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

JEFF BIESBOER

ORDER 0007347

Order

Case # 19 COM 61

RESPONDENT.

TO: JEFF BIESBOER 616 East Broadway

Waukesha, Wisconsin 53186

You are hereby notified that your Master Plumber License (#MP 953947) is hereby suspended for a minimum of **21 days** as allowed by Wis. Admin. Code § SPS 305.10(2) and Wis. Stat. § 145.10. The suspension shall begin on June 1, 2021 and expire no earlier than June 21, 2021. The suspension shall not expire until you respond to the substance of the complaint filed against you, as laid out below.

Upon completion of the suspension and an adequate response, you may request reinstatement of your credentials. The credentials will remain suspended until you request reinstatement. You may send your request to dspscredtrades@wisconsin.gov. You must file a new application and payment of the appropriate fee specified in Wis. Admin. Code § SPS 305.02.

The basis for this suspension is as follows:

Suspension for failure to respond to an investigation to the satisfaction of the Department in violation of Wis. Stat. § 101.022 and Wis. Stat. 440.20(5)(a): 21 days.

The Department received a complaint that you employed unlicensed individuals, specifically an individual named Mike Tait, who engaged in plumbing under your direct or general supervision. The Department opened an investigation regarding this complaint and attempted to contact you to determine the merits of the complaint. The Department did the following in its efforts to contact you:

 April 24, 2020: The Department's investigator sent an email to you at coxplumbingcoinc@gmail.com asking for a response to the complaint by May 8, 2020. No response was received.

- August 13, 2020: The Department's investigator sent an email asking for a response and a
 letter to 616 East Broadway to your attention asking for a response by August 27, 2020.
 The letter put you on notice that discipline action could be taken against your license if you
 failed to respond. No response was received.
- September 2, 2020: The Department's investigator emailed Cox Plumbing and requested the same information as the August 13, 2020 letter and email. The response was due September 16, 2020. No response was received.
- November 12, 2020: The Department's investigator emailed Cox Plumbing at coxplumbingcoinc@gmail.com and sent a letter to your attention to the address of record for Cox Plumbing. The response was due November 30, 2020. The letter put you on notice that discipline action could be taken against your license if you failed to respond. No response was received.

Wis. Stat. § 440.20(5)(a) (applicable to Master Plumber Licenses through Wis. Stat. § 101.022) states that the department may suspend a credential, if the credential holder fails to respond, to the satisfaction of the department, within 30 days to a request for information from the department, in connection with an investigation of alleged misconduct of the credential holder. The Department's investigation shows that it attempted to contact you and you failed to respond to the allegations in the complaint in a reasonable amount of time. For these reasons, the Department has sufficient evidence to suspend your credentials.

This suspension will continue for 21 days or until you have provided an adequate response, whichever is longer (maximum of 1 year). You must respond to the attached copy of the original complaint.

You have the right to request a hearing on the suspension by sending an answer to this suspension and complaint 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 10 days from the date of receipt of this suspension.

Dated at Madison, Wisconsin on April 23, 2021.

Al Rohmeyer

Chief Legal Counsel,

Department of Safety and Professional Services