

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



Wisconsin Department of Safety and Professional Services Access to the Public Records of the Reports of Decisions

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- 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/wscga>

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STATE OF WISCONSIN
BEFORE THE DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES

IN THE MATTER OF DISCIPLINARY :
PROCEEDINGS AGAINST :
 :
 : NOTICE OF FORFEITURE
 : AND NOTICE OF RIGHT
 : TO REQUEST REVIEW
 :
 JOSH HERR, :
 RESPONDENT. : Case # 16 COM 248
 : Order: 0005575

TO: Josh Herr
20 N. 10th St.
Oostburg, WI 53070

You are hereby notified that you are subject to an administrative forfeiture of **\$1,500.00** in accordance with Wis. Admin. Code § SPS 305.125(1)(b)2 for your engagement in plumbing without a license in violation of Wis. Stat. §145.06. This constitutes a second violation of the rules. This forfeiture must be paid within 30 days of the date of mailing of this Notice, or a 12% interest penalty will be assessed and/or enforcement action may be taken against you.

Further, you are hereby notified that you are subject to an administrative forfeiture of **\$500.00** in accordance with Wis. Stat. § 101.88(3) for your engagement in electrical work without a license in violation of Wis. Stat. § 101.862 and Wis. Admin. Code § SPS 305.40.

The forfeiture of **\$2,000.00** shall be made out to the "Department of Safety and Professional Services" and sent to:

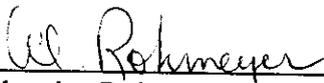
Department Monitor
Division of Legal Services and Compliance
Department of Safety and Professional Services
4822 Madison Yards Way
P.O. Box 7190, Madison, WI 53707-7190
Telephone (608) 267-3817; Fax (608) 266-2264
DSPSMonitoring@wisconsin.gov

You have the right to request a review of the assessment of forfeiture by sending a request to the Division Administrator, Division of Industry Services, P.O. Box 7302, Madison, Wisconsin 53702-7302, which must be received by the Division no later than 30 days from the date of mailing of this Notice. Any review of the assessment of forfeiture will be held in accordance with the requirements set forth in Wis. Admin. Code § SPS 305.125(6-8). In your request you must include a statement of the specific reasons why you believe the administrative forfeiture and the grounds for the assessment should be overturned. Wis. Admin. Code § SPS

305.125(6)(a)(3). Any issues not addressed in your statement shall be deemed waived for consideration by the Department at the hearing, and the Department shall only consider the reasons specified in your statement. Wis. Stat. § 101.02(6)(f).

You are receiving this administrative forfeiture because you installed electrical wiring and continue to perform plumbing in the basement of 202 – 206 Osius Street, Adell, Wisconsin 53013, after the Department issued you a forfeiture on March 12, 2018. You admitted to performing plumbing and electrical work after March 12 without a license to Department inspectors. A Department inspection of the premises found that the work you performed was not to Wisconsin Code. Your actions violated Wis. Stat. § 145.06(1)(a), Wis. Admin. Code § SPS 305.90(1)(a), and Wis. Stat. § 101.862.

Dated at Madison, Wisconsin on February 18, 2019.



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