WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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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/wscca

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STATE OF WISCONSIN BEFORE THE DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES

IN THE MATTER OF DISCIPLINARY

PROCEEDINGS AGAINST

NOTICE OF SUSPENSION AND NOTICE OF RIGHT

TO REQUEST HEARING

DONALD FOX

ORDER 0006570

RESPONDENT.

Case # 17 COM 66

TO: Donald Fox

24401 52nd Street Salem, WI 53168

You are hereby notified that your UDC Inspection Credentials (DC-069602637, 069602638, 069602639, 069602640) are suspended for 6 weeks starting February 1, 2020, and expiring March 14, 2020.

The basis for this suspension is you were negligent and incompetent in your responsibilities as an inspector at 3300 264th Ave. Salem, WI 53168. As a UDC Inspector you are responsible for issuing a permit only after making sure an individual is properly licensed. An investigation determined that you authorized a permit for Dean Elfering who had expired credentials at the time the permit was issued. This is in violation of Wis. Stat. § 101.65(1m). Second, your inspections done at the site were negligent and/or incompetent and not up to the standard required by the State of Wisconsin. The investigation found numerous building code violations at the site that you failed to locate. This is in violation of your duties as required by Wis. Admin. Code §§ SPS 305.10(1)(a)3 and 305.63.

After the suspension, you may request, in writing, to have your credential reinstated. The reinstatement process is set forth in Wis. Admin. Code § SPS 305.10(1)(f). You can email your request to dspscredtrades@wisconsin.gov.

You have the right to request a hearing on the suspension by sending a request for hearing to the Department of Safety and Professional Services, Chief Legal Counsel, 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 suspension will be held in accordance with the requirements set forth in Wis. Stat. ch. 227.

Dated at Madison, Wisconsin on December 5th, 2019.

Al Rohmeyer

Chief Legal Counsel

Department of Safety and Professional Services

P.O. Box 8368

Madison, WI 53708-8368