

**MINUTES**

**THE INDIANA PLUMBING COMMISSION**

meeting held  
**Wednesday, March 23, 2011**  
at 9:00 a.m.

**Indiana Government Center South**  
**402 West Washington Street, Conference Center Room 6**  
**Indianapolis, Indiana**

**REVIEW OF APPLICATIONS**

Commission members reviewed applications until 9:00 a.m.

**CALL TO ORDER & ESTABLISHMENT OF QUORUM**

Mr. Stephens called the meeting to order at 9:08 a.m. in Indiana Government Center South, Conference Center Room 6, 402 West Washington Street, Indianapolis, Indiana and declared a quorum in accordance with IC § 25-28.5-1.

**Commission Members Present:**

Owen Stephens, Chairman  
Matthew Buczolich  
William Ciriello  
Eric Ott, Liaison  
Robert Synko  
John Van Cleve

**State Officials Present:**

Elizabeth Kiefner-Crawford, Director, Indiana Professional Licensing Agency  
Crystal Heard, Assistant Director, Indiana Professional Licensing Agency  
Julie Alexander, Deputy Attorney General/Advisory Counsel, Office of the Attorney General

**ADOPTION OF THE AGENDA**

**Commission Action:** A motion was made to adopt the agenda as amended.

Buczolich/Ott  
Motion carried 6/0/0

**ADOPTION OF THE MINUTES FROM THE JANUARY 26, 2011 MEETING OF THE COMMISSION**

**Commission Action:** A motion was made to approve the minutes.

Synko/Ciriello  
Motion carried 6/0/0

## **ADMINISTRATIVE HEARINGS**

Sherri Rutledge served as the Court Reporter on all matters before the Commission on March 23, 2011.

### **1. In the Matter of Michael Mueller, Cause Number IPC 10-14**

**Case Summary:** The hearing began at 9:15a.m. Mr. Mueller appeared without counsel and waived the right to counsel. Mr. Mueller provided evidence to the Commission which indicates he took the required amount of continuing education and that he has corrected the deficiency which required his probationary status.

**Commission members Present:**

Owen Stephens  
Robert Synko  
Eric Ott  
William Ciriello  
John Van Cleve  
Matt Buczolich

**Witness:**

Michael Mueller

**Commission Action:**

A motion was made to withdraw the probationary status on Mr. Mueller's plumbing contractor license.

Ciriello/ Buczolich  
Motion carried 6/0/0

### **2. In the Matter of Ricky Nelson Cause Number IPC 11-01**

**Case Summary:** The hearing began at 9:22a.m. Mr. Nelson appeared without counsel and waived the right to counsel. Mr. Nelson appeared before the Commission to request review of the Commission's denial of his application to take the plumbing contractor examination. Mr. Nelson testified that he worked 3-5 years in apartment complexes and from 1980-1985 worked as a pipefitter in the civil service for the United States Navy. Mr. Nelson passed the copper and soil portions of the examination in 2004 but failed the written component several times. The Board gave Mr. Nelson the opportunity to request a continuance to obtain documentation of his plumbing experience but Mr. Nelson declined the opportunity and elected to proceed forward with this hearing. Exhibits A and B, certificates from Benjamin Franklin Plumbing for sales were entered into evidence.

**Commission members Present:**

Owen Stephens

Robert Synko  
Eric Ott  
William Ciriello  
John Van Cleve  
Matt Buczolich

**Witness:**

Ricky Nelson

**Commission Action:**

A motion was made to uphold the Commission's denial to sit for the plumbing contractor examination.

Buczolich/Ciriello  
Motion carried 6/0/0

**3. In the Matter of Jeffrey Salmon Cause Number IPC 09-27**

The hearing began at 9:50 a.m. Mr. Salmon appeared before the Commission and waived the right to counsel. Mr. Salmon provided evidence to the Commission which indicates he took the required amount of continuing education and that he has corrected the deficiency which required his probationary status.

**Commission members Present:**

Owen Stephens  
Robert Synko  
Eric Ott  
William Ciriello  
John Van Cleve  
Matt Buczolich

**Witness:**

Jeffrey Salmon

**Commission Action:** A motion was made to withdraw the probationary status on Mr. Salmon's plumbing contractor license.

Ciriello/Van Cleve  
Motion carried 6/0/0

**4. In the Matter of Thomas Zent Cause Number IPC 10-11**

Mr. Zent contacted the Commission Director via email and indicated that he was having car trouble. The Commission has no objection to continuing the matter until the May 25, 2011 Commission meeting.

**5. In the Matter of Joseph Smith Cause Number IPC 10-16**

Mr. Smith's name was called three times and he failed to appear for the properly noticed hearing on a petition for review of license denial.

**Commission Action:** A motion was made to issue a notice of proposed dismissal  
Ciriello/Buczolich  
Motion carried 6/0/0

### **PERSONAL APPEARANCES**

1. **George Bowman**  
(Crystal has minutes for) . Commission tabled Mr. Bowman's personal appearance (Ciriello/Buczolich 6-0-0) to allow him to produce documentation that he worked in a maintenance position for a school corporation in California for more than 4 years. Mr. Bowman is to provide this documentation to staff.
2. **Michael K. Jensen-** failed to appear.
3. **Michael Karriker-** appeared in person. Mr. Karriker had a positive response on his renewal form. His license expired in 2009. Mr. Karriker failed to provide additional documentation as requested by staff but explained that he pleaded guilty to dealing Methamphetamines, a Class B Felony, in Allen County, Indiana in December, 2010. Motion was made (Buczolich/Ciriello 6-0-0) to delay Mr. Karriker's renewal and refer the matter to the Office of the Attorney General for investigation.
4. **Larry Voils-** appeared in person. Mr. Voils' license expired in 1999. Mr. Voils admitted that he practice plumbing without a license from 1999 to 2003. From 2004 to September 2010, Mr. Voils worked for the Brown County, Indiana public school system. Mr. Voils agreed to reinstate his license on probation with the requirement that he complete 4 hours of continuing education on the Indiana plumbing code. (Buczolich/Van Cleve 6-0-0).
5. **Anthony Beachy-** failed to appear.
6. **John D. Wright-** failed to appear.

### **PETITIONS FOR REVIEW**

#### **Philip Reinhart**

Mr. Reinhart petitioned for review of the denial of his journeyman plumber application.

**Commission Action:** Motion was made to allow the petition for review to be set for hearing.  
Buczolich/Ciriello  
Motion carried 6-0-0

### **EXAMINATION LICENSURE/UNLICENSED PRACTICE**

**Daniel Farber PC 10100101-** The Commission voted to send a compliance officer to review this matter as Mr. Farber's PC number was used as the number for Sheets. The individual who signed the application for Sheets does not appear to hold an active Indiana license.  
(Buczolich/Van Cleve 6-0-0)

**Thomas Goebel PC 81062985/CO88800215-** The Commission voted to accept Mr. Goebel's response letter. However, the applicant attached to Mr. Goebel (Thomas Zartmant) will be tabled as he is an applicant from Evansville Local 136. (Ciriello/Buczolich 6-0-0)

## **APPLICATIONS FOR LICENSURE**

The following applications were approved pursuant to the Commission's action sheets (Buczolich/Ott 6-0-0):

1. Wendell Stevens (PC)
2. Michael Webster (PC)
3. John Jacob (PC)
4. Daniel Flinn (PC)
5. Dennis Coleman (PC)
6. Carey Hennigan (PC)
7. Michael E. Cooper, Sr. (PC)
8. John Luttmann (JP)
9. Dean Harshman (JP)
10. John Mize (JP)
11. Matthew Miller (JP)
12. Marc Neuenschwander (JP)

The following applications were tabled pursuant to the Commission's action sheets (Van Cleve/Synko 6-0-0):

1. Jay Spencer (PC)
2. Richard Downton (PC)
3. Dewell Kirby (JP)
4. Jason Kleinholz (JP)
5. Daniel Mueller (JP)
6. Jerome Hollander (JP)
7. Brian Mitchell (JP)
8. Jay Mitchell (JP)
9. Aaron Fisher (JP)
10. Joseph Strasser (JP)

The following applications were denied pursuant to the Commission's action sheets:

1. Cassil Andrews (PC)- Mr. Andrews application was denied due to a lack of apprenticeship under IC § 25-28.5-1-12. (Van Cleve/Ott 6-0-0)
2. William England (PC)- Mr. England's application was denied due to the fact that he does not hold an active out of state license. (Van Cleve/Ott 6-0-0)

## **DISCUSSION**

The Commission requested the Director to send a letter to Evansville Local 136 requesting a personal appearance at the May 25, 2011 Commission meeting to discuss their program.

The Commission reviewed the current quarterly report from Keith Candler's probation officer.

## **CORRESPONDENCE**

## **COMMISSION DIRECTOR'S REPORT**

The Director requested and received the Commission's permission to issue an "Order to Show Cause" to the following probationary licensees:


1. Damon Moore, Cause Number IPC 09-27;
2. John C. Springman, Cause Number IPC 09-12;
3. Ralph Senninger, Cause Number IPC 09-01;
4. Rodney Miller, Cause Number IPC 10-01;
5. Robert Hamstra, Cause Number IPC 10-06;
6. Roger Crites, Cause Number IPC 10-01;
7. John Norman, Cause Number IPC 09-26;
8. Howard Cahill, Cause Number IPC 08-07

### **I. OLD/NEW BUSINESS**

The Commission discussed two pending cease and desist cases. The Board voted to set both cases Larry Adams & Associates, Inc. and Hoosier Home Pros, Inc. for Order to Show Cause hearings at the May Commission meeting. (Buczolich/Ciriello 6-0-0)

### **II. ADJOURNMENT**

There being no further business and having completed its duties, the meeting of the Indiana Plumbing Commission adjourned at 12:30 p.m.



**Owen Stephens – Chairman  
Indiana Plumbing Commission**

5-25-11

**Date**