

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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- There may be discrepancies between the online copies and the original document. Original documents should be consulted as the definitive representation of the order's content. Copies of original orders may be obtained by mailing requests to the Department of Safety and Professional Services, PO Box 8935, Madison, WI 53708-8935. The Department charges copying fees. *All requests must cite the case number, the date of the order, and respondent's name* as it appears on the order.
- Reported decisions may have an appeal pending, and discipline may be stayed during the appeal. Information about the current status of a credential issued by the Department of Safety and Professional Services is shown on the Department's Web Site under "License Lookup."

The status of an appeal may be found on court access websites at:

<http://ccap.courts.state.wi.us/InternetCourtAccess> and <http://www.courts.state.wi.us/wscca>

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STATE OF WISCONSIN
BEFORE THE DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

GREGORY CASH

AND

BUENDEL, LLC,

RESPONDENTS.

:
:
: NOTICE OF REVOCATION
: AND NOTICE OF RIGHT
: TO REQUEST HEARING

0005893

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: Case # 17 COM 155

TO: Gregory Cash
N62W38022 Florence Court
Oconomowoc, WI 53066

Buendel, LLC
N62W38022 Florence Court
Oconomowoc, WI 53066

You are hereby notified that the Department intends to revoke your Dwelling Contractor Certification (Gregory Cash Customer ID: 1251882; Buendel, LLC Customer ID: 1251881) and Dwelling Contractor Qualifier Certification (Gregory Cash Customer ID: 1251882) effective October 28, 2018. Further, the Department finds that the circumstances constitute a danger to the health, safety, and welfare of the public, such that it is necessary to summarily suspend your certifications.

The basis for this revocation is the following:

1. You were hired on June 27, 2017 by the Complainant to remodel a kitchen. At that time, you were paid \$22,120.06 by Complainant as a down payment. On August 30, 2017, you told Complainant that an electrician would perform work on September 5 or 6. The electrician never went to Complainant's home. Complainant terminated the contract. You never returned the down payment to the Complainant.
2. On February 15, 2018, a Waukesha Circuit Court issued a judgment against you in the amount of \$23,100.62. A Wisconsin Circuit Court Access search found at least five other civil judgments against you that, upon information and belief, concern your work as a contractor. These judgments were issued in the last 12 months.
3. On February 26, 2018, an article posted by Fox6Now-Milwaukee quotes you admitting fault for failure to perform your duties as a contractor.

4. On September 4, 2018, the Milwaukee County District Attorney's Office charged you with four (4) felonies of Theft by Contractor in violation of Wis. Stat. § 779.02(5). *See* 2018CF004200.

The above conduct constitutes misconduct under Wis. Admin. Code § SPS 305.10(1)(a)5 and is the basis for your certificate revocation. Misconduct includes financial misconduct under Wis. Admin. Code § SPS 305.003(43). This violation is a basis for discipline pursuant to Wis. Admin. Code ch. SPS 305. The Department finds that immediate suspension is necessary for the public health, safety or welfare of the citizens of Wisconsin. Wis. Admin. Code § SPS 305.10(1)(c) and Wis. Stat. § 227.51(3).

Per Wis. Admin. Code § SPS 305.10(1)(e) you shall immediately surrender your certificates to the Department.

You have the right to request a hearing on the revocation by sending a request for hearing to the Department of Safety and Professional Services, P.O. Box 7190, Madison, Wisconsin 53707-7190, which must be received by the Department no later than 30 days from the date of mailing of this Notice. Any hearing on the revocation will be held in accordance with the requirements set forth in Wis. Stat. ch. 227.

Dated at Madison, Wisconsin on September 28, 2018.



Aloysius Rohmeyer
Chief Legal Counsel
Department of Safety and Professional Services
P.O. Box 8368
Madison, WI 53708-8368