

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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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 ORDERS AGAINST

LAKE CITY INC.,

RESPONDENT.

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NOTICE OF FINE

ORDER 00065 15

Case # 18 COM 226

TO: Lake City Inc.
PO Box 510800
Milwaukee, WI 53203

Ogden & Company, Inc.
1665 N. Water Street
Milwaukee, WI 53202

Re: Elevator at 3950 N. Farwell Avenue, Shorewood, WI 53211

You are hereby notified that you are subject to a fine of **\$1,000.00** as allowed by Wis. Stat. § 101.988 and Wis. Admin. Code § SPS 318.1017 for failure to obtain proper permits for the elevator located at 3950 N. Farwell Avenue, Shorewood, WI 53211 (Regulated Object ID # 500829). This fine 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 fine of **\$1,000.00** shall be made out to the "Department of Safety and Professional Services." Include in the memo line "18 COM 226" and send to the following address:

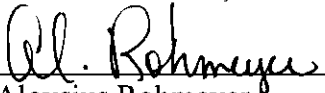
Department Monitor
Division of Legal Services and Compliance
Department of Safety and Professional Services
4822 Madison Yards Way
P.O. Box 7190, Madison, WI 53707-7190
Telephone (608) 267-3817; Fax (608) 266-2264
DSPSMonitoring@wisconsin.gov

You are receiving this fine because the elevator at 3950 N. Farwell Avenue was operating without a valid permit for approximately two years. According to DSPS records the elevator was inspected on July 5, 2017, and a permit was not granted because the elevator required an Electric Elevator Category 1 test. Follow up inspections on October 2, 2018, and November 26, 2018, indicated that you had not complied with the inspector's requirements and a permit was never issued. An investigation was opened by DSPS on March 11, 2019, and another letter was sent to

you requiring you to comply with the Code. You had the work done and on July 29, 2019, it was determined you were in compliance with the code and a permit was issued. Wis. Admin. Code § SPS 318.1011 and Wis. Stat. § 101.983 require that a conveyance must have a valid permit to operate. Our investigation found that the conveyance went approximately two years without a valid permit. Wis. Admin. Code § SPS 318.1017 and Wis. Stat. § 101.988 allow for a fine up to \$1,500 for violating the rules and statutes associated with conveyances. There is a preponderance of evidence that you violated the code and statutes and therefore a fine is appropriate.

For these reasons the fine of \$1,000.00 is assessed in accordance with Wis. Stat. § 101.988 and Wis. Admin. Code § SPS 318.1017.

Dated at Madison, Wisconsin on October 21, 2019.

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Aloysius Rohmeyer

General Counsel

Department of Safety and Professional Services

P.O. Box 8368

Madison, WI 53708-8368