

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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- 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/wscga>

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Correcting information on the DSPS website: An individual who believes that information on the website is inaccurate may contact DSPS@wisconsin.gov

STATE OF WISCONSIN
BEFORE THE DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

TIM PETERSEN,
RESPONDENT.

:
:
: NOTICE OF FORFEITURE
: AND NOTICE OF RIGHT
: TO REQUEST REVIEW
:
: Case # 18 COM 200
:
: Order: **0006066**

TO: Tim Petersen
2214 Franklin Street
Manitowoc, WI 54220

You are hereby notified that you are subject to a forfeiture of **\$250.00** in accordance with Wis. Admin. Code § SPS 383.28 and Wis. Stat. § 145.12(4) when you covered a POWTS component prior to an inspection by a governmental unit in violation of Wis. Admin. Code § SPS 383.26(2). 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.

The forfeiture of **\$250.00** shall be made out to the "Department of Safety and Professional Services." Include in the memo line "18 COM 200" and send to the following address:

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 are receiving this forfeiture because you were issued a sanitary permit by Manitowoc County (#596007) for a POWTS installation on Pheasant Drive. You failed to notify the governmental unit prior to backfilling the system. You notified the county two weeks later. You admitted you failed to contact the governmental unit to DSPS employee Tim Vander Leest on or around January 14, 2019.

Wis. Admin. Code § SPS 383.26(2)(a) states that "when a sanitary permit is required under s. SPS 383.21 (1), no part of a POWTS component may be covered nor any POWTS component put into service until the governmental unit or the Department has had an opportunity to inspect

the system in accordance with this subsection.” The penalty for such a violation is a forfeiture as allowed by Wis. Admin. Code § SPS 383.28 and Wis. Stat. § 145.12. A forfeiture of \$250.00 conforms with the requirements of Wisconsin statute and code.

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 53707-7302, 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 review, and the Department shall only consider the reasons specified in your statement. Wis. Stat. § 101.02(6)(f).

Dated at Madison, Wisconsin on February 20th, 2019.



Aloysius Rohmeyer

General Counsel

Department of Safety and Professional Services

P.O. Box 8368

Madison, WI 53708-8368