

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN
BEFORE THE DEPARTMENT OF REGULATION AND LICENSING

IN THE MATTER OF THE DISCIPLINARY
PROCEEDINGS AGAINST

DENNIS A. WESTRICH,
RESPONDENT.

:
:
:
:
:

FINAL DECISION AND ORDER
LS0411121RHI

Division of Enforcement Case

No. 02 RHI 011

The parties to this action for the purpose of Wis. Stats. §227.53 are:

Dennis A. Westrich
1220 E. Warnimont Avenue
Milwaukee, WI 53207

Department of Regulation and Licensing
P.O. Box 8935
Madison, WI 53708

Department of Regulation and Licensing
Division of Enforcement
P.O. Box 8935
Madison, WI 53708-8935

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final disposition of this matter, subject to the approval of the Secretary for the Department of Regulation and Licensing (“Department”). The Secretary has reviewed this Stipulation and considers it acceptable.

Accordingly, the Department has adopted the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Dennis A. Westrich (“Respondent”), date of birth 08/22/67, is licensed in the State of Wisconsin as a Home Inspector I license #106-602. This license was first granted to him on March 18, 1999.
2. Respondent’s last reported address on file with the Department of Regulation and Licensing is 1220 E. Warnimont Ave Milwaukee, WI 53207.
3. On or about April 26, 2001, Respondent performed a home inspection for Steve Ray pursuant to a Property Inspection Agreement for property located at 8727 Ridge Road, Richmond, WI. As part of that Agreement, Respondent was to perform professional, reasonably competent, and diligent visual inspection and provide a written report of the property.
4. Respondent performed a visual inspection and provided a written report, however, Respondent failed to include in that report an observation or description of the foundation present at the home at the time of the home inspection.

CONCLUSIONS OF LAW

1. The Wisconsin Department of Regulation and Licensing has jurisdiction to act in this matter pursuant to Wis. Stats. §4
2. The Wisconsin Department of Regulation and Licensing is authorized to enter into the attached Stipulation pursuant to \ Stats. §227.44(5).
3. The Respondent’s action as set forth in paragraph 4 of the Findings of Fact constitute a violation of Wis. Adm. Code § 134.03(1) and RL 134.04(1)(c).

ORDER

NOW THEREFORE, IT IS HEREBY ORDERED:

1. That Respondent Dennis A. Westrich, license #106-602, be and hereby is REPRIMANDED.
2. That Respondent pay COSTS in this matter in the amount of \$250.00 within 60 days of the date of this Order.
3. That Respondent, within six (6) months from the date of this Order, successfully complete one course relating to Report Writing for Home Inspectors, and submit proof of the same in the form of verification from the institution providing the education to the Department Monitor.
4. That any and all petitions, requests, reports and payments required by this Order shall be mailed, faxed or delivered to:

Department Monitor

Department of Regulation and Licensing

Division of Enforcement

1400 East Washington Ave.

P.O. Box 8935

Madison, WI 53708-8935

Fax (608) 266-2264

Telephone (608) 267-3817

5. That violation of any term or condition of this Order may constitute grounds for revocation of Respondent's license to practice as a home inspector in Wisconsin. Should the Department determine that there is probable cause to believe that Respondent has violated the terms of this Order, the Department may order that Respondent's license be summarily suspended pending investigation and hearing on the alleged violation.
6. That file 02 RHI 011 be, and hereby is, closed.

Date: 11-12-04

Sandra Rowe
Deputy Secretary