007

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<td>Kirby, Jeff</td>
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**PLUMBING CONTRACTOR BY BUSINESS**

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<td>Roderick, Scott</td>
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**PLUMBING TEMPORY CONTRACTOR**

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<td>Repairs Inc.</td>
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<td>Two Guys Plumbing, Inc. (renewal) Smith, Brent (Dec. 19, 2007 Exam date)</td>
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**PREVIOUSLY PENDING INVESTIGATED JOURNEYMAN OR CONTRACTOR BY TRADE**

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December 18, 2007

Dear Jerry L. Rader:

The Indiana Plumbing Commission of Indiana reviewed your application for licensure and supporting documentation at their recent board meeting.

The Board has scheduled a personal appearance regarding the application you are referring to in the letter sent in. Please bring any pertinent documentation concerning your application.

The meeting will be held on January 23, 2008, at 9:45 a.m. in the Professional Licensing Agency's Conference Room W064, Indiana Government Center South, 402 W. Washington Street, Indianapolis, Indiana 46204. If at any time during this review process you feel that you do not meet the requirements and are not able to provide the necessary documentation, you may withdraw your application. To do so, please submit a letter in writing to our office requesting that your application be withdrawn. If you do not make a personal appearance as requested or submit a request to withdrawal your application to be received by our office one week before the board meeting, your application may be denied. Please understand that a denial becomes a part of your permanent record.

If further information is needed, please feel free to contact our office at (317) 234-3022 or via email at pla10@pla.IN.gov.

Sincerely,

Rebecca Tinsley
Case Manager
State Board of Registration for Professional Engineers
Indiana Plumbing Commission  
402 West Washington Street, Room W072  
Indianapolis, Indiana 46204  
Office - 317-234-3022  
Fax – 317-233-5559  

Thursday, October 25, 2007  

Dear Angela Smith Jones:  

One of our apprentice students, who is not employed with us anymore, applied for the Journeyman’s examination test. We helped him with his application but he was turned down for the examination. He attended a hearing on his appeal of application and was told there were some issues with his apprenticeship.  

We want to comply fully with the Plumbing Commission and request a meeting with Mr. William Ciriello Jr. who is on the Plumbing Board. We are asking for an informal meeting with him to help us resolve any misunderstandings we may have occurred in our program.  

We appreciate any help from the State of Indiana, and the Indiana Plumbing Commission, and Mr. Ciriello Jr.  

Thank you, for your assistance.  

Jerry Rader  
Administrator of the ARS Apprenticeship Program

RECEIVED  
OCT 26 2007  
Indiana Professional Licensing Agency
BEFORE THE INDIANA PLUMBING COMMISSON
CAUSE NO. IPC 07-20

IN THE MATTER OF THE
LICENSE OF
JOSEPH AZAD,
LICENSE NO. JP29400586

HEARING NOTICE

Comes now the Indiana Plumbing Commission (hereinafter "Commission") pursuant to IC 4-21.5-3-20 and issues the following hearing notice:

1. This notice is being provided to Respondent, Joseph Azad, 412 Lincoln Way, Chesterton, IN 46304.

2. This notice is being provided to counsel for the State of Indiana. Amanda Bailor, Deputy Attorney General, Office of the Attorney General, Indiana Government Center South, 302 W. Washington Street, 5th Floor, Indianapolis, IN 46204 telephone no. (317) 232-4834.

3. The official cause number of this action is IPC 07-20.

4. This action is a disciplinary hearing to determine whether or not sanctions should be imposed upon the Respondent’s license pursuant to IC 25-1-11-12.

5. A hearing regarding this matter will be held on the 23rd day of January, 2008, at 10:00 o’clock a.m., local time, in Room W072 of the Indiana Professional Licensing Agency, Indiana Government Center South, 402 West Washington Street, Indianapolis, IN 46204, or at such other hearing room designated by the Commission.

6. The Commission is empowered to hold this disciplinary hearing pursuant to the authority of IC 25-1-11 and IC 4-21.5-3.
7. The Commission will be presiding as administrative law judge in this matter. Angela Smith Jones, Commission Director, may be contacted to obtain information concerning hearing schedules and procedures by mail in care of the Indiana Professional Licensing Agency, Indiana Government Center South, 402 W. Washington St., Room W072, Indianapolis, Indiana 46204, by email at pla10@pla.IN.gov, by facsimile at (317) 233-4236 or by telephone at (317) 234-3022.

8. The hearing will address the issues contained in the Petitioner's Complaint, which is attached hereto and incorporated herein by reference as Exhibit "A".

9. A party who fails to attend or participate in a prehearing conference, hearing, or other later stage of this proceeding may be held in default or have the proceeding dismissed under section 24 of 4-21.5-3.

10. Pursuant to IC 4-21.5-3-34, this Commission may afford the parties the opportunity to informally settle matters and present such settlements for adoption by the Commission. However, this section does not require any person to settle a matter under this agency's informal procedures.

All of which is ORDERED, ADJUDGED AND DECREED this 02 day of

November 2007.

Frances L. Kelly
Executive Director
Indiana Professional Licensing Agency
cc:

Joseph Azad
412 Lincoln Way
Chesterton, IN 46304
CERTIFIED MAIL NO.: 7003 3110 0004 5111 7466

Amanda Bailor
Deputy Attorney General
Office of the Attorney General
Indiana Government Center South
302 W. Washington Street, 5th Floor
Indianapolis, IN 46204
IN THE MATTER OF THE LICENSE OF
JOSEPH AZAD
LICENSE NO: JP29400586

COMPLAINT

This complaint is brought against the plumbing license of Joseph Azad, ("Respondent"), by the State of Indiana, by counsel, Deputy Attorney General, Amanda Bailor on behalf of the Office of the Attorney General ("Petitioner") and pursuant to Indiana Code 25-1-7-7, Indiana Code 25-1-6-3, Indiana Code 25-28.5 et seq., the Administrative Orders and Procedures Act, Indiana Code 4-21.5-3 et seq., and Indiana Code 25-1-11-1 et seq. In support, Petitioner alleges and states:

FACTS

1. Respondent’s address on file with the Indiana Plumbing Commission ("Commission") is 412 Lincoln Way, Chesterton, Indiana 46304. Respondent is a Journeyman Plumber holding license number JP29400586.

2. Respondent’s plumbing company, Z Plumbing, LLC, is not licensed in the State of Indiana.

3. Respondent’s business card reads as follows:

   Z Plumbing, LLC
   Reliable & Fast
   219.689.4147
   405 Courtney St.
   Valparaiso, IN 46383
   Licensed-Bonded-Insured

   Exhibit B

371066-1
4. Pursuant to the Secretary of State’s website, Respondent is listed as the registered Agent of Z Plumbing, LLC.

5. As of October 26, 2007, neither Respondent nor Z Plumbing, LLC held a plumbing contractor license.

COUNT 1

6. Paragraphs 1-5 are repeated and incorporated herein.

7. Respondent’s conduct as described above constitutes a violation of Indiana Code 25-1-11-5(a)(1)(C) in that Respondent advertised services or goods in a false or misleading manner by holding Z Plumbing, LLC out to the public as a licensed plumbing contractor when Respondent distributed business cards on which the name of a plumbing corporation appeared along with the assertion that the corporation was licensed. Respondent is the registered Agent for Z Plumbing Corporation. Neither the plumbing corporation nor Respondent, a journeyman plumber unqualified to perform plumbing services without the supervision of a plumbing contractor, hold a plumbing contractor license.

WHEREFORE, Petitioner requests an order against the Respondent, that:

Imposes the appropriate disciplinary sanction;

1. Directs Respondent to immediately pay all of the cost incurred in the prosecution of this case; and

2. Provides any other relief the Board deems just and proper under Ind. Code 25-1-11-12.

Respectfully submitted,

STEVE CARTER
Attorney General of Indiana
CERTIFICATE OF SERVICE

I certify that a copy of the foregoing “Complaint” has been served upon the
Respondent listed below, by United States mail, first class postage prepaid, on this
29th day of October, 2007:

Joseph Azad
412 Lincoln Way
Chesterton, Indiana 46304

Amanda Baylor
Attorney General
Deputy Attorney General
BEFORE THE INDIANA PLUMBING COMMISSION
CAUSE NO. IPC 07-12

IN THE MATTER OF THE
LICENSE OF LEWIS MARCOTTE
LICENSE NO.: PC89100309

HEARING NOTICE

Comes now the Indiana Plumbing Commission (hereinafter "Commission") pursuant to IC 421.5-3-20 and issues the following hearing notice:

1. This notice is being provided to Respondent, Lewis Marcotte, 56978 Cedar Road, Osceola, IN 46561.

2. This notice is being provided to counsel for the State of Indiana, Amanda Bailor, Deputy Attorney General, Office of the Attorney General, Indiana Government Center South, 302 W. Washington Street, 5th Floor, Indianapolis, IN 46204 telephone no. (317) 232-4834.

3. The official cause number of this action is IPC 07-12.

4. This action is a disciplinary hearing to determine whether or not sanctions should be imposed upon the Respondent’s license pursuant to IC 25-1-11-12.

5. A hearing regarding this matter will be held on the 23rd day of January, 2008, at 10:30 o’clock a.m., local time, in Room W072 of the Indiana Professional Licensing Agency, Indiana Government Center South, 402 West Washington Street, Indianapolis, IN 46204, or at such other hearing room designated by the Commission.

6. The Commission is empowered to hold this disciplinary hearing pursuant to the authority of IC 25-1-11 and IC 4-21.5-3.
7. The Commission will be presiding as administrative law judge in this matter. Angela Smith Jones, Commission Director, may be contacted to obtain information concerning hearing schedules and procedures by mail in care of the Indiana Professional Licensing Agency, Indiana Government Center South, 402 W. Washington St., Room W072, Indianapolis, Indiana 46204, by email at pla10@pla.IN.gov, by facsimile at (317) 233-4236 or by telephone at (317) 234-3022.

8. The hearing will address the issues contained in the Petitioner's Complaint, which is attached hereto and incorporated herein by reference as Exhibit "A".

9. A party who fails to attend or participate in a prehearing conference, hearing, or other later stage of this proceeding may be held in default or have the proceeding dismissed under section 24 of 4-21.5-3.

10. Pursuant to IC 4-21.5-3-34, this Commission may afford the parties the opportunity to informally settle matters and present such settlements for adoption by the Commission. However, this section does not require any person to settle a matter under this agency's informal procedures.

All of which is ORDERED, ADJUDGED AND DECREED this 26th day of December, 2007.

[Signature]
Frances L. Kelly
Executive Director
Indiana Professional Licensing Agency
cc:

Lewis Marcotte
56978 Cedar Road
Osceola, IN 46561
CERTIFIED MAIL NO.: 7003 3110 0004 5110 0161

Amanda Bailor
Deputy Attorney General
Office of the Attorney General
Indiana Government Center South
302 W. Washington Street, 5th Floor
Indianapolis, IN 46204
IN THE MATTER OF THE LICENSE OF LEWIS MARCOTTE LICENSE NO: PC89100309

COMPLAINT

This complaint is brought against the plumbing license of Lewis Marcotte ("Respondent"), by the State of Indiana, by counsel, Deputy Attorney General, Amanda Bailor on behalf of the Office of the Attorney General ("Petitioner") and pursuant to Indiana Code 25-1-7-7, Indiana Code 25-1-6-3, Indiana Code 25-28.5 et seq., the Administrative Orders and Procedures Act, Indiana Code 4-21.5-3 et seq. and Indiana Code 25-1-11-1 et seq. In support, Petitioner alleges and states:

FACTS

1. Respondent’s address on file with the Indiana Plumbing Commission ("Commission") is 56978 Cedar Road, Osceola, Indiana 46561.

2. Respondent is a Plumbing Contractor holding license number PC89100309. Respondent is the owner of L.G. Plumbing, Inc., an unlicensed plumbing company.

3. On or about May 26, 2005, the City of Mishawaka Plumbing and HVAC Inspector, Robert Michaelis ("Michaelis"), observed two (2) men take measurements and cut and install PVC drain lines at a restaurant project in Mishawaka, Indiana.

4. It is believed and averred that both workers stated to Michaelis that they did not have either a plumbing license or an apprentice registration.

Exhibit A
5. It is believed and averred that the workers stated that they were working under L.G. Plumbing’s license.

6. Michaelis issued L.G. Plumbing, Inc. and Respondent a $25 citation ordinance for violation of IC 25-28.5-1-18.1 apprentice plumber; application for registration; and certificate of registration, which was paid by Respondent on June 30, 2005. (A copy of the citation is attached hereto as “Exhibit A.”)

**COUNT I**

7. Paragraphs 1-8 are repeated and incorporated herein.

8. Respondent’s conduct as described above constitutes a violation of Ind. Code 25-1-11-5(a)(6) in that Respondent allowed his name and/or license to be used in connection with an individual who was rendering services beyond the scope of that person’s training, experience, and/or competence by allowing two employees without appropriate licensure to take measurements as well as cutting and installing PVC drain lines at a restaurant project in Mishawaka, Indiana.

**COUNT II**

9. Paragraphs 9-10 are repeated and incorporated herein.

10. Respondent’s conduct as described above constitutes a violation of Ind. Code 25-1-11-5(a)(4)(A) in that Respondent has continued to practice although he has become unfit to practice due to professional incompetence by violating 860 IAC 1-5-5 in that Respondent allowed two employees to act in the capacity of a plumbing contractor or journeyman when they did not have the proper licensure.

**WHEREFORE**, Petitioner requests an order against the Respondent, that:
1. Imposes the appropriate disciplinary sanction;

2. Directs Respondent to immediately pay all the cost incurred in the prosecution of this case;

3. Provides any other relief the Board deems just and proper under Indiana Code 25-1-11-12.

Respectfully submitted,

STEVE CARTER
Attorney General of Indiana

By: Amanda Baylor
Deputy Attorney General
Attorney No.: 26771-29

Office of the Attorney General
Indiana Government Center South, Fifth Floor
302 West Washington Street
Indianapolis, Indiana 46204-2770
(317) 232-4834
CERTIFICATE OF SERVICE

I certify that a copy of the foregoing "Complaint" has been served upon the Respondent listed below, by United States mail, first class postage prepaid, on this 15th day of August, 2007:

Lewis Marcotte
56978 Cedar Road
Osceola, Indiana

Amanda Bailor
CITATION
ORDINANCE VIOLATION
600 EAST THIRD STREET
CITY HALL, ROOM 105
MISHAWAKA, INDIANA

The undersigned, being duly sworn upon his Oath, says that he has probable
cause to believe that:

Name: LEWIS MARCOTTE; LG PLUMBING INC.

Address: 56978 CEDAR RD., OSCEOLA, IN 46561

Did violate the following ordinance of the City of Mishawaka:

Chapter: 150  Section: 150.06  by

SECTION (C) Article 15; violation of State

Rules and Regulations 25-28.5-1-18-1;

Said violation took place at 5520 N. MAIN ST.,
MISHAWAKA, IN 46545

Date 05/26/05

at approximately a.m./p.m.

Issued by

Mishawaka Department of BUILDING

For said violation, you are ordered to pay a fine of:

X $25 (First Violation)  $50 (Second Violation)

$100 (Each Subsequent Violation in a Calendar Year)

If you deny this violation and would like to schedule a trial, you must either
appear before the Violations Clerk and deny the violation or enter a written
denial with the Clerk within one week of this citation.

Otherwise, you must pay the assessed fine within one week at the City Clerk/
Ordinance Violations Bureau, Room 105, Mishawaka City Hall, 600 E Third
Street, Mishawaka, Indiana 46544, 574-258-1616. You may pay by certified
check, money order or cash. If you fail to pay the assessed fine the City of
Mishawaka Legal Department will commence legal proceedings against you
to collect the fine and court costs.

APPEARANCE, ADMISSION OF VIOLATION WAIVER

I, the undersigned, do hereby enter my appearance and admit the ordinance
violation alleged on this Citation. I am aware of my right to a trial before a
court, but I hereby voluntarily waive said right and agree to pay the
prescribed fine.

Respondent's Signature

Date

MAY 31 2005

STATE'S EXHIBIT "A"
**Sender: Complete This Section**
- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse side so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

IPC 07-12
Lewis Marcotte
56978 Cedar Road
Osceola, IN 46561

**Complete This Section on Delivery**

A. Signature

X

B. Received by (Printed Name)

C. Date of Delivery

12-28

D. Is delivery address different from item 1? □ Yes
If YES, enter delivery address below: □ No

3. Service Type
- Certified Mail □
- Express Mail □
- Registered □
- Return Receipt for Merchandise □
- Insured Mail □
- C.O.D. □

4. Restricted Delivery? (Extra Fee) □ Yes

2. Article Number

7003 3110 0004 5110 0161

**PS Form 3811, February 2004**

**Domestic Return Receipt**

**U.S. Postal Service™ CERTIFIED MAIL® RECEIPT**

( Domestic Mail Only: No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

Postage

Certified Fee

Return Receipt Fee
(Endorsement Required)

Restricted Delivery Fee
(Endorsement Required)

Total P.

Sent To

IPC 07-12
Lewis Marcotte
56978 Cedar Road
Osceola, IN 46561

PS Form 3802, June 2002

See Reverse for Instructions
Shane Swinney  
2119 Whalen Avenue  
Indianapolis, IN 46227

January 9, 2008

Indiana Plumbing Commission  
402 West Washington Street, Room W072  
Indianapolis, IN 46204  
Attn: Lorrie Ruble

Dear Mrs. Ruble:

Due to knowing that at least one question listed within the written portion of the journeyman plumber examination did not list the correct answer within the multiple choice selection, I would like to petition my results and arrange for an administrative proceeding.

Sincerely,

Shane Swinney
Shane Swinney  
2119 Whalen Ave  
Indianapolis IN 46227

January 3, 2008

Dear Shane Swinney

The Indiana Plumbing Commission regrets to inform you that your application for licensure as a journeyman plumber has been denied pursuant to IC 25-28.5-1-15, because you have failed to achieve a passing score on the journeyman plumber examination. Your examination results are as follows:

<table>
<thead>
<tr>
<th>Date</th>
<th>Type</th>
<th>Candidate#</th>
<th>Score</th>
<th>Results</th>
</tr>
</thead>
<tbody>
<tr>
<td>December 19, 2007</td>
<td>Written</td>
<td>250</td>
<td>68</td>
<td>Fail</td>
</tr>
</tbody>
</table>

Please be advised that if you desire administrative review of this application denial, you must file a written petition for review at the above address with the Indiana Plumbing Commission stating the reason for the review. As the petitioner, you would have the burden of proving in an administrative hearing that the decision to deny application was incorrect. If you do not file a petition for review, this action will be final.

If you file a petition for review, it must be filed no later than eighteen (18) days from the above stated date unless such date is a Saturday, Sunday, legal holiday under state statute or day that the Professional Licensing Agency's offices are closed during regular business hours in which case, the deadline would be the first day thereafter that is not a Saturday, Sunday, or legal holiday under state statute or day the Professional Licensing Agency's offices are closed during regular business hours. If you do so, your petition for review will be granted and an administrative law judge of the Indiana Plumbing Commission will conduct an administrative proceeding.

Should you choose to petition for review, you may review your examination following board action granting your petition, upon making an appointment with the board office at (317) 234-3022.

Sincerely,

Lorrie Ruble  
Case Manager
Dear Shane Swinney,

As a result of failing the journeyman plumber examination, you are eligible to retake the failed section(s) of the examination providing you submit this letter to the above address with the applicable examination fee of thirty dollars $30.00.

Pursuant to 860 IAC, effective October 1, 1992, an individual who does not pass the entire examination in the first attempt shall be entitled to take the examination six (6) additional times.

Upon receipt of the letter and fee you will be scheduled for the next available examination. After seven (7) attempts or two (2) years whichever comes first, your present application will be terminated.

Notices are mailed out at least fifteen (15) working days prior to the date of the examination.

If you have any questions, please contact me at (317) 234-3022. You may visit our website at www.in.gov/pla.

Sincerely,

Lorrie Ruble
Case Manager
INDIANA PLUMBING JOURNEYMAN EXAMINATION SCORE SHEET

EXAMINEE NO 250
DATE 12-19-07

EXAMINATION SCORE PER SECTION

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<tr>
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<th>70 points to pass</th>
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<tr>
<td>Copper</td>
<td>50 points</td>
<td>35 points to pass</td>
</tr>
<tr>
<td>Soil</td>
<td>50 points</td>
<td>35 points to pass</td>
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68

M.C. WRITTEN - 100 POINTS

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<tr>
<th>UPC</th>
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<tr>
<td>State</td>
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38 7 21
TOTAL 68

COPPER PROJECT - 50 POINTS

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<th>Measurements</th>
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<tr>
<td>Preparation</td>
<td>10 points</td>
</tr>
<tr>
<td>Pressure Test</td>
<td>20 points</td>
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TOTAL

Initials

SOIL PIPE PROJECT - 50 POINTS

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<th>Pressure Tests</th>
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</thead>
<tbody>
<tr>
<td>Number of Leaks</td>
<td></td>
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<tr>
<td>Alignment</td>
<td>5 points</td>
</tr>
<tr>
<td>Appearance</td>
<td>10 points</td>
</tr>
<tr>
<td>Lead Ring</td>
<td>15 points</td>
</tr>
</tbody>
</table>

TOTAL

Initials
My name is Jonathan Saner, I received your letter stating that my application was denied. I would like to have my application reviewed again. Enclosed is a signed letter by the local 392 JATC training center stating that I have attended their schooling for 5yrs. I thought that my diploma would have sufficed. I am sorry if this has caused any inconvenience.

Respectfully submitted
Jonathan Saner

RECEIVED
DEC 18 2007
Indiana Professional Licensing Agency
To: Indiana Plumbing Commission

12-12-07

I hereby certify that JONATHAN E. SANER has completed the Plumbing Apprenticeship through Local #392 JATC. John started in the program on 6-98 and completed 6-03.

Any questions or comments please feel free to contact me at the above number.

Sincerely,

Mark Sanders
Training Coordinator
Local #392 JATC

E. Charlene Jent

RECEIVED

DEC 18 2007

Indiana Plumbing Licensing Agency
December 3, 2007

Dear Jonathan E. Saner:

The Indiana Plumbing Commission considered your Plumbing Contractor application at their November 28, 2007 meeting. It was the decision of the Commission to deny your application pursuant IC 25-28.5-1-12(c) and 860 IAC 1-1-9.

The Commission has determined that you failed to provide evidence one of the following:

(a) Evidence of successfully completing at least four (4) years in an apprenticeship program approved by the Commission.

Please be advised that if you desire administrative review of the denial of this application, you must file a written petition for review at the above address with the Indiana Plumbing Commission, stating the reason for review. As the petitioner, you would have the burden of proving, in an administrative hearing, that the decision to deny your application for licensure was incorrect. If you do not file a petition for review, this action will be final.

If you file a petition for review, it must be filed no later than eighteen (18) days from the above stated date unless such date is a Saturday, Sunday, legal holiday under state statute or day that the Professional Licensing Agency's offices are closed during regular business hours. In which case, the deadline would be the first day thereafter that is not a Saturday, Sunday, legal holiday under state statute that the Professional Licensing Agency's offices are closed during regular business hours. If you do so, your petition for review will be granted, and an administrative proceeding will be conducted by an administrative law judge of the Indiana Plumbing Commission.

Sincerely,

Lorrie Ruble
Case Manager
Indiana Plumbing Commission

Certified Mail No.: 7001 2510 0006 3838 7119
Dear Jonathan E. Saner:

Your application was tabled by the Indiana Plumbing Commission pending the following:

Please provide proof of completing an approved apprenticeship program.

Please return the requested documentation with a copy of this letter within sixty (60) days. If you have any questions, please contact me at (317) 234-3022, or pla10@pla.state.in.us.

Sincerely,

Lorrie Ruble
Case Manager
Indiana Plumbing Commission

October 3, 2007

RECEIVED

DEC 18 2007

Indiana Professional Licensing Agency
Thursday, November 08, 2007

Indiana Professional Licensing:
   Attn: Mary Kate Adams

This letter is in response to the denial of my application for taking the Journeyman Plumbing test. I had been patiently waiting since June 2007 for a reply from Indiana Professional Licensing and never received a response, so I had been asking my employer for his advice which we decided to give it a little more time to be processed.

My employer recently did check into the status of my application and found it was denied and there was a letter sent to me to let me know but it was returned to you as a non-deliverable address. We verified that the address that you have on file is the correct address that I have lived at for the last 4 years. The address has not changed nor have I received any notice of your letter. I would like however to appeal the denial of my application that I sent to you in June 2007 based on having 4 years of experience in the plumbing trade. Thank you in advance for your consideration in this matter and please contact me with any questions you may have, or any additional information you may need from me.

Sincerely,

Brandon Johnson
7148 E. 52nd Street
Indianapolis, In 46226
Home: 317-547-2073
Cell: 317-557-2054
Work: 317-291-0380
License # PA20500240
<table>
<thead>
<tr>
<th>To</th>
<th>From</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mary Kate Adams</td>
<td>Brandon Johnson</td>
</tr>
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<table>
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<th>Fax:</th>
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<td>11/8/2007</td>
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<table>
<thead>
<tr>
<th>Re:</th>
<th>CC:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Application for Journeyman Test</td>
<td></td>
</tr>
</tbody>
</table>

☐ Urgent  ☐ For Review  ☐ Please Comment  ☐ Please Reply  ☐ Please Recycle
Brandon Johnson  
7146 E. 52nd St.  
Indianapolis IN 46226

August 15, 2007

Dear Brandon Johnson:

The Indiana Plumbing Commission considered your Journeyman Plumber application at their July 25, 2007 meeting. It was the decision of the Commission to deny your application pursuant IC 25-28.5-1-12(c) and 860 IAC 1-1-9.

The Commission has determined that you failed to provide evidence one of the following:

(a) Evidence of successfully completing at least four (4) years in an apprenticeship program approved by the Commission.

Please be advised that if you desire administrative review of the denial of this application, you must file a written petition for review at the above address with the Indiana Plumbing Commission, stating the reason for review. As the petitioner, you would have the burden of proving, in an administrative hearing, that the decision to deny your application for licensure was incorrect. If you do not file a petition for review, this action will be final.

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Sincerely,

Sylvia S. Grinstead  
Case Manager  
Indiana Plumbing Commission

Certified Mail No.: 7002 3150 0003 3036 3242
August 2, 2007

Dear Jason E. Beverly,

The Indiana Plumbing Commission considered your Journeyman Plumber application at their July 25, 2007 meeting. It was the decision of the Commission to deny your application pursuant IC 25-28.5-1-12(c) and 860 IAC 1-1-9.

The Commission has determined that you failed to provide evidence one of the following:

(a) Evidence of successfully completing at least four (4) years in an apprenticeship program approved by the Commission.

Please be advised that if you desire administrative review of the denial of this application, you must file a written petition for review at the above address with the Indiana Plumbing Commission, stating the reason for review. As the petitioner, you would have the burden of proving, in an administrative hearing, that the decision to deny your application for licensure was incorrect. If you do not file a petition for review, this action will be final.

If you file a petition for review, it must be filed no later than eighteen (18) days from the above stated date unless such date is a Saturday, Sunday, legal holiday under state statute or day that the Professional Licensing Agency’s offices are closed during regular business hours. In which case, the deadline would be the first day thereafter that is not a Saturday, Sunday, legal holiday under state statute that the Professional Licensing Agency’s offices are closed during regular business hours. If you do so, your petition for review will be granted, and an administrative proceeding will be conducted by an administrative law judge of the Indiana Plumbing Commission.

Sincerely,

[Signature]

Rebecca Tinsley
Case Manager
Indiana Plumbing Commission

Certified Mail No.: 7001 2510 0006 3838 5719
Indiana Plumbing Commission
402 West Washington Street, Room W072
Indianapolis, Indiana 46204

August 7, 2007

Dear Sirs:

Enclosed you will find documentation to support my claim of successful completion of at least four years in a plumbing apprenticeship program. The omission of these documents was cited as reason for denial of my plumbing contractor application. I ask that you please review these enclosures and reconsider my application. I thank you for your time and consideration.

Sincerely,

Jason E. Beverly

RECEIVED
AUG 14 2007
Indiana Professional Licensing Agency
ACTIVE PLUMBING APPRENTICE
Receipt No.: 3911539
License No.: N29500650
Expires: 07-31-98
Fee Paid: $10.00
Deposit Date: 06-25-97

JASON E. BEVERLY
15104 ALLEN ROAD
HARLAN, IN 46743

RETAINT THIS RECEIPT FOR YOUR RECORDS

RECEIVED
AUG 14 2003
Indiana Professional Licensing Agency
The United States Department of Labor

Bureau of Apprenticeship and Training
Certificate of Completion of Apprenticeship

This is to certify that

JASON E. BEVERLY

has completed an apprenticeship for the occupation

PLUMBER

under the sponsorship of

J.M.A. MECHANICAL
FORT WAYNE, INDIANA

in accordance with the basic standards of apprenticeship
established by the Secretary of Labor

Keith A. Amstutz
Program Sponsor Signature
MAY 1, 1999
Date Completed

Arlene M. Herr
Secretary of Labor

Anthony Brown
Director, Bureau of Apprenticeship and Training
RECEIVED

Indiana Professional Licensing Agency

AUG 14 2007

JASON BEVERLY

May 25, 1999

This is a Certificate

Substitute Secretary

Malond Hough
President

RECEIVED

This is a Certificate

Substitute Secretary

Malond Hough
President

RECEIVED

This is a Certificate

Substitute Secretary

Malond Hough
President

RECEIVED

This is a Certificate

Substitute Secretary

Malond Hough
President
January 14, 2008

Attn: Mary Kate Adams
Indiana Professional Licensing Agency
402 West Washington Street, Room W072
Indianapolis, IN 46204

To Whom It May Concern:

I would like to petition for review of my soil project taken December 19, 2007. I may be reached at above contact information.

Sincerely,

Edward E. Burris
January 2, 2008

Dear Edward E. Burris

The Indiana Plumbing Commission regrets to inform you that your application for licensure as a journeyman plumber has been denied pursuant to IC 25-28.5-1-15, because you have failed to achieve a passing score on the journeyman plumber examination. Your examination results are as follows:

<table>
<thead>
<tr>
<th>Date</th>
<th>Type</th>
<th>Candidate#</th>
<th>Score</th>
<th>Results</th>
</tr>
</thead>
<tbody>
<tr>
<td>December 19, 2007</td>
<td>Copper Project</td>
<td>205</td>
<td>37</td>
<td>Pass</td>
</tr>
<tr>
<td>December 19, 2007</td>
<td>Soil Project</td>
<td>205</td>
<td>34</td>
<td>Fail</td>
</tr>
<tr>
<td>December 19, 2007</td>
<td>Written</td>
<td>205</td>
<td>72</td>
<td>Pass</td>
</tr>
</tbody>
</table>

Please be advised that if you desire administrative review of this application denial, you must file a written petition for review at the above address with the Indiana Plumbing Commission stating the reason for the review. As the petitioner, you would have the burden of proving in an administrative hearing that the decision to deny application was incorrect. If you do not file a petition for review, this action will be final.

If you file a petition for review, it must be filed no later than eighteen (18) days from the above stated date unless such date is a Saturday, Sunday, legal holiday under state statute or day that the Professional Licensing Agency’s offices are closed during regular business hours in which case, the deadline would be the first day thereafter that is not a Saturday, Sunday, or legal holiday under state statute or day the Professional Licensing Agency’s offices are closed during regular business hours. If you do so, your petition for review will be granted and an administrative law judge of the Indiana Plumbing Commission will conduct an administrative proceeding.

Should you choose to petition for review, you may review your examination following board action granting your petition, upon making an appointment with the board office at (317) 234-3022.

Sincerely,

[Signature]

Rebecca Tinsley
Case Manager
From Lance D. Smith Date 1/16/2008

To Professional Licensing Agency Pages 1

Re: Exam Attn: Mary Kate Adams

Comments Hi, My name is Lance D. Smith and I would like to file for a petition and review of my exam. Please contact me when I can do this.

Thanks!!

Contact info: Lance D. Smith
4114 Northwood Ave.
Indianapolis, IN 46208

317 796-3004
Lance Smith  
4646 Rookwood Ave  
Indianapolis IN 46220  

Dear Lance Smith  

January 2, 2008  

The Indiana Plumbing Commission regrets to inform you that your application for licensure as a plumbing contractor has been denied pursuant to IC 25-28.5-1-15, because you have failed to achieve a passing score on the plumbing contractor examination. Your examination results are as follows:  

<table>
<thead>
<tr>
<th>Date</th>
<th>Type</th>
<th>Candidate#</th>
<th>Score</th>
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<td>December 19, 2007</td>
<td>Drawing</td>
<td>122</td>
<td>69</td>
<td>Fail</td>
</tr>
</tbody>
</table>

Please be advised that if you desire administrative review of this application denial, you must file a written petition for review at the above address with the Indiana Plumbing Commission stating the reason for the review. As the petitioner, you would have the burden of proving in an administrative hearing that the decision to deny application was incorrect. If you do not file a petition for review, this action will be final.  

If you file a petition for review, it must be filed no later than eighteen (18) days from the above stated date unless such date is a Saturday, Sunday, legal holiday under state statute or day that the Professional Licensing Agency’s offices are closed during regular business hours in which case, the deadline would be the first day thereafter that is not a Saturday, Sunday, or legal holiday under state statute or day the Professional Licensing Agency’s offices are closed during regular business hours. If you do so, your petition for review will be granted and an administrative law judge of the Indiana Plumbing Commission will conduct an administrative proceeding.  

Should you choose to petition for review, you may review your examination following board action granting your petition, upon making an appointment with the board office at (317) 234-3022.  

Sincerely,  

Lorrie Ruble  
Case Manager
Dec 18, 2007

To: Indiana Plumbing Commission  
Re: Steven A. Soto

With all due respect, I am responding to being denied to opportunity to take the Indiana plumbing examine. Am enclosing a copy of the letter sent to me and a copy of the sections cited for my denial. After receiving professional and legal advice, I am asking that you reconsider you present position regarding my application. Please note that on IC 25-28.5-1-12(c) the word "or" appears, which is a word of option, not a word of companionship such as "and"; unless there is something I’ve overlooked I respectfully await your response.

I am very thankful that my boss is a thorough person, I love doing plumbing and what I’ve learned; he has shown me the values and ethics of being a qualified professional, I long for that same opportunity!

Thank you for your time,

Steven A. Soto  
1806 S. 10th St.  
Terre Haute, In 47802

RECEIVED

DEC 19 2007

Indiana Professional Licensing Agency
Steven A. Soto  
1806 South 10th Street  
Terre Haute IN 47802

December 4, 2007

Dear Steven A. Soto,

The Indiana Plumbing Commission considered your Journeyman Plumber application at their November 28, 2007 meeting. It was the decision of the Commission to deny your application pursuant IC 25-28 5-1-12(c) and 860 IAC 1-1-9.

The Commission has determined that you failed to provide evidence one of the following:

(a) Evidence of successfully completing at least four (4) years in an apprenticeship program approved by the Commission.

Please be advised that if you desire administrative review of the denial of this application, you must file a written petition for review at the above address with the Indiana Plumbing Commission, stating the reason for review. As the petitioner, you would have the burden of proving, in an administrative hearing, that the decision to deny your application for licensure was incorrect. If you do not file a petition for review, this action will be final.

If you file a petition for review, it must be filed no later than eighteen (18) days from the above stated date unless such date is a Saturday, Sunday, legal holiday under state statute or day that the Professional Licensing Agency's offices are closed during regular business hours. In which case, the deadline would be the first day thereafter that is not a Saturday, Sunday, legal holiday under state statute that the Professional Licensing Agency's offices are closed during regular business hours. If you do so, your petition for review will be granted, and an administrative proceeding will be conducted by an administrative law judge of the Indiana Plumbing Commission.

Sincerely,

Lorrie Ruble  
Case Manager  
Indiana Plumbing Commission

Certified Mail No.: 7001 2510 0006 3838 6105

RECEIVED

Indiana Professional Licensing Agency
subsection (d) of such individual's removal or resignation from said status, but such removal, resignation, or the failure to notify the commission thereof shall not terminate the obligation of the corporate plumbing contractor.

(d) When an individual described in subsection (b) is removed or resigns, the corporation must notify the commission within thirty (30) days and shall identify any replacement individual or individuals.

(Indiana Plumbing Commission; 860 IAC 1-1-7; filed Jul 30, 1985, 8:15 p.m.; 8 IR 2040; filed Feb 15, 1986, 2:36 p.m.; 12 IR 1556; errata filed May 8, 1989, 2:35 p.m.; 12 IR 2063; filed Jan 16, 1992, 5:00 p.m.; 15 IR 1022; readopted filed May 29, 2001, 10:00 a.m.; 24 IR 2327)

860 IAC 1-1-8 Temporary plumbing contractor license
Authority: IC 25-28.5-1-18; IC 25-28.5-1-38
Affected: IC 25-28.5-1-18.5
Sec. 8. (a) A temporary plumbing contractor license authorized by IC 25-28.5-1-18.5 shall be for six (6) month increments.
(b) Such temporary license shall not enable the holder thereof to perform actual plumbing services unless he is a currently licensed journeyman or a currently licensed plumbing contractor. However, the holder of a temporary license may employ a journeyman to perform actual plumbing services pursuant to the temporary license. If the holder is a licensed journeyman, he may perform plumbing contracting under the authority of the temporary license.
(c) The temporary license will be granted upon submission of the license fee in the amount of twenty-five dollars ($25) for each six (6) month increment, as well as a fully executed bond on a form supplied by the commission.
(d) No temporary license will be issued to any applicant who fails to first appear before the commission or the executive director of the Indiana professional licensing agency at the time of the commission or licensing agency to request the same.
(e) A temporary license granted by the executive director of the Indiana professional licensing agency is subject to revocation or refusal at the next regularly scheduled meeting of the commission.
(Indiana Plumbing Commission; 860 IAC 1-1-8; filed Dec 20, 1985, 9:13 a.m.; 9 IR 1099; filed Jun 14, 1996, 3:00 p.m.; 19 IR 3108; readopted filed May 29, 2001, 10:00 a.m.; 24 IR 2327; filed Jul 17, 2002, 2:34 p.m.; 25 IR 4110; eff Jan 1, 2003)

860 IAC 1-1-9 Admission to examination
Authority: IC 25-28.5-1-8; IC 25-28.5-1-38
Affected: IC 25-28.5-1
Sec. 9. (a) This section and section 10 of this rule implement the requirements for admission to the journeyman plumber and plumbing contractor examination found in IC 25-28.5-1-12(c).
(b) "Plumbing trade" means being engaged in the work of plumbing as that term is defined in IC 25-28.5-1-12(1). The term includes doing plumbing work under the circumstances described in IC 25-28.5-1-12(2), IC 25-28.5-1-32(4), IC 25-28.5-1-32(6), IC 25-28.5-1-32(7), and IC 25-28.5-1-32(8) [as amended, IC 25-28.5-1-32(8)].
(c) "Apprenticeship program approved by the commission" means a program that meets the requirements of 860 IAC 2-1-1.
(d) "Four years of experience" means a minimum of six thousand four hundred (6,400) hours in the plumbing trade over at least four (4) years.
(e) "Four years of experience" means a minimum of six thousand four hundred (6,400) hours in the plumbing trade over at least four (4) years.
(f) More than forty (40) hours shall be counted in any given calendar week toward meeting the requirements of either subsection (d) or (e).
(Indiana Plumbing Commission; 860 IAC 1-1-9; filed Jan 16, 1992, 5:00 p.m.; 15 IR 1022; readopted filed May 29, 2001, 10:00 a.m.; 24 IR 2327)

860 IAC 1-1-10 Verification of employment
Authority: IC 25-28.5-1-8; IC 25-28.5-1-38
Affected: IC 25-28.5-1-12
Sec. 10. (a) An applicant for admission to the plumbing contractor or journeyman plumber examination must submit with the applicant's application affidavits from the applicant's employers verifying all experience in the plumbing trade, or work in a plumbing business under the direction of a licensed plumbing contractor, claimed in the applicant's application.
(b) If the applicant is unable to obtain any employer affidavit required by subsection (a), the applicant must submit an affidavit stating the inability and the reason why.
(c) Whether or not the employer affidavits provided for in subsection (a) have been submitted, the commission may seek such additional information from the applicant, any employer, or any third party as is necessary to determine whether the applicant meets the requirements for admission to the examination.
(Indiana Plumbing Commission; 860 IAC 1-1-10; filed Jan 16, 1992, 5:00 p.m.; 15 IR 1022; readopted filed May 29, 2001, 10:00 a.m.; 24 IR 2327)

860 IAC 1-1-11 Licensed out-of-state applicants; certification of license required
Authority: IC 25-28.5-1-18; IC 25-28.5-1-38
Affected: IC 25-28.5-1-12; IC 25-28.5-1-19
Sec. 11. An individual who is licensed in another state and who applies for admission to the examination under IC 25-28.5-1-12(d)(1), or by reciprocity under IC 25-28.5-1-12(e) and IC 25-28.5-1-19 shall submit certification of licensure from the licensing authority in the other state.
(Indiana Plumbing Commission; 860 IAC 1-1-11; filed Jan 16, 1992, 5:00 p.m.; 15 IR 1023; readopted filed May 29, 2001, 10:00 a.m.; 24 IR 2327)

Rule 2. Definitions
860 IAC 1-2-1 "Maintenance" defined
Authority: IC 25-28.5-1-38
Affected: IC 25-28.5-1-32
Sec. 1. The work of a "maintenance man" as described in IC 25-28.5-1-32(7) shall include anyone whose full-time work shall include repair of present operational plumbing systems. However, "maintenance" shall not include the installation of any nonexistant plumbing system nor shall it include remodeling of an existing plumbing system where the number of faucets, toilets, bathtubs, fountains, or other devices affecting the flow of water are increased beyond the original system.
(Indiana Plumbing Commission; 860 IAC 1-2-1; filed Oct 29, 1984, 3:09 p.m.; 9 IR 214; filed Jan 16, 1992, 5:00 p.m.; 15 IR 1023; readopted filed May 29, 2001, 10:00 a.m.; 24 IR 2327)

Rule 3. Examinations; Journeyman Plumber, Plumbing Contractor
860 IAC 1-3-1 Examination; journeyman plumber
Authority: IC 25-28.5-1-8; IC 25-28.5-1-38
Affected: IC 25-28.5-1
Sec. 1. (a) The journeyman plumber examination shall consist of a practical section and of a written section.
(b) The practical section of the examination shall include two (2) parts known as the following:
(1) The copper pipe project.
(2) The soil pipe project.
(c) The written section of the examination shall be a multiple-choice test.
(d) In order to pass the practical section of the examination, each individual must score at least seventy percent (70%) on both of the following:

Indiana Professional Licensing Agency
IC 25-28.5-1-5 Compensation of members of commission
Sec. 5. The members of the commission shall receive no salary, but are entitled to reimbursement for traveling and other expenses as provided in the state travel policies and procedures established by the department of administration and approved by the state budget agency.

IC 25-28.5-1-6 Organization and records of commission
Sec. 6. The commission shall annually organize and select one (1) of the members as chairman and one (1) of the members to serve as secretary, both to serve for a term of one (1) year. The commission, through the licensing agency, shall keep a record of all its proceedings, transactions, communications, official acts, and records and shall perform such other duties as required by law.

IC 25-28.5-1-7 Duties of commission
Sec. 7. The commission shall do the following:
(1) Adopt a seal with the words "Indiana Plumbing Commission" and such other device as may be selected by which it shall authenticate the acts of the commission. Copies of all records and papers, when certified by the secretary and issued under the seal of the commission, shall be received in evidence in all cases equally and with like effect as the original commission records.
(2) Prescribe the form of licenses and issue the same under its seal. All such licenses, while in force, shall be under the supervision and control of the commission.
(3) Issue licenses as plumbing contractors and journeymen plumbers, to any person who qualifies and complies with the provisions of this chapter and pay required license fees.
(4) Adopt rules in accordance with IC 4-22-2 which establish standards for the competent practice of plumbing.

IC 25-28.5-1-8 Powers of commission
Sec. 8. The commission may:
(1) Adopt and promulgate rules and regulations for its guidance and for the regulation of its business and procedure consistent with the provisions of this chapter and in the manner provided in IC 4-22-2.
(2) Enter into such other contracts and authorize expenditures as its duties require, subject to the provisions of this chapter and IC 25-1.6.
(3) Do all things necessary for carrying into effect the provisions of this chapter.

IC 25-28.5-1-9 Meetings of commission; notice; quorum; record
Sec. 9. The secretary shall call all meetings of the commission as directed by the chairman or upon request in writing by two (2) members, and at such time and places, within the state of Indiana as the commission business may require. Sufficient notice shall be given to permit members to attend all meetings. The presence of four (4) members of the commission in attendance at a commission meeting subject to notice as herein required, shall constitute a quorum for the transaction of commission business. Meetings of the commission may be held pursuant to written waiver of notice signed by all the members of the commission. A record shall be kept of all proceedings at meetings and of the vote taken on each act or transaction of the commission and a majority vote of all members shall be required to bind the commission.

IC 25-28.5-1-10 Office and supplies of commission; employees
Sec. 10. (a) The department of administration shall provide office space, furniture, and necessary supplies and the office files, records, and property of the commission.
(b) The licensing agency shall provide the board with employees necessary to administer the provisions of this chapter.

IC 25-28.5-1-11 Unlawful acts
Sec. 11. It shall be unlawful for any person to act in the capacity of a plumbing contractor or journeymen plumber within this state without first obtaining a license as a plumbing contractor or journeymen plumber from the commission. This chapter does not apply to helpers, laborers, registered apprentices, and other employees of a plumbing contractor or journeymen plumber, who do not in any manner hold themselves out to the public as being plumbers.

IC 25-28.5-1-12 Licensing requirements; apprenticeship; nonresidents
Sec. 12. (a) Except as otherwise provided in this chapter, a natural person over the age of eighteen (18) years who resides in Indiana and any corporation which satisfies the further requirements of this chapter may be licensed by the commission as a plumbing contractor. Except as otherwise provided by this chapter, a natural person over the age of eighteen (18) years may be licensed by the commission as journeymen plumber.
(b) A person who desires to be licensed as a plumbing contractor or journeymen plumber is eligible for such a license upon the successful taking of the examination provided in section 15 of this chapter.
(c) To qualify for a journeymen plumber examination under subsection (b), an applicant who is an Indiana resident must provide evidence that the applicant has completed at least four (4) years in an apprenticeship program approved by the commission or in a trend to the commission a notarized statement providing evidence that the applicant has at least four (4) years of experience in the plumbing trade in employment as set forth in section 32(2), 32(6), or 32(7) of this chapter. To qualify for a plumbing contractor license examination under subsection (b), an applicant who is an Indiana resident must provide evidence that the applicant has completed at least four (4) years of experience in the plumbing trade in employment as set forth in section 32(2), 32(6), or 32(7) of this chapter, or has worked in a plumbing business under the direction of a licensed plumbing contractor for at least four (4) years.
(d) An applicant who is not an Indiana resident may qualify to take an examination under subsection (b) in the following manner:
(1) If the applicant holds a license in a state that does not have a reciprocity agreement with Indiana, the applicant must present the license to the commission to be eligible to take the examination.
(2) If the applicant resides in a state that does not have licensing requirements, the applicant before taking the examination must meet the appropriate requirements of subsection (b).
(e) If the applicant holds a license in a state that has a reciprocity agreement with Indiana, the appropriate license shall be issued automatically.
STATE OF INDIANA
BEFORE THE INDIANA PLUMBING COMMISSION

IN THE MATTER OF ) CAUSE NO. IPC 07-16
PAUL J. DUNCAN, )
JOURNEYMAN PLUMBER )
EXAMINATION APPLICANT )

ADMINISTRATIVE LAW JUDGE'S ORDER

Comes now, William Ciriello, the Administrative Law Judge designated by the
Indiana Plumbing Commission ("Commission") in this proceeding, and hearing having
been held, now issues and files his order. Notice is hereby given that any objection to the
Administrative Law Judge's Order must be filed with the Commission, identifying the
basis of the objection with reasonable particularity, no later than eighteen (18) days from
the date of issuance of this order unless such date is a Saturday, a Sunday, a legal holiday
under state statute or a day that the Indiana Professional Licensing Agency's offices are
closed during regular business hours in which case the deadline would be the first day
thereafter that is not a Saturday, a Sunday, a legal holiday under state statute or a day that
the Indiana Professional Licensing Agency's offices are closed during regular business
hours. This Administrative Law Judge's Order is not the final order of the Commission
in this proceeding. However, in the absence of any objection, the Commission either will
affirm the Administrative Law Judge's Order as its final order or will serve notice of its
intention to review any issue related to the Administrative Law Judge's Order.

FINDINGS OF FACT

1. This proceeding is pending on Paul J. Duncan's (hereinafter "Petitioner") petition
for review of the Commission's denial of admittance to the examination for a
journeyman plumber license.

2. The Petitioner has not completed the required four (4) years in an apprenticeship
program and his experience did not qualify as an exemption to the requirement for
four years of apprenticeship in a Commission approved program.

3. The Petitioner appeared in person and without counsel at the October 23, 2007
hearing.

4. The Petitioner did not present sufficient evidence to make a showing of having
completed four (4) years of a Commission approved apprenticeship program.

5. The Petitioner did not submit any additional evidence as of December 3, 2007.
CONCLUSIONS OF LAW

1. Indiana Code 25-28.5-1-12(c) states that:

To qualify for a journeyman plumber examination an applicant who is an Indiana resident must provide evidence that the applicant has completed at least four (4) years in an apprenticeship program approved by the commission or present to the commission a notarized statement providing evidence that the applicant has at least four (4) years of experience in the plumbing trade in employment as set forth in [the following:

Ind. Code 25-28.5-1-32(2) - An authorized employee of the United States, the state, or a political subdivision of the state if the employee does not profess to be for hire and is acting within the scope of the employee's employment.
Ind. Code 25-28.5-1-32(6) - Construction, alteration, improvement, or repair of a plumbing system, located on a site, the title of which is in the name of the United States of America, or to construction, alteration, improvement, or repair on a project where federal law supersedes this article.
Ind. Code 25-28.5-1-32(7) - An individual who is employed or acts as a maintenance person at the individual's place of employment.]

2. The Petitioner did not present sufficient evidence to make a showing of having completed four (4) years of a Commission approved apprenticeship program nor of having the required experience to qualify for an exemption.

ORDER

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Petitioner's application for admittance to the Journeyman Plumbing examination is DENIED.

ISSUED this 27th day of December, 2007.

[Signature]
William Cirrillo
Administrative Law Judge
Indiana Plumbing Commission
Copies to:

Paul J. Duncan
51815 Hedge Lane
Granger, IN 46530
Certified Mail No. 7002 2410 0002 4164 4913
RETURN RECEIPT REQUESTED

Julie Alexander
Deputy Attorney General
Office of the Attorney General
Indiana Government Center South
402 W. Washington St., 5th Floor
Indianapolis, IN 46204
1. Article Addressed To:

IPC 07-16
Paul John Duncan
51815 Hedge Lane
Granger, IN 46530

2. Article Number
(Transfer from service label)

7002 2410 0002 4164 4913

3. Service Type

USPS

Certified Mail

4. Restricted Delivery? (Extra Fee)

Yes

5. Date of Delivery

JAN 2 2008

6. Return Receipt for Merchandise

No

7. Signature

[Signature]

8. Agent

No

9. Addressee

Yes
November 7, 2007

To Whom It May Concern:

Mr. Richard French has been employed with Campus Services at Wabash College since 2005. During this time he has done plumbing repairs and installations as part of his duties. Please contact me if you have need for any additional information.

Sincerely,

[Signature]

David Morgan
General Manager for Sodexo at Wabash College
765-361-6382

[Signature]

Debra S. Martin
Notary
Commission Exp. 10-5-09
Montgomery County
Indiana
October 30, 2007

To Whom It May Concern:

Richard French was employed at Shady Knoll Apartments during 2003-2005. During that time Richard’s duties did include extensive plumbing. You may contact me at the rental office with any questions.

Sincerely,

[Signature]
Belinda Magill
Property Manager
Shady Knoll and Autumn Woods Apts.

[Signature]

RECEIVED

Nov 2 0 2007

Indiana Professional Licensing Agency

KRIS DAVIDSON, Leasing Agent • 200 Knoll Circle, Crawfordsville, IN 47933 • (765) 364-0125 • Fax: (765) 362-4735
Form W2 Wage and Tax Statement 2004

<table>
<thead>
<tr>
<th>Employer's name, address, and ZIP code</th>
<th>Employee's name, address, and ZIP code</th>
</tr>
</thead>
<tbody>
<tr>
<td>SODEKIND MANAGEMENT, INC. AGENT FOR SDH SERVICES WEST LLC 18400 FERNWOOD ROAD BETHESDA MD 20817</td>
<td>00260 SA815994 R 1753841</td>
</tr>
<tr>
<td><strong>RICHARD W FRENCH</strong> 513 SOUTH GRAVE AVE CRAWFORDSVILLE IN 47933</td>
<td></td>
</tr>
</tbody>
</table>

**Employee Information**
- **Employer's Identification number:** 16-0812661
- **Wages, tips, other compensation:** 26314.69
- **Federal income tax withheld:** 2062.42
- **Social security wage:** 26314.69
- **Social security tax withheld:** 1653.51
- **Medicare wage and tax:** 26314.69
- **Medicare tax withhold:** 581.56
- **Tips:** 0.00
- **Allocated tips:** 0.00
- **Advance EIC payment:** 0.00
- **10 Dependent care benefits:** 0.00
- **Nonqualified plans:** 0.00

**Employee's State Income Tax**
- **State income tax:** 894.72

**Employee's Social Security and Medicare Tax**
- **Social security tax:** 26314.69
- **Medicare tax:** 276.72

**Other**

**W-2 Wage and Tax Statement 2004**

**Copy to Be Filed With Employer's STATE, CITY or LOCAL Income Tax Return**

**Department of the Treasury/Internal Revenue Service OMB# 1545-0006**

**Indiana Licensing Profess. Licensing Age 55**

**Receipt**

**November 20, 2004**
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<thead>
<tr>
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<th>Wage and Tax Statement 2005</th>
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<tbody>
<tr>
<td>1</td>
<td>Wage, tips, other comp.</td>
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<tr>
<td>2</td>
<td>Social security wages</td>
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<td>3</td>
<td>Medicare wages and tips</td>
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<td>Social security tax withheld</td>
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<td>Medicare tax withheld</td>
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<td>Federal income tax withheld</td>
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<td>8</td>
<td>Dependent care benefits</td>
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<td>Total Wages</td>
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<tr>
<td>10</td>
<td>Federal Income Tax Withheld</td>
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<tr>
<td>11</td>
<td>Social Security Withheld</td>
</tr>
<tr>
<td>12</td>
<td>Medicare Tax Withheld</td>
</tr>
<tr>
<td>13</td>
<td>Total Deductions</td>
</tr>
</tbody>
</table>

**Employer Information:**

PEDCOR MANAGEMENT CORP  
770 3RD AVE SW  
CARMEL IN 46032

**Employee Information:**

RICHARD FRENCH  
513 S. GRACE AVE  
CRAWFORDSVILLE, IN 47933

**Tax Information:**

State Employee's state ID no.: IN 0629500926000111
State wages, tips, etc.: 2204.94
Federal income tax withheld: 4433.13
Federal social security withheld: 1798.76
Federal Medicare tax withheld: 321.97
FEDERAL FILING COPY

**W-2 Statement:**

Copy B to be filed with Employee's federal income tax return.
I have enclosed a copy of a current pay stub to show my current employment.

Richard French
STATE OF INDIANA
BEFORE THE INDIANA PLUMBING COMMISSION

IN THE MATTER OF ) CAUSE NO. IPC 07-17
RICHARD FRENCH, )
JOURNEYMAN PLUMBER )
EXAMINATION APPLICANT )

ADMINISTRATIVE LAW JUDGE'S ORDER

Comes now, William Ciriello, the Administrative Law Judge designated by the Indiana Plumbing Commission (hereinafter "Commission") in this proceeding, and hearing having been held, now issues and files his order. Notice is hereby given that any objection to the Administrative Law Judge's Order must be filed with the Commission, identifying the basis of the objection with reasonable particularity, no later than eighteen (18) days from the date of issuance of this order unless such date is a Saturday, a Sunday, a legal holiday under state statute or a day that the Indiana Professional Licensing Agency's offices are closed during regular business hours in which case the deadline would be the first day thereafter that is not a Saturday, a Sunday, a legal holiday under state statute or a day that the Indiana Professional Licensing Agency's offices are closed during regular business hours. This Administrative Law Judge's Order is not the final order of the Commission in this proceeding. However, in the absence of any objection, the Commission either will affirm the Administrative Law Judge's Order as its final order or will serve notice of its intent to review any issue related to the Administrative Law Judge's Order.

FINDINGS OF FACT

1. This proceeding is pending on Richard French's (hereinafter "Petitioner") petition for review of the Commission's denial of admittance to the examination for a journeyman plumber license.

2. The Petitioner has not completed the required four (4) years in an apprenticeship program and his experience did not qualify as an exemption to the requirement for four (4) years of apprenticeship.


4. The Petitioner did not present sufficient evidence to make a showing of having completed four (4) years of a Commission approved apprenticeship program.

5. The Administrative Law Judge allowed for thirty (30) additional days for the Petitioner to submit additional evidence pertaining to the experience of the Petitioner.

6. The Petitioner did not submit any additional evidence as of December 3, 2007.
CONCLUSIONS OF LAW

1. Indiana Code 25-28.5-1-12(c) states that:

   To qualify for a journeyman plumber examination..., an applicant who is
   an Indiana resident must provide evidence that the applicant has
   completed at least four (4) years in an apprenticeship program approved
   by the commission or present to the commission a notarized statement
   providing evidence that the applicant has at least four (4) years of
   experience in the plumbing trade in employment as set forth in [the
   following:

   Ind. Code 25-28.5-1-32(2) - An authorized employee of the United
   States, the state, or a political subdivision of the state if the
   employee does not profess to be for hire and is acting within the
   scope of the employee's employment.
   Ind. Code 25-28.5-1-32(6) - Construction, alteration, improvement,
   or repair of a plumbing system, located on a site, the title of which
   is in the name of the United States of America, or to construction,
   alteration, improvement, or repair on a project where federal law
   supersedes this article.
   Ind. Code 25-28.5-1-32(7) - An individual who is employed or acts
   as a maintenance person at the individual's place of employment.]

2. The Petitioner did not present sufficient evidence to make a showing of
   having completed four (4) years of a Commission approved apprenticeship program
   nor of having the required experience to qualify for an exemption.

ORDER

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Petitioner's
application for admittance to the Journeymen Plumbing examination is DENIED.

ISSUED this 27th day of December, 2007

[Signature]
William Ciriello
Administrative Law Judge
Indiana Plumbing Commission
Copies to:

Richard French
513 S. Grace Avenue
Crawfordsville, IN 47933
Certified Mail No. 7002 2410 0002 4164 4906
RETURN RECEIPT REQUESTED

Julie Alexander
Deputy Attorney General
Office of the Attorney General
Indiana Government Center South
402 W. Washington St., 5th Floor
Indianapolis, IN 46204
SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

IPC 67-17
Richard W. French
513 S. Grace Avenue
Crawfordsville, IN 47933

2. Article Number
(Transfer from service label)
7002 2410 0002 4164 4906

COMPLETE THIS SECTION ON DELIVERY

A. Signature
[X]

B. Received by (Printed Name)
[Blank]

C. Date of Delivery
[Blank]

D. Is delivery address different from Item 1? □ Yes □ No
If YES, enter delivery address below:

3. Service Type
- [□] Certified Mail
- [□] Express Mail
- [□] Registered
- [□] Insured Mail
- [□] Return Receipt for Merchandise
- [□] C.O.D.

4. Restricted Delivery? (Extra Fee) □ Yes

PS Form 3811, February 2004
Domestic Return Receipt

102905-02-M-1540

CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

US Postal Service

91007 2410 0002 4164 4906

7002 2410 0002 4164 4906
ADMINISTRATIVE LAW JUDGE'S ORDER

Comes now, William Ciriello, the Administrative Law Judge designated by the Indiana Plumbing Commission ("Commission") in this proceeding, and hearing having been held, now issues and files his order. Notice is hereby given that any objection to the Administrative Law Judge's Order must be filed with the Commission, identifying the basis of the objection with reasonable particularity, no later than eighteen (18) days from the date of issuance of this order unless such date is a Saturday, a Sunday, a legal holiday under state statute or a day that the Indiana Professional Licensing Agency's offices are closed during regular business hours in which case the deadline would be the first day thereafter that is not a Saturday, a Sunday, a legal holiday under state statute or a day that the Indiana Professional Licensing Agency's offices are closed during regular business hours. This Administrative Law Judge's Order is not the final order of the Commission in this proceeding. However, in the absence of any objection, the Commission either will affirm the Administrative Law Judge's Order as its final order or will serve notice of its intent to review any issue related to the Administrative Law Judge's Order.

FINDINGS OF FACT

1. This proceeding is pending on Eddy Lewis's (hereinafter "Petitioner") petition for review of the Commission's denial of admittance to the examination for a journeyman plumber license.

2. The Petitioner has not completed the required four (4) years in an apprenticeship program and his experience did not qualify as an exemption to the requirement for four (4) years of apprenticeship.


4. The Petitioner did not present sufficient evidence to make a showing of having completed four (4) years of a Commission approved apprenticeship program.

5. The Petitioner did not submit any additional evidence as of December 3, 2007.
CONCLUSIONS OF LAW

1. Indiana Code 25-28.5-1-12(c) states that:

To qualify for a journeyman plumber examination an applicant who is an Indiana resident must provide evidence that the applicant has completed at least four (4) years in an apprenticeship program approved by the commission or present to the commission a notarized statement providing evidence that the applicant has at least four (4) years of experience in the plumbing trade in employment as set forth in [the following:

Ind. Code 25-28.5-1-32(2) - An authorized employee of the United States, the state, or a political subdivision of the state if the employee does not profess to be for hire and is acting within the scope of the employee's employment.
Ind. Code 25-28.5-1-32(6) - Construction, alteration, improvement, or repair of a plumbing system, located on a site, the title of which is in the name of the United States of America, or to construction, alteration, improvement, or repair on a project where federal law supersedes this article.
Ind. Code 25-28.5-1-32(7) - An individual who is employed or acts as a maintenance person at the individual's place of employment.]

2. The Petitioner did not present sufficient evidence to make a showing of having completed four (4) years of a Commission approved apprenticeship program nor of having the required experience to qualify for an exemption.

ORDER

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Petitioner's application for admittance to the Journeyman Plumbing examination is DENIED.

ISSUED this 27th day of December, 2007.

[Signature]
William Ciriello
Administrative Law Judge
Indiana Plumbing Commission
Copies to:

Eddy Lewis
2479 Woodfield Blvd.
Franklin, IN 46131
Certified Mail No. 7002 0860 0000 8140 2023
RETURN RECEIPT REQUESTED

Eddy Lewis
2472 Woodfield Blvd.
Franklin, IN 46131
Certified Mail No. 7002 2410 0000 4164 4890
RETURN RECEIPT REQUESTED

Julie Alexander
Deputy Attorney General
Office of the Attorney General
Indiana Government Center South
402 W. Washington St., 5th Floor
Indianapolis, IN 46204
SENDERS: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
   IPC 07-18
   Eddy Lewis
   2479 Woodfield Blvd.
   Franklin, IN 46131

2. Article Number
   (Transfer from service label)
   7002 0860 0000 8140 2053
   PS Form 3811, February 2004
   Domestic Return Receipt

3. Service Type
   Certified Mail
   Registered
   Insured Mail
   C.O.D.

4. Restricted Delivery? (Extra Fee) □ Yes

COMPLETE THIS SECTION ON DELIVERY

A. Signature
   X
   Agent
   Addressee

B. Received by (Printed Name)
   Date of Delivery 12/28/01

D. Is delivery address different from item 1? □ Yes
   If YES, enter delivery address below:
   IPC 07-18
   Eddy Lewis
   2472 Woodfield Blvd.
   Franklin, IN 46131

3. Service Type
   Certified Mail
   Express Mail
   Registered
   Return Receipt for Merchandise
   Insured Mail
   C.O.D.

4. Restricted Delivery? (Extra Fee) □ Yes
STATE OF INDIANA
BEFORE THE INDIANA PLUMBING COMMISSION

IN THE MATTER OF )
JOSEPH R. ABEYTA, ) CAUSE NO. IPC 07-07
JOURNEYMAN PLUMBER )
EXAMINATION APPLICANT )

ADMINISTRATIVE LAW JUDGE’S ORDER

Comes now, William Ciriello, the Administrative Law Judge designated by the Indiana Plumbing Commission (“Commission”) in this proceeding, and hearing having been held, now issues and files his order. Notice is hereby given that any objection to the Administrative Law Judge’s Order must be filed with the Commission, identifying the basis of the objection with reasonable particularity, no later than eighteen (18) days from the date of issuance of this order unless such date is a Saturday, a Sunday, a legal holiday under state statute or a day that the Indiana Professional Licensing Agency’s offices are closed during regular business hours in which case the deadline would be the first day thereafter that is not a Saturday, a Sunday, a legal holiday under state statute or a day that the Indiana Professional Licensing Agency’s offices are closed during regular business hours. This Administrative Law Judge’s Order is not the final order of the Commission in this proceeding. However, in the absence of any objection, the Commission either will affirm the Administrative Law Judge’s Order as its final order or will serve notice of its intent to review any issue related to the Administrative Law Judge’s Order.

FINDINGS OF FACT

1. This proceeding is pending on Joseph R. Abeyta’s (hereinafter "Petitioner") petition for review of the Commission's denial of admittance to the examination for a journeyman plumber license.

2. The Petitioner has not completed the required four (4) years in an apprenticeship programs and his experience did not qualify as an exemption to the requirement for four (4) years of apprenticeship.

CONCLUSIONS OF LAW

1. Indiana Code 25-28.5-1-12(c) states that:

To qualify for a journeyman plumber examination an applicant who is an Indiana resident must provide evidence that the applicant has completed at least four (4) years in an apprenticeship program approved by the commission or present to the commission a notarized statement providing evidence that the applicant has at least four (4) years of experience in the plumbing trade in employment as set forth in [the following:...
Ind. Code 25-28.5-1-32(2) - An authorized employee of the United States, the state, or a political subdivision of the state if the employee does not profess to be for hire and is acting within the scope of the employee's employment.
Ind. Code 25-28.5-1-32(6) - Construction, alteration, improvement, or repair of a plumbing system, located on a site, the title of which is in the name of the United States of America, or to construction, alteration, improvement, or repair on a project where federal law supersedes this article.
Ind. Code 25-28.5-1-32(7) - An individual who is employed or acts as a maintenance person at the individual's place of employment.]

2. The Petitioner did not present sufficient evidence to make a showing of having completed four (4) years of a Commission approved apprenticeship program nor of having the required experience to qualify for an exemption.

ORDER

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Petitioner's application for admittance to the Journeyman Plumbing examination is DENIED.

ISSUED this 27th day of December, 2007.

[Signature]
William Ciriello
Administrative Law Judge
Indiana Plumbing Commission
Copies to:

Joseph R. Abeyta
7314 Marshall Street
Merrillville, IN 46410
Certified Mail No. 7002 2410 0002 4164 4883
RETURN RECEIPT REQUESTED

Julie Alexander
Deputy Attorney General
Office of the Attorney General
Indiana Government Center South
402 W. Washington St., 5th Floor
Indianapolis, IN 46204
STATE OF INDIANA
BEFORE THE INDIANA PLUMBING COMMISSION

IN THE MATTER OF ) CAUSE NO. IPC 07-11
THE APPLICATION OF )
MICHAEL BERRYMAN, )
JOURNEYMAN PLUMBER )
APPLICANT )

ADMINISTRATIVE LAW JUDGE'S ORDER

Comes now, William Ciriello, the Administrative Law Judge designated by the Indiana Plumbing Commission ("Commission") in this proceeding, and hearing having been held, now issues and files his order. Notice is hereby given that any objection to the Administrative Law Judge's Order must be filed with the Commission, identifying the basis of the objection with reasonable particularity, no later than eighteen (18) days from the date of issuance of this order unless such date is a Saturday, a Sunday, a legal holiday under state statute or a day that the Indiana Professional Licensing Agency's offices are closed during regular business hours in which case the deadline would be the first day thereafter that is not a Saturday, a Sunday, a legal holiday under state statute or a day that the Indiana Professional Licensing Agency's offices are closed during regular business hours. This Administrative Law Judge's Order is not the final order of the Commission in this proceeding. However, in the absence of any objection, the Commission either will affirm the Administrative Law Judge's Order as its final order or will serve notice of its intent to review any issue related to the Administrative Law Judge's Order.

FINDINGS OF FACT

1. This proceeding is pending on Michael Berryman’s (hereinafter "Petitioner") petition for review of the Commission’s denial of licensure as a Journeyman Plumber because of examination failure.

2. The Petitioner failed to pass the written portion of the journeyman plumbing examination.

3. The Petitioner appeared in person and without counsel at the October 23 2007 hearing.

4. The Petitioner presented evidence that he believed that many of the questions required more data and that the questions had too many variables.

5. The Administrative Law Judge reviewed the questions and now finds that the questions had appropriate answers without more data needed.

CONCLUSIONS OF LAW

1. One of the requirements for licensure as a journeyman plumber is the passing of an examination as stated in Indiana Code 25-28.5-1-15. In 860 IAC 1-3, the Commission has adopted various rule provisions applicable to examinations. 860 IAC 1-3-1 is particularly applicable and reads as follows:
(a) The journeyman plumber examination shall consist of a practical section and of a written section.
(b) The practical section of the examination shall include two (2) parts known as the following:
   (1) The copper pipe project.
   (2) The soil pipe project.
(c) The written section of the examination shall be a multiple-choice test.
(d) In order to pass the practical section of the examination, an individual must obtain scores of at least seventy percent (70%) on both of the following:
   (1) The copper pipe project.
   (2) The soil pipe project.
(e) An individual must obtain a score of at least seventy percent (70%) on the multiple-choice test in order to pass the written section of the examination.

2. The Petitioner did not pass the written section of the examination as required by 860 IAC 1-3-1.

ORDER

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Petitioner's application for licensure as a journeyman plumber is DENIED.

ISSUED this 27th day of December, 2007.

William Ciriello
Administrative Law Judge
Indiana Plumbing Commission
Copies to:

Michael Berryman
2408 Scenic Drive NE Apt. 27
Lanesville, IN 47135
Sent by Certified Mail No. 7002 0860 0000 8140 2046
RETURN RECEIPT REQUESTED

Julie Alexander, Deputy Attorney General
Office of the Attorney General
Indiana Government Center South
402 West Washington Street, 5th Floor
Indianapolis, IN 46222
Complete this section

1. Article Addressed to:
   
   IPC 07-11
   Michael L. Berryman
   2408 Scenic Drive NE, Apt 27
   Lanesville, IN 47135

2. Article Number
   (Transfer from service label)

   7002 0860 0000 8140 2046

3. Service Type
   ☐ Certified Mail
   ☐ Express Mail
   ☐ Registered
   ☐ Return Receipt for Merchandise
   ☐ Insured Mail
   ☐ C.O.D.

4. Restricted Delivery? (Extra Fee)
   ☐ Yes

Complete this section on delivery

A. Signature
   
   [Signature]

B. Printed Name
   Michael L. Berryman

C. Date of Delivery
   13/03

D. Is delivery address different from item 1?  ☐ Yes
   If YES, enter delivery address below:
   ☐ No

Domestic Return Receipt

PS Form 3811, February 2004

102555-02-M-1540

Certified Mail Receipt
(Domestic Mail Only; No Insurance Coverage Provided)
Gary Lee Stanley, Jr.
7403 S Gobblers Knob Rd.
Williamsport, IN 47993

Compliance Division
402 West Washington Street Room W702
Indianapolis, Indiana 42604

November 07, 2007

RE: Mack Blair
Re: Examination Licensure and Unlicensed Practice

Dear William Nave:

To respond to the compliance division about the allegations:

(a) I am currently and will continue to be compliant with the Commission’s licensing requirements.
(b) I have read the new Indiana statutes and rules and I understand them.
(c) At this time I have no employees. I do understand anyone who engages in the practice of plumbing has to be a licensed apprentice or journeyman plumber.
(f) I assure you, I will permanently cease and desist from allowing unlicensed employees to engage in plumbing work.

I am honored to have an Indiana plumbing contractors license. I have worked hard for many years to uphold the law and I respect the plumbing commission for what you are doing. I believe too many people have gotten away with doing plumbing work and not being licensed. I thank you for your hard work. I apologize for any wrongdoing that I have done, and this will never happen again. My address has since changed and therefore I have received your letter on November 3rd, 2007.

Sincerely,

[Signature]

Gary Lee Stanley, Jr.
Stanley Plumbing
Gary Lee Stanley, JR
9155 East 126th street
Fishers IN 46038

RE: Mark Blair

Re: Examination Licensure and Unlicensed Practice

Dear Gary Lee Stanley, JR:

An application for the plumber contractor or journeyman plumber examination for licensing was submitted to the Indiana Plumbing Commission ("Commission"). In the application, you and the applicant both signed a notarized affidavit stating that the applicant has obtained at least four (4) years of experience in the plumbing trade under your employment and supervision. Upon review of the application, it appears that you, as the employer, allowed the applicant to work in the plumbing trade without the applicant being licensed as a journeyman plumber or plumbing contractor or registered as an apprentice, therefore, the applicant's application has been denied. **You must immediately stop allowing unlicensed employees to perform plumbing work.**

According to Indiana Code 25-28.5-1-11, it shall be unlawful for any person to act in the capacity of a plumbing contractor or journeyman plumber within this state without first obtaining a license as a plumbing contractor or journeyman plumber from the commission. In addition, 860 IAC 1-5-5(a) provides that plumbing contractors shall not allow any employee or subcontractor to act in the capacity of a plumbing contractor or journeyman plumber unless that employee or subcontractor has a plumbing contractor's license or a journeyman plumber's license. A licensing violation such as this could result in disciplinary action, which includes a range of action from a letter of reprimand to revocation of your plumbing contractor's license. You have twenty (20) days from the date of this letter to respond, in writing, to the Compliance Division. The letter must address the allegations and your proposed compliance offer, which must include the following:

(a) Your intent and plan to become compliant with the Commission's licensing requirements.
(b) A statement of understanding of the Indiana plumbing statutes and rules.
(c) A list of all principals and employees who engage in the practice of plumbing and their job descriptions.
(d) Filing applications for all employees who meet the requirements for admission to the journeyman plumber or plumbing contractor examination.
(e) Filing applications for apprentice registration for all employees who do not meet the requirements for admission to the journeyman plumber or plumbing contractor examination.
(f) As an alternative to subsections (d) and (e), you may file a statement indicating that you, as the employer, will permanently cease and desist from allowing unlicensed employees to engage in plumbing work.

A current copy of the Indiana Plumbing Commission statutes and rules are available at our website at www.in.gov/pla/bandc/plumbing. You can view the list of approved apprenticeship schools at the Commission’s website, click on license express, then license search and click here to search for a Corporation, Shop, Business or Tobacco Retailer instead of a person and then chose from the list the Professions, and click license type:, and then search all.

If you have any questions, please feel free to contact me at (317) 232-5887 or email me at wnav@pla.in.gov.

Sincerely,

William Nave
Director of Compliance

Enclosure

Certified Mail: 7001 2510 0006 3838 5856
P.A.C.O.N.  
Plumbing Apprenticeship School  
896 Kieley Place  
Cincinnati, OH 45217

Pacon Backflow School  
Certification/Recertification  
Pacon-Roc  
Recertification of Contractors

Indiana Plumbing Commission  
402 West Washington Street, Room W072  
Indianapolis, Indiana 46204

January 2, 2008

Dear Plumbing Commission:

In response to your written request, I am providing the following information regarding PACON Plumbing School.  (Plumbers Apprenticeship Committee of Norwood)

1) Enrollment Count to date – 70 students

2) Regions covered – State of Ohio

3) Location – 896 Kieley Place  
Cincinnati, OH

Enclosed is a Registered Apprenticeship Information sheet from the Bureau of Apprenticeship Training and a copy of the Certificate of Completion of Apprenticeship which each student receives upon completion of the four year program.

Please feel free to contact me with any further questions.  
(513) 641-1982

Sincerely,

Tony Ventura  
Apprenticeship Coordinator/Owner

RECEIVED  
JAN 04 2008  
Indiana Professional Licensing Agency
Certificate of Completion of Apprenticeship

This is to certify that:

has fulfilled the terms of the apprenticeship agreement in accordance with the registered standards and requirements, with related instruction and is hereby recognized and qualified as a journeyperson

PLUMBER

Together with all the rights, privileges and opportunities which everywhere pertain thereto.

In testimony Whereof, the Ohio State Apprenticeship Council of the Ohio Department of Job and Family Services in cooperation with the Bureau of Apprenticeship and Training, U.S. Department of Labor, do affix the Great Seal of the State of Ohio.

Witnessed Over Our Signatures and Seal:

Sponsored by: P.A.C.O.N.

Given at Columbus in the State of Ohio,

this 18th day of November A.D. 2006

Cincinnati, Ohio

BOB TAFT
GOVERNOR OF OHIO

[Seal]

[Signature]
**Program Sponsor**

<table>
<thead>
<tr>
<th>Organization</th>
<th>P.A.C.O.N.</th>
</tr>
</thead>
<tbody>
<tr>
<td>Address</td>
<td>896 KIELEY PLACE</td>
</tr>
<tr>
<td>City</td>
<td>CINCINNATI</td>
</tr>
<tr>
<td>Org ID</td>
<td>S25443</td>
</tr>
<tr>
<td>Loc ID</td>
<td>L001</td>
</tr>
<tr>
<td>Zip Code</td>
<td>45217</td>
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</table>

**Program Registration Information**

<table>
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<tr>
<th>ATR</th>
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<td>Bargain Agency</td>
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<td>Program Type</td>
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<td>Waiver?</td>
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<tr>
<td>Number of Employers</td>
<td>70</td>
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<td>Size of Workforce</td>
<td>569</td>
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**Sponsor Contact Information**

<table>
<thead>
<tr>
<th>Contact Name</th>
<th>TONY VENTURA</th>
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<tbody>
<tr>
<td>Phone</td>
<td>(513) 641-1982</td>
</tr>
<tr>
<td>Fax</td>
<td></td>
</tr>
<tr>
<td>Email</td>
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<td>SIC Category</td>
<td>1711</td>
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<tr>
<td>Products/Services</td>
<td>PLUMBING, HEATING, AIR-CONDITIONING</td>
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**Significant Dates**

| Registration Date | 06/22/1982 |

**Occupation**

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<tr>
<th>Occupation</th>
<th>0432 - PLUMBER</th>
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<tr>
<td>Prisoner Indicator</td>
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<tr>
<td>Term Length</td>
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<tr>
<td>Written STA Agreement?</td>
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<td>Probation Length</td>
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**Journey Workers Employed**

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<tr>
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<th>Total</th>
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<tr>
<td>8</td>
<td>426</td>
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<td>Minority</td>
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**RTI Information 1**

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<td>Time Based</td>
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<td>Instruction Provider</td>
<td>Sponsor</td>
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<td>Wages Paid during RTI?</td>
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<td>Hours Instruction Provided</td>
<td>During Non-Work Hrs</td>
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<td>Total Length of Instruction</td>
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<td>RTI Provided by</td>
<td>Sponsor Only</td>
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**RTI Provider Information 1**

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<tr>
<th>Provider Name</th>
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<tbody>
<tr>
<td>Provider Address</td>
<td>896 KIELEY PLACE</td>
</tr>
<tr>
<td>Provider City</td>
<td>CINCINNATI</td>
</tr>
<tr>
<td>State:</td>
<td>OH</td>
</tr>
<tr>
<td>Zip Code:</td>
<td>45217</td>
</tr>
<tr>
<td>Contact Name</td>
<td>TONY VENTURA</td>
</tr>
<tr>
<td>Contact Phone</td>
<td>(513) 641-1982</td>
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</table>

**Wage Schedule Information**

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<td>65.000%</td>
<td>70.000%</td>
<td>75.00%</td>
<td>80.00%</td>
<td>85.00%</td>
</tr>
</tbody>
</table>
PACON
Tony Ventura
896 Kieley Place
Cincinnati, OH 45217

December 13, 2007

Dear Mr. Ventura

Your application for Approval of Plumbing Apprentice School was tabled by the Indiana Plumbing Commission pending the following:

The enrolled count of the apprentices, the regions covered, and how many locations, and a copy of the verification from the Bureau of the Training.

Please return the requested documentation with a copy of this letter at least five (5) days prior to the January 23, 2007 commission meeting. If you have any questions, please contact me at (317) 234-3022, or pla10@pla.state.in.us.

Sincerely,

Lorrie Ruble
Case Manager
### Application for Approval of Plumbing Apprentice School

**State Form 49995 (1-01)**

**INSTRUCTIONS:**
1. Provide the school curriculum, which must include the subjects taught, and the hours spent teaching each subject.
2. No fee.
3. Use a separate sheet of paper for additional subjects and hours.

**Check one:**
- [ ] New Application
- [ ] Annual Update

<table>
<thead>
<tr>
<th>Name of school</th>
<th>Telephone number</th>
</tr>
</thead>
<tbody>
<tr>
<td>PACON</td>
<td>(513) 691-4982</td>
</tr>
</tbody>
</table>

**Bureau of Apprenticeship training number / program number (if applicable):**
RAIS CODE # 432 / 04005820012

**Name of manager or contact person:**
Tony Ventura

**Address of school (number and street):**
896 Kieley Pl.

**City:**
Cincinnati

**State:**
OHIO

**ZIP code:**
45217

**County:**
Hamilton

### School Subjects

<table>
<thead>
<tr>
<th>Subject</th>
<th>Hours</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
</tr>
</tbody>
</table>

#### Hours to Curriculum Stapled to Application

### Notary Certificate

I, the undersigned, submit this application in conformance with 850 IAC 2-1-7. I understand that any violations of the license laws or rules of the Indiana Plumbing Commission may cause loss of approval. I also understand that the Indiana Plumbing Commission shall be notified of any change of name, manager, contact person, or address. I certify that the information given in this application is true and correct to the best of my knowledge.

**STATE OF:**

**COUNTY OF:**

**Signature of manager / contact person:**
Tony Ventura

**Printed or typed name of manager / contact person:**
Tony Ventura

**Date subscribed and sworn to Notary Public:**
10-12-07

**County of residence:**
Hamilton

**Signature of Notary Public:**

**Printed or typed name of Notary Public:**

**Official Seal:**

**Notary Public, State of Ohio**
My Commission Expires 7-20-2010
# WORK PROCESS SCHEDULE

## PLUMBER

### GENERAL TRADE ORIENTATION

- Care and use of tools
- Test and measuring
- Types and uses of pipes, fittings, fixtures

### GENERAL PIPE FITTING PRACTICE

- Cut, ream, thread, burr, drill and assemble pipes
- Cut soil pipe, seal and chaulk joints
- Care and use of oxygen/acetylene torch
- Care and use of welding equipment

### SERVICE INSTALLATION

- Sketch and read blueprints-lay out work
- Measure plumb, square, level layout
- Make bills of material
- Cut openings
- Hang and brace pipe
- Make riggings and supports
- Install hot and cold water supply lines, valves, strainers, faucets, etc.
- Rough in drain in ground, suction and discharge lines
- Lay and connect drainage, soil pipe
- Install vent systems, soil stacks
- Connect to sewer
- Install radiators, heating and ventilating units
- Install heating system controls

### FIXTURE INSTALLATION

- Sinks and tubs
- Water closets and urinals
- Showers and shower controls
- Drinking fountains
- Sprinkler systems, hangers, wet and dry pipe, sprinkler heads
- Floor drains

### APPROXIMATE HOURS

- 1550
- 2000
- 2550
- 1900
- 8000

**TOTAL O/H HOURS**
## RELATED INSTRUCTION OUTLINE

### 1st Year
**Subject:**
- Introduction to Plumbing Code .................................................. 66
- Operation and use of all tools and equipment ............................... 35
- Introduction of repair service and drain cleaning ......................... 35
- Health & Safety .............................................................................. 8

**TOTAL........................................................................................................... 144 hours**

### 2nd Year
**Subject:**
- Introduction to blueprints and sketching ...................................... 55
- Plumbing Code .................................................................................. 45
- Complete repair service and drain cleaning ................................. 40
- Health & Safety .................................................................................. 4

**TOTAL........................................................................................................... 144 hours**

### 3rd Year
**Subject:**
- Fixture practices .............................................................................. 30
- Plumbing Code .................................................................................. 20
- Gas Code ............................................................................................ 20
- Blueprint & sketching ...................................................................... 36
- Hang & brace pipes ........................................................................... 34
- Health & Safety .................................................................................. 4

**TOTAL........................................................................................................... 144 hours**

### 4th Year
**Subject:**
- Backflow Prevention ...................................................................... 20
- Fixture practices .............................................................................. 23
- Blueprint reading ............................................................................. 25
- Plumbing Code .................................................................................. 36
- Hang & brace pipes ........................................................................... 34
- Health & safety .................................................................................. 4

**TOTAL........................................................................................................... 144 hours**
January 3, 2008

Gary L. Link
977 Woodland Lake Road
Morgantown, IN 46160

RE: Plumbing Contractor License
# PC81054181
Expiration Date 12/31/2005

Indiana Plumbing Commission
402 West Washington Street
Room WO 72
Indianapolis, IN 46204

Dear Board Members:

I am writing asking for your consideration regarding the reinstating of my license. I did not realize it had expired due to the following medical issues.

In the spring of 2005 I was diagnosed with Acute Myelogenous Leukemia and spent over 50 days hospitalized getting the AML into remission. I am grateful that they were successful and that I am still in remission.

As a result of some of the tests necessary for the AML, it was found that I also had thyroid cancer and had that removed the next year. The recovery from these has been quite slow and I still am not able to do physically what I could before I became ill.

During these times, my plumbing license was due for renewal, and for some reason, we must have missed the paperwork. It wasn’t until yesterday, when I was having an unrelated medical procedure that I found my plumbing license buried in my wallet and saw that it had expired. I called today and found that time has elapsed beyond what is allowed for the grace period.

I am formally asking for an exception and that I be allowed to renew my plumbing license.

Thank you for your consideration.

Sincerely,

Gary Link

Gary L. Link
<table>
<thead>
<tr>
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<th>Education</th>
<th>Employment</th>
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<td>First</td>
<td>Last</td>
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<td></td>
<td>Gary L</td>
<td>Link</td>
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</table>

Other Phones

Remarks

Aliases

Addresses
## Print History for Gary L. Link

**Plumber Contractor Lic. #:** C810514161

<table>
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[Box to select 'OK', 'Help', 'Cancel']

**Remarks**

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86
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Address: Issue Date: 01/01/1990
Detail: Obtained By: Examination
Supp Info: From State PDS: From Country:
Additional: Date This Status: 01/04/2006
Last Renewal Date: 11/18/2003
Reason Changed: Expired
Date Archived:
Effective Date: 01/01/1990
Last Reprint Date:
Reprint Count: 0
Remarks: Applicant Number: 254378
Indiana Professional Licensing Agency
402 W. Washington Street
Room W 072
Indianapolis, IN 46204
Attn: Plumbing Commission

January 10, 2008

12338 St. Wendell Road
Evansville, IN 47720

January 10, 2008

Dear Sir or Madam:

I have held a Master Plumber License since 1977. Although I have always been very careful to renew my Indiana State Plumbing License on time, the renewal application did not arrive as usual in November, 2007. In the rush of business and work, I failed to pursue the receipt of the renewal form. Since I first received the Master Plumbing License in 1977, this is the first time that I'm aware that I failed to renew it.

When I called the Indiana Professional License Agency and spoke with Ms. Mary Kate Adams, she informed me that I have been delinquent since 2005. I fail to see how this can have taken place since I received my Evansville/Vanderburgh County Plumbing License for 2006 and 2007. The number for my 2007 Evansville/Vanderburgh County Plumbing License is PLB31C. The expiration date on this license is 12/31/2007.

My State of Indiana Contractor Plumbing License number is 81053232.

Since I have always tried to keep my license up to date and did not intentionally allow it to lapse, I hope you will allow me to reinstate my license.

Sincerely,

Kenneth V. Jarboe

Kenneth V. Jarboe, Jr.

[Signature]

Notary Public, Vanderburgh Indiana
Fax

Jarboe Plumbing
11338 St. Wendel Rd
Evansville IN 47720

Phone# 812 963 6902
Fax# 812 435 8433
Attn: Frances Jarboe

Name: Indiana Professional Licensing Agency
      Ms. Mary Kate Adams

Fax: 317 233 4236

From: Frances Jarboe

Date: January 11 2008

Subject: Renewal of Master Plumbers License

Pages: 1

Renewal of Masters Plumbers License for Kenneth Jarboe/Jarboe Plumbing

Sending copy of City Plumbing License, did not send with first fax
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| PK-6102972 | Plumber-Contractor | Extended | ✓ | ✓ |}

- **Address**: Issue Date: 12/14/2006
- **Detail**: Obtained By: Examination
- **Supp. Info**: From State/Local: 12/14/2006
- **Expiry Date**: Last Renewal Date: 11/04/2006
- **Date This Stays**: Last Payment Date: 12/31/1999
- **Renewal Completed?**: Reprint Copy: 3

- **Benefits**:

---

42
January 15, 2008

Indiana Professional Licensing Agency
Frances L. Kelly
PO Box 6191
Indianapolis, IN 46206-6191

Frances L. Kelly,

My name is John Kozon and I recently received a call from one of the cities that we do business with, requesting an updated copy of my contractor's license. I sent them my Plumbing Corporation License, and they advised me that the contractor's license was separate. I called the Indiana Professional Licensing Agency and they told me my contractor's license was expired and I would have to re-test. This upset me greatly and I do not understand how or why this occurred. I am requesting that I be allowed to renew my contractor's license. I will explain the steps I took and what I received from your office.

In 2005, I became aware in a conversation with Bill Cirrello that if your business was incorporated, you needed a Plumbing Corporation License. I then did two things. I instantly applied for my corporate license, and I attended our next local PHCC meeting and advised all our members of this information. Everyone there was as unaware of this as I was. I read every trade magazine, was a local PHCC President for three years, and spent six years on the state PHCC board. I was never informed that a corporate license was required, by anyone, at any level.

I received my Plumbing Corporate License in 2005 that expired 12/31/2005. Copy of my license is enclosed.

In November 2005 I received paperwork for license renewal for the Plumbing Contractors License. It was renewed instantly and a copy of my license expiring 12/31/07 is also enclosed.

On November 19, 2007, I received paperwork again for my Plumbing Corporation License. We were given a pin number, renewed online, and
promptly received our Plumbing Corporation License expiring 12/31/09. Copy is enclosed.

I would also like your office to check how promptly John Kozon and John Kozon Inc has always renewed their licenses. I have worked in this trade for over thirty years and employed hundreds of people. Our company has done the plumbing and heating work on over 5,000 homes, apartments, hotels, and commercial buildings. Now I am being told I did not renew my license. I could not disagree more. When I had a journeymen’s license, I then tested for my contractor’s license, passed and received a contractor’s license. I did not receive a contractor’s and journeymen’s license. When I became aware I needed a Plumbing Corporation License, I did so and over two corporate license renewals, I never received anything to renew my contractor’s license. I assumed the corporate license was all I needed and was never informed any differently.

When we called your office on 1/14/2008 and they informed me my contractor’s license was expired, we informed them that we never received any other paperwork other than the Plumbing Corporation License. They said we had. I ask you, why would we renew one license and not the other if we had received it? The answer is simple, because we did not receive it. If you check my renewals over the past 25 years, you will find they were always done promptly, early, and never late.

I am requesting to renew my contractor’s license. I have no idea why there are two licenses required, other than the obvious revenue produced for the State of Indiana, but I was never advised of the need for both.

**I would greatly appreciate a response as soon as possible.

Thank you,

John Kozon, President
John Kozon Inc.

Cc: Bill Circello
Cc: Mary Kate Adams
PLUMBING CORPORATION

License Number: CP30500011
Expiration Date: 12/31/2009

JOHN KOZON, INC.
9708 N 300 E
Syracuse IN 46567

Frances L. Kelly
Executive Director
Indiana Professional Licensing Agency

John Kozon, Inc.
IMPORTANT LICENSURE INFORMATION

ADDRESS/NAME CHANGE - It is your responsibility to notify the Agency in writing of any change of address. A name change request must be accompanied by a legal name change document or you may request a Name Change Affidavit form by contacting our office at (317) 234-3022.

LICENSE VERIFICATION - To request a license verification to another state, you must forward a written request to the Indiana Professional Licensing Agency.

DUPLICATE PACKET CARD LICENSE - To request a duplicate packet card license, you must forward a written request to the Agency stating the reason for a duplicate license, your license number and your signature. There is no charge for a duplicate packet card license.

PLUMBING CORPORATIONS. Your license number may have changed. If your previous prefix was a "CP", the new prefix will change to a "CO". This is being changed to avoid a conflict in license numbers with another profession.

Indiana Professional Licensing Agency

PLUMBING CORPORATION

JOHN KOZON, INC.
9708 N 300 E
Syracuse IN 46567

Frances L. Kelly
Frances L. Kelly
Executive Director
Indiana Professional Licensing Agency
RENEW YOUR LICENSE AT www.in.gov/pla(express

IVR PIN
2786104 ENTER

"AUTO" SCH 3-4 DIGIT 466
JOHN KOZON, INC.
9708 N 800 E
SYRACUSE IN 46567-8357

HELPFUL TIPS

- YOUR PLUMBING LICENSE(S) EXPIRE(S) ON DECEMBER 31, 2007. If you have not renewed online by midnight on December 31, 2007 you will be charged a $50.00 late fee for each license you are renewing. To renew your license as a plumbing contractor or a plumbing corporation the fee is $100.00 and the fee for a journeyman plumber is $50.00. All paper renewals postmarked after 12/31/2007 will be charged a $50.00 late fee in addition to the renewal fees.

- ADDRESS CHANGE. You may update the address on your Plumbing license during the online renewal process.

- NAME CHANGE. A name change request must be accompanied by a legal name change document, such as a marriage certificate, divorce decree, social security card or other legal name change documents to the address listed below.

- NOTE: Your user I.D. is your license number and your password is your social security number. You will only use your PIN number for the Interactive Voice Response System (IVR).

- NOTE PLUMBING CORPORATIONS: Your user I.D. is your license number and your password is your license number.

- If you wish to receive a paper renewal and do not have an address change please call our Interactive Voice Response System (IVR) line at (317) 636-RENEW and a form will automatically be mailed. If you have changed your address please contact us at renewal@PLAIN.gov or by phone at (317) 234-3022.

Professional Licensing Agency Staff:
Angela Smith-Jones, Board Director
Lorrie Ruble, Case Manager
Sylvia Grinstead, Case Manager
Mary Kate Adams, Assistant Board Director
Rebecca Tinsley, Case Manager
Kevin Moore, Case Manager

Indiana Professional Licensing Agency
402 West Washington Street, Room W072, Indianapolis, Indiana 46204

IPLA IS WORKING TO KEEP YOU WORKING ... PLEASE HELP US BY USING THESE GUIDELINES.
Payment Receipt

This page serves as your receipt for this transaction. Your payment will appear on your credit card statement as "HEALTH/PROFESSIONAL LICENSE". To maintain this page for your records, you may print this page by clicking the "Print Receipt" button below.

What to do next?

Renewal
- Check back on the MyLicense site in 24 - 48 hours to see if your expiration date was extended.
- If so, you will receive your updated wallet card shortly.
- If not, this may mean there is a problem with your renewal application and you will be contacted.
- If you answered "Yes" to any of the disciplinary questions, you must provide additional information before your renewal can be processed. You may still work with your current license for up to 90 days while your renewal is being reviewed by the board.

Payment received - thank you.

Licensee: John Kozon, Inc.
License Number: CO30560011
Authorization Code: 319125
Received Date: 11/19/2007 2:52:33 PM
Transaction ID: 2710399
Credit Card Number: XXXX XXXX XXXX 4020
Fee Amount: $100.00
Enhanced Fee: $2.50
Instant Fee: $3.07
Total Payment: $105.57

Print Receipt

Renew Another License

Logout

https://extranet.in.gov/mylicense/PaymentResult.aspx?answer=processed&credit_card_n... 11/19/2007
PLUMBER CONTRACTOR LICENSE

License No.: PC81062620
Type: Active

John Kozon
141 EMS D21-LANE
SYRACUSE, IN 46587

Valid Dates: Issued in 1954

Signature: John Kozon
Fax Cover Sheet * Fax Cover Sheet * Fax Cover Sheet

Kozon Plumbing & Heating

9708 North 300 East • Syracuse, IN 46567
Phone: (574) 658-9173 • Fax: (574)658-3828

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<th>FROM: John Kozon</th>
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<tr>
<td>PHONE #:</td>
<td>DATE: 1/15/08</td>
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<td>RE: Contractor's License Renewal</td>
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MESSAGE:

Please review the attached letter to Frances Kelly.

Thank You,

John Kozon, President
John Kozon Inc
Attn: Angela Smith Jones

I missed my hearing date on January 15. I didn't receive my hearing notice in a sufficient amount of time. I would like to request another hearing date in front of the full plumbing board.

Thank you, my regards,

Brian J. Syv--

Contact info: Home
            Cell

317-865-1049
317-714-1898

Tuesday, January 08, 2008
BEFORE THE INDIANA PLUMBING COMMISSION
CAUSE NO. IPC 07-23

IN THE MATTER OF
THE APPLICATION OF
BRIAN J. SYRA,
PLUMBING CONTRACTOR APPLICANT

HEARING NOTICE

Comes now the Indiana Plumbing Commission (hereinafter "Commission") pursuant to IC 4-21.5-3-20 and issues the following hearing notice.

1. This notice is being provided to Petitioner, Brian J. Syra, 409 Orchard Lane, Greenwood, IN 46142.

2. This notice is being provided to counsel for the Commission, Julie Alexander, Deputy Attorney General, Office of the Attorney General, Indiana Government Center South, 402 West Washington Street, 5th Floor, Indianapolis, Indiana 46204, telephone number (317) 234-4668.

3. The official cause number of this action is IPC 07-23.

4. This action is pending before the Commission on the Petitioner's petition for review of the Commission's denial of licensure as a plumbing contractor because of examination failure.

5. A hearing regarding this matter will be held on the 7th day of January, 2008, at 10:10 a.m., local time, in Room W072 of the Indiana Professional Licensing Agency, Indiana Government Center South, 402 West Washington Street, Indianapolis, IN 46204.

6. The Commission is empowered to hear this matter pursuant to the authority of IC 4-21.5-3 and IC 25-28.5.

7. William Cirillo is the administrative law judge designated by the Commission in this matter. Angela Smith Jones, Commission Director, may be contacted to obtain information concerning hearing schedules and procedures by mail in care of the Indiana Professional Licensing Agency, Indiana Government Center South, 402 W. Washington Street, Room W072, Indianapolis, Indiana 46204, by email at pla10@pla.in.gov, by facsimile at (317) 233-4236, or by telephone at (317) 234-3022.

8. The hearing will address the issues involved in the denial of licensure as a plumbing contractor because of examination failure as more fully described in the Commission's notice of denial, a copy of which is attached hereto as Exhibit "A", and the Petitioner's petition for review, a copy of which is attached hereto as Exhibit "B".
9. A party who fails to attend or participate in a prehearing conference, hearing, or other later stage of this proceeding may be held in default or have the proceeding dismissed under IC 4-21.5-3-24.

All of which is ORDERED, ADJUDGED AND DECREED this 26th day of December, 2007.

Frances L. Kelly
Executive Director
Indiana Professional Licensing Agency

cc:

Brian J. Syra
409 Orchard Lane
Greenwood, IN 46142
CERTIFIED MAIL NO.: 7003 3110 0004 5111 7589

Julie Alexander
Deputy Attorney General
Office of the Attorney General
Indiana Government Center South
402 W. Washington Street, 5th Floor
Indianapolis, Indiana 46204
Dear Brian J. Syra

The Indiana Plumbing Commission regrets to inform you that your application for licensure as a plumbing contractor has been denied pursuant to IC 25-28.5-1-15, because you have failed to achieve a passing score on the plumbing contractor examination. Your examination results are as follows:

<table>
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<th>Type</th>
<th>Candidate#</th>
<th>Score</th>
<th>Results</th>
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<td>Drawing</td>
<td>125</td>
<td>30</td>
<td>Fail</td>
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Please be advised that if you desire administrative review of this application denial, you must file a written petition for review at the above address with the Indiana Plumbing Commission stating the reason for the review. As the petitioner, you would have the burden of proving in an administrative hearing that the decision to deny application was incorrect. If you do not file a petition for review, this action will be final.

If you file a petition for review, it must be filed no later than eighteen (18) days from the above stated date unless such date is a Saturday, Sunday, legal holiday under state statute or day that the Professional Licensing Agency's offices are closed during regular business hours in which case, the deadline would be the first day thereafter that is not a Saturday, Sunday, or legal holiday under state statute or day the Professional Licensing Agency's offices are closed during regular business hours. If you do so, your petition for review will be granted and an administrative law judge of the Indiana Plumbing Commission will conduct an administrative proceeding.

Should you choose to petition for review, you may review your examination following board action granting your petition. Upon making an appointment with the board office at (317) 234-3022.

Sincerely,

[Signature]
Lorrie Ruble
Case Manager

Exhibit A
Due to past events pertaining to my Journeyman license, and going before the Adm Judge, there was some confusion made wrong by individual testing. The outcome was in my favor. I am question short of passing the exam.

Best regards,

[Signature]

Exhibit B
January 2, 2008

Mary Kate Adams  
Assistant Board Director  
402 W Washington Street, Room W072  
Indianapolis, IN 46204

Dear Ms. Adams,

This letter is to inform you that I wish to drop my pending appeal regarding state licensure for a plumbing license. I received word today that I have passed the State Exam which was given on December 19, 2007.

If you have any questions, please call me on my cell phone at 765-230-7113.

Thank you,

Jeffrey P. Jones  
1180 N 400 W  
Crawfordsville, IN 47933
Jeffrey Jones  
1180 N 400 West  
Crawfordsville, IN 47933  
765-364-0627-H  
765-230-7114-C  
jonesj@wabash.edu

Dear Ms. Grinstead,

I appreciate your prompt and courteous service while I have been seeking my plumbing license. You have been very helpful to me.

As you mentioned to me, I would like to make an appointment to review my two prior failed written tests. I believe I took them in August and October respectively. I appreciate you suggesting this to me, as I feel it will be very helpful for me to see my correct answers and the one that I missed. I know that this is short notice since I am scheduled to retake the test December 19th, but I am hoping that I can accomplish this soon so I can prepare.

If you could contact me on my cell phone at your convenience to make this arrangement I would greatly appreciate it.

Respectfully,

Jeffrey Paul Jones
Indiana Plumbing Commission
402 West Washington Street, Room W072
Indianapolis, Indiana 46204
Telephone: (317) 234-3022
Fax: (317) 233-5559
Website: www.pla.in.gov

Jeffrey Paul Jones
P.O.Box 347
Crawfordsville IN 47933

Dear Jeffrey Paul Jones

The Indiana Plumbing Commission regrets to inform you that your application for licensure as a plumbing contractor has been denied pursuant to IC 25-28.5-1-15, because you have failed to achieve a passing score on the plumbing contractor examination. Your examination results are as follows:

<table>
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<tr>
<th>Date</th>
<th>Type</th>
<th>Candidate#</th>
<th>Score</th>
<th>Results</th>
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<td>43</td>
<td>Pass</td>
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<tr>
<td>August 29, 2007</td>
<td>Drawing</td>
<td>113</td>
<td>74</td>
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<td>Fail</td>
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If you file a petition for review, it must be filed no later than eighteen (18) days from the above stated date unless such date is a Saturday, Sunday, legal holiday under state statute or day that the Professional Licensing Agency's offices are closed during regular business hours in which case the deadline would be the first day thereafter that is not a Saturday, Sunday, or legal holiday under state statute or day the Professional Licensing Agency's offices are closed during regular business hours. If you do so, your petition for review will be granted and an administrative law judge of the Indiana Plumbing Commission will conduct an administrative proceeding.

Should you choose to petition for review, you may review your examination following board action granting your petition, upon making an appointment with the board office at (317) 234-3022.

Sincerely,

Sylvia S. Grinstead
Case Manager

October 25, 2007
To: Indiana Professional Licensing Agency

F, Steven L Turpen, Do Herewith Withdraw my Petition For Review of my Plumbing Contractors Test

IPC 07-9

[Signature]

1-4-08
BEFORE THE INDIANA
PLUMBING COMMISSION

IN THE MATTER OF
THE APPLICATION OF
STEVEN L. TURPEN,
JOURNEYMAN PLUMBER
APPLICANT

CAUSE NO. IPC 07-19

FILED
DEC 27 2007
INDIANA PROFESSIONAL LICENSING AGENCY

NOTICE OF PROPOSED DISMISSAL ORDER

A hearing was scheduled to be held on October 23, 2007 at 9:30 a.m. in the office of the Indiana Professional Licensing Agency, Room W072, Indiana Government Center South, 402 West Washington Street, Indianapolis, Indiana 46204, before William Curiello, the Administrative Law Judge designated by the Indiana Plumbing Commission (hereinafter “Board”) in this matter. This proceeding was set to consider Steven L. Turpen’s (hereinafter “Petitioner”) petition for review of the Board’s denial of petitioner’s application for licensure as a journeyman plumber. The Administrative Law Judge, after taking official notice of petitioner’s file in this matter and pursuant to Indiana Code § 4-21.5-3-24 now issues this Notice of Proposed Dismissal Order on the following grounds:

STATEMENT OF GROUNDS

1. Petitioner’s address is 4507 Brenda Drive Anderson, Indiana 46013, and is on file with the Board.

2. Petitioner’s application for a journeyman plumber license was originally denied on August 7, 2007, pursuant to Indiana Code section 25-28.5-1-15.

3. Petitioner filed a timely petition for administrative review of his denial pursuant to Indiana Code section 4-21.5-3-7.

4. An administrative hearing was set in this matter.

5. The Indiana Professional Licensing Agency sent a notice to Petitioner at his address on file with the Commission, informing him of the date, time and location of the hearing scheduled for October 23, 2007.

6. Petitioner was provided with adequate notice of hearing pursuant to Indiana Code section 4-21.5-3-20.

7. Petitioner failed to appear for the scheduled hearing in this matter.

CONCLUSIONS OF LAW

1. Indiana Code section 4-21.5-3-24 provides in pertinent part:

   (a) At any stage of a proceeding, if a party fails to:

     (1) file a responsive pleading required by statute or rule;
     (2) attend or participate in a prehearing conference, hearing, or other stage of the proceeding; or
     (3) take action on a matter for a period of sixty (60) days, if the party is responsible for taking the action;

     the administrative law judge may serve upon all parties written notice of a proposed default or dismissal order, including a statement of the grounds.
2. Petitioner failed to meet his burden of proof by failing to appear at the hearing.

ORDER

For the Petitioner’s failure to appear for the scheduled hearing date, the Administrative Law Judge issues this Notice of Proposed Dismissal Order.

In accordance with Indiana Code section 4-21.5-3-24, the Petitioner must file a written motion within seven (7) days of service of this Notice of Proposed Dismissal Order requesting that the Administrative Law Judge not enter a dismissal order in this case and stating the reasons relied upon by Petitioner for the request.

Failure of the Petitioner to file such a written motion within seven (7) days shall result in the issuance of the dismissal order by the Administrative Law Judge. If the Petitioner timely files a written motion, the Administrative Law Judge may either enter the dismissal order or refuse to enter the order. The Administrative Law Judge shall consider the motion along with any other relevant facts in determining whether a dismissal order shall be entered. Should a dismissal order be entered against the Petitioner, the Administrative Law Judge may hold further proceedings as deemed appropriate, if any, to complete the case without the participation of the Petitioner.

SO ORDERED, this 27th day of December, 2007.

INDIANA PLUMBING COMMISSION

[Signature]
William Cirillo
Administrative Law Judge
Distribution:

Steven L. Turpen
4507 Brenda Drive
Anderson, Indiana 46013
CERTIFIED MAIL NO: 7002 2410 0002 4164 4876
RETURN RECEIPT REQUESTED

Julie C. Alexander
Deputy Attorney General
Office of the Attorney General
Indiana Government Center South
402 West Washington Street, 5th Floor
Indianapolis, Indiana 46204
January 14, 2008

Shelly Harris  
Indiana Department of Administration  
Procurement Division  
402 West Washington Street, Room W478  
Indianapolis, IN 46204

Re: Development and Administration of the Indiana Journeyman Plumbing Exam and the Indiana Plumbing Contractor Exam.

Dear Shelly Harris,

Please accept this formal proposal for the development and administration of the exams that were shown in your recently withdrawn RFP 7-72. It is our understanding that you are open to considering unsolicited proposals at this time.

The “National Inspection Testing Certification Corporation” (NITC) specializes in administering exams in the construction industry, particularly in the Plumbing and Piping Industry. NITC and IAPMO (International Association of Plumbing and Mechanical Officials) are strategic partners in this regard. IAPMO relies upon NITC for the test development and test administration of its national code administration examinations. This allows IAPMO to assist in responding to the testing and licensing needs of its jurisdiction and agency members.

NITC is a highly respected testing agency having acquired the ISO 9001-2000 Quality Management System registration and accreditation of the ANSI ISO/IEC 17024 standard for bodies operating certification of personnel.

The following is for your consideration:

2.4 Technical Proposal
(1) NITC will develop an exam for Journeyman Plumber and Plumbing Contractor utilizing the criteria in RFP 7-72 at a cost of $5000 per exam. These exams will be both computer based and paper/pencil. These exams will be designed with a two hour
completion time frame. The computer based exams will be held at ACT testing centers within Indiana. 
The administration of the 90 question Journeyman Plumber exam shall cost $105 per exam. 
The administration of the 76 question Plumbing Contractor exam shall cost $90 per exam.

(2) NITC shall develop the Journeyman Plumber exam and the Plumbing Contractor exam as specified in RFP 7-72.

(3) NITC shall ensure that all exams conform to the requirements of all Indiana laws, rules, and regulations that apply to administering exams.

(4) NITC shall comply with administering exams by computer or paper/pencil on the same day. NITC shall include 10 questions within the Journeyman Plumber exam and 20 questions within the Plumbing Contractor exam that pertain to Indiana licensing. 
(5) NITC shall use the services of "ACT" computer based testing. At the conclusion of the exam, the applicant can view his/her score and print out the results. A photo i.D. card will be mailed to the successful applicant within seven (7) working days of the exam, providing an appropriate photo has been supplied.

(6) NITC shall develop a candidate bulletin for each exam that will be posted on our web site www.nationalitc.com and any other web site designated by the State of Indiana.

(7) NITC shall obtain the State’s approval for all Candidate Bulletins prior to posting on web sites.

(8) NITC shall deliver the following examination services:

a. NITC shall establish an examination schedule.
b. NITC shall maintain and provide accurate information to the applicants and the state based on information furnished to NITC by the State of Indiana.
c. NITC shall be responsible for reviewing the eligibility of the applicant that is supplied by the applicant on his/her application. NITC will not be responsible for verifying eligibility other than that which is stated on the application.
d. NITC can develop the said examinations in Spanish at a cost of $5000 each. NITC does not have the ability to develop exams in any language except English and Spanish.
e. NITC uses "ACT testing centers. There are six (6) testing centers in Indiana, and others are available in the adjoining states. (see www.nationalitc.com)
f. NITC shall develop all examinations electronically and paper/pencil.
g. NITC has a toll free number (877-457-6482) and web site www.nationalitc.com that may be used for the purpose of scheduling appointments.
h. NITC shall collect fees from the candidates during the registration process. NITC accepts credit cards, personnel checks, and electronic checks.
i. NITC shall negotiate all potential rate increases with the State.
j. NITC shall provide immediate candidate score reports when taking the exams at ACT centers, electronically. Paper/Pencil exams are mailed back to the NITC office, graded, and the results are mailed back to the applicant.
k. NITC complies with the federal ADA. See our web site www.nationalitc.com. Go to NITC Rules & Procedures (bottom left corner).
l. NITC shall e-mail a monthly report to the state with the info as outlined in (l).
m. NITC shall e-mail a monthly report to the apprenticeship program & state as outlined in (m).
n. Same as above.
o. NITC shall provide for candidate review of the appropriate exam in accordance with the guidelines mutually agreed upon by NITC and the State.
p. NITC shall answer all questions regarding the said exams.

(9) NITC has complied with all requirements of the ANSI accreditation to ensure security and confidentiality of all applicants’ personal information.

(10) If awarded this contract, NITC shall administer for the State of Indiana, the plumbing licensing examinations and the state law licensing examinations.

(11) If awarded this contract, NITC shall provide computer based testing at ACT centers. This system includes on-site examination scoring at the conclusion of each exam. The successful examinee will be mailed a photo I.D. card within seven (7) days, providing the applicant has provided the proper photo to NITC. If awarded this contract, the IAPMO insignia can appear on the I.D. card if the State of Indiana so desires.

(12) If awarded this contract, NITC will have certification processors to answer any and all questions pertaining to the examinations. Information shall also be provided on the NITC web site at www.nationalitc.com. Additionally, IAPMO will establish a point of contact for any and all questions or concerns pertaining to the services provided.
NITC is looking forward to the opportunity to provide valid and reliable professional testing services that will represent the highly-regarded professionalism of the State of Indiana.

Thank you for considering NITC.

Sincerely,

[Signature]

Fred Steiner
NITC Quality Manager

Cc: Kathleen Mihelich, IAPMO Director of Career Services
IAPMO CONSTRUCTION TRADES TESTING PROGRAMS

IAPMO understands the broad responsibility of local, state and other governmental jurisdictions to assure the public’s safety and appreciates the expansive resources required to meet the responsibility.

This is why IAPMO is making available four unique, innovative, and contemporary testing programs that accomplish economical and easy-to-administer identification of individuals who possess the trade knowledge necessary to be licensed to work.

IAPMO is able to offer the technically sophisticated programs described below as the result of a partnership with an esteemed testing company whose roots grew from legacy companies with long histories of test innovations. The online secured technology utilized for IAPMO’s programs is proven and stable after more than seven years of live implementation and refinement with multiple clients. The infrastructure is located in a Class A data center facility exceeding industry standards for security, HVAC, network and power. The building provides 24 hour security and uninterruptible AC and DC power. The infrastructure is also protected by multiple firewalls and monitored for intrusion.

The programs are affordable for jurisdictions and put them in control of their testing programs. The level of control depends on the program preferred.

1. PRIVATE PROGRAM

Jurisdictions develop their own tests and self-proctor the tests.

The jurisdiction:
- produces and disseminates candidate information
- sets the test fees
- handles registrations
- collects the fees
The tests are developed using test development software on IAPMO’s secure portal and delivered via the same secure portal.

The tests are administered at a location chosen by the jurisdiction. For each test, an authorization code is electronically provided to the jurisdiction’s proctor. The code will launch the secure test which cannot be printed, exported or edited by the test taker or the proctor. The score report, which displays the jurisdiction’s name and information, is provided at the completion of the test.

The jurisdiction pays an annual license fee for use of the test development software and the delivery portal and also pays IAPMO a fee per exam administered. Test development assistance is available for a contract fee. There is specific computer hardware required at the jurisdiction’s testing site.

2. DISTINCTIVE PROGRAM

Jurisdictions develop their own tests which are proctored electronically; on-line.

The jurisdiction:
- produces and disseminates candidate information
- sets the test fees
- handles registrations
- collects the fees

The tests are developed using test development software on IAPMO’s secure portal and delivered via the same secure portal.

The tests are administered at a location chosen by the jurisdiction. For each test, an electronic proctor monitors the test activity. The secure test cannot be printed, exported or edited by the test taker or the proctor. The score report, which displays the jurisdiction’s name and information, is provided at the completion of the test.

The jurisdiction pays an annual license fee for use of the test development software and the delivery portal and also pays IAPMO a fee per exam administered. Test development assistance is available for a contract fee. There is specific computer hardware required at the jurisdiction’s testing site.
3. COMPREHENSIVE PROGRAM

Jurisdictions contract with IAPMO to develop custom tests, which are then proctored at a third-party site.

IAPMO:
- contracts with a third-party test developer, for a contract fee, to develop the custom tests
- produces candidate information

The jurisdiction:
- participates in the development of the tests
- sets the test fees

The third party test administrator:
- handles registrations
- collects fees
- administers the test
- issues the score report

The tests are developed according to a national standard for testing and measurement which assures the jurisdiction and the test taker that the tests are valid, reliable, and legally defensible.

The jurisdiction contracts with IAPMO for the test development fees which are determined based on the scope of the work required.

The jurisdiction pays an annual license fee for the use of the test delivery portal and also pays IAPMO a fee per exam administered. Test development is contracted at a fee to be determined based on the scope of the work required.

4. NATIONAL PROGRAM

Jurisdictions ask IAPMO to seek available national tests that would best meet their needs, which are then proctored at a third-party site.

IAPMO:
- conducts preliminary needs analysis and considers all potential third party national programs
- IAPMO partners include:
  - GITS
  - Kryterion
- NITC
- Prometric

The jurisdiction:
- Identifies and selects the national tests that are needed for its program
- produces and disseminates candidate information

The third party administrator:
- sets the fees
- handles registrations
- collects fees
- administers the tests
- issues the score reports

Costs associated with this program are determined by the third party administrator.
# MEETING DATES FOR 2008

**INDIANA PLUMBING COMMISSION**  
APPLICATION REVIEW 8:00 A.M.  
MEETING TIME: 9:30 A.M.

<table>
<thead>
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<td>W072</td>
</tr>
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<td>W072</td>
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<td>W072</td>
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