

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN
BEFORE THE DEPARTMENT OF REGULATION AND LICENSING

IN THE MATTER OF THE REVOCATION
OF THE LIMITED HOME INSPECTOR
REGISTRATION FOR:

BRIAN E HEMPLEMAN ORDER REVOKING LIMITED HOME
Applicant INSPECTOR REGISTRATION

Applicant:

BRIAN E HEMPLEMAN
W10141 EDDY RD
THORP WI 54771

The State of Wisconsin Department of Regulation and Licensing, having considered the record in the above captioned matter, makes the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

1. On July 13, 2000, the Wisconsin Department of Regulation and Licensing (department) issued an Order Adopting Stipulation granting a limited home inspector registration. Among other things, the Order Adopting Stipulation limits the registration of Brian E. Hempleman by requiring that Brian E. Hempleman file quarterly reports with the Department providing information confirming his compliance with all terms of his limited registration, arrest and conviction record and statement from his probation officer. Paragraph 2. of the Order Adopting Stipulation requires that quarterly reports be filed within 5 days after the following dates: October 1, 2000, January 1, 2001, April 1, 2001 and July 1, 2001 and every October 1, January 1, April 1 and July 1 until further order of the department. A copy of the Order Adopting Stipulation is annexed hereto.
2. The Order Adopting Stipulation further provides that the failure of Brian E. Hempleman to comply with the limitation in the Order Adopting Stipulation shall result in the revocation of his limited home inspector registration without further notice or hearing or other proceedings.
3. Marlene Meyer is an employee of the Department whose job title is "Department Monitor" and whose responsibilities include receiving and monitoring reports from credential holders who hold a limited credential and who are required to file reports with the Department.
4. On or about March 29, 2002, Marlene Meyer wrote to Brian E. Hempleman, stating in part that: "To date, you have failed to have the following filed with the Division of Enforcement in your behalf:

 The quarterly report from you and your probation officer.

 Your next set of reports is due on April 1, 2002. Consequently, the April 1, 2002 reports will need to specifically address the fact that this is a report covering you since October 1, 2001. Any further violations regarding your failure to file the quarterly reports as required by your Order, will result in the immediate revocation of your license to practice as a home inspector."
5. As of the date of this order, Brian E. Hempleman has not filed the reports required by the Order Adopting Stipulation.

CONCLUSIONS OF LAW

1. The State of Wisconsin Department of Regulation and Licensing has jurisdiction in this proceeding under Chapter 440, Stats., and the provisions in the Order Adopting Stipulation.
2. The State of Wisconsin Department of Regulation and Licensing has authority to issue the following Order under Chapter 440, Stats., and the provisions in the Order Adopting Stipulation.

ORDER

NOW, THEREFORE, IT IS ORDERED that the Limited Home Inspector Registration of Brian E. Hempleman (license #945) is REVOKED. Applicant Brian E. Hempleman shall cease and desist from acting as a home inspector.

It Is Further Ordered That Applicant shall have an opportunity to challenge the accuracy of the information contained in the FINDINGS OF FACT, above by submitting information to the Administrator, Division of Board Services, P. O. Box 8935, Madison WI 53708-8935 within 10 days after the date of signing, below.

It Is Further Ordered That Revocation of the Applicant's conditional private security permit shall become effective on the tenth day after the date of signing, below.

It Is Further Ordered That Applicant shall immediately return the wall certificate to the Department of Regulation and Licensing, Attention: Jan Bobholz, P.O. Box 8935, Madison, WI 53708-8935.

Dated this 30th day of April, 2002.

STATE OF WISCONSIN
DEPARTMENT OF REGULATION AND LICENSING

Cletus J. Hansen, Administrator
Division of Board Services