## WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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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

AHLGRIMM EXPLOSIVES, RESPONDENT.

Case # 20 COM 95

Order ORDER 000728 9

TO: JOHN R. AHLGRIMM 1829 E RAVENSWOOD CT APPLETON, WI 54913-6626

You are hereby notified that you are subject to a forfeiture of \$50.00 in accordance with Wis. Stat. § 101.02(12) & (13) for failing to notify the Department of Safety and Professional Services of a non-compliant quarry blast in violation of Wis. Admin. Code § SPS 307.44(5). 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 \$50.00 shall be made out to the "Department of Safety and Professional Services." Include in the memo line "20 COM 95" 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 have the right to request a review of the assessment of forfeiture by sending a request addressed to Division Administrator, Division of Industry Services, P.O. Box 7302, Madison, WI 53707-7302. Any review of the assessment of forfeiture will be held in accordance with the requirements set forth in Wis. Stat. § 101.02(6). Such request for review shall set out specifically and in full detail every reason why this order is unreasonable, and every issue to be considered by the Department in the review.

An investigation by the Department found a seismograph report for a blast performed on May 11, 2020, at the CCI Limestone Quarry, 3800 Gateway Blvd. Beloit, WI 53511 exceeded the limits set forth in the table found at Wis. Admin. Code § SPS 307.44. Upon information and

belief, this blast was not reported to the Department as required by Wis. Admin. Code § SPS 307.44(5).

According to Wis. Admin. Code § SPS 307.10 the penalties for violating any provision in Chapter 307 relating to explosives shall be assessed in accordance with Wis. Stat. § 101.02 (12) and (13). A forfeiture of no less than \$10 nor more than \$100 is to be assessed for each violation.

For these reasons a forfeiture of \$50.00 is assessed in accordance with Wis. Stat. § 101.02(13).

Dated at Madison, Wisconsin on Apr. 5, 2021.

Aloysius Rohmeyer

Chief Legal Counsel

Department of Safety and Professional Services

P.O. Box 8368

Madison, WI 53708-8368