

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN
BEFORE THE DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES

IN THE MATTER OF DISCIPLINARY :
PROCEEDINGS AGAINST :
: FINAL DECISION AND ORDER
CHRISTOPHER ROGOWSKI, :
RESPONDENT. :

0005144

Division of Legal Services and Compliance Case No. 15 COM 126

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

Christopher Rogowski
2719 Red Fawn Court
Racine, WI 53406

Wisconsin Department of Safety and Professional Services
P.O. Box 8368
Madison, WI 53708-8368

Division of Legal Services and Compliance
Wisconsin Department of Safety and Professional Services
P.O. Box 7190
Madison, WI 53707-7190

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 Wisconsin Department of Safety and Professional Services (Department). The Department has reviewed this Stipulation and considers it acceptable.

Accordingly, the Department adopts the attached Stipulation and makes the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

1. Respondent Christopher Rogowski is licensed in the State of Wisconsin as a Master Plumber, having license number 259598, first issued on March 3, 2009, and current through March 31, 2020. Respondent's most recent address on file with the Department is 2719 Red Fawn Court, Racine, Wis. 53406.

2. On July 15, 2015, BR Properties I, LLC entered into a contract, to install new plumbing at 6860 South 10th Street, Oak Creek, Wis. 53154, with 90 Degree Plumbing, which listed Respondent as the master plumber.

3. Respondent received a \$3,000 down payment.

4. Respondent performed one week of work at the start of this contract.

5. Respondent did not complete the work he was contracted to do and damaged the site during the work he performed.

6. Respondent promised to return the money for the work not performed to BR Properties I, LLC. The money was not returned.

7. On November 3, 2015, BR Properties I, LLC., obtained a judgment against Respondent in the amount of \$10,284.50, as a result of the incomplete work and damage caused to 6860 South 10th Street, Oak Creek, Wis. 53154.

8. In resolution of this matter, Respondent consents to the entry of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

1. The Wisconsin Department of Safety and Professional Services has jurisdiction to act in this matter pursuant to Wis. Stat. § 145.02(3)(f), and is authorized to enter into the attached Stipulation pursuant to Wis. Stat. § 227.44(5).

2. By the conduct described in the Findings of Fact, Respondent Christopher Rogowski violated Wis. Admin. Code § SPS 305.10(2)(a)1. by committing misconduct for conduct which evidences a lack of trustworthiness.

3. As a result of the violations, Respondent Christopher Rogowski is subject to discipline pursuant to Wis. Admin. Code § SPS 305.10(2).

ORDER


1. The attached Stipulation is accepted.

2. Respondent Christopher Rogowski is SUSPENDED for seven (7) days, beginning thirty (30) days from the date of this order.

3. Violation of any of the terms of this Order may lead to additional discipline.

4. This Order is effective on the date of its signing.

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES

By: 
Michael J. Berndt, Chief Legal Counsel
On Behalf of the Department

11/30/17
Date

STATE OF WISCONSIN
BEFORE THE DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

CHRISTOPHER ROGOWSKI,
RESPONDENT.

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:
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:
:

STIPULATION

0005144

Division of Legal Services and Compliance Case No. 15 COM 126

Respondent Christopher Rogowski and the Division of Legal Services and Compliance, Department of Safety and Professional Services stipulate as follows:

1. This Stipulation is entered into as a result of a pending investigation by the Division of Legal Services and Compliance. Respondent consents to the resolution of this investigation by Stipulation.

2. Respondent understands that by signing this Stipulation, Respondent voluntarily and knowingly waives the following rights:

- the right to a hearing on the allegations against Respondent, at which time the Department has the burden of proving those allegations by a preponderance of the evidence;
- the right to confront and cross-examine the witnesses against Respondent;
- the right to call witnesses on Respondent's behalf and to compel their attendance by subpoena;
- the right to testify on Respondent's own behalf;
- the right to file objections to any proposed decision and to present briefs or oral arguments to the officials who are to render the final decision;
- the right to petition for rehearing; and
- all other applicable rights afforded to Respondent under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code, and other provisions of state or federal law.

3. Respondent is aware of Respondent's right to seek legal representation and has been provided an opportunity to obtain legal counsel before signing this Stipulation.

4. The parties to the Stipulation consent to the entry of the attached Final Decision and Order without further notice, pleading, appearance or consent of the parties. Respondent waives all rights to any appeal of the Department's Order, if adopted in the form as attached.

5. If the terms of this Stipulation are not acceptable to the Department, the parties shall not be bound by the contents of this Stipulation, and the matter shall then be returned to the Division of Legal Services and Compliance for further proceedings. In the event that the

Stipulation is not accepted by the Department, the parties agree not to contend that the Department has been prejudiced or biased in any manner by the consideration of this attempted resolution.

6. The parties to this Stipulation agree that the attorney or other agent for the Division of Legal Services and Compliance may appear before the Department, without the presence of Respondent, for purposes of speaking in support of this agreement and answering questions that the Department may have in connection with deliberations on the Stipulation.

7. Respondent is informed that should the Department adopt this Stipulation, the Department's Final Decision and Order is a public record and will be published in accordance with standard Department procedure.

8. The Division of Legal Services and Compliance joins Respondent in recommending that the Department adopt this Stipulation and issue the attached Final Decision and Order.



Christopher Rogowski, Respondent
2719 Red Fawn Court
Racine, WI 53406

1-12-17
Date



Zachary Hetfield, Attorney
State Bar Number 1098681
Department of Safety and Professional Services
Division of Legal Services and Compliance
P.O. Box 7190
Madison, WI 53707-7190
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zachary.hetfield@wisconsin.gov

1/23/17
Date