

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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<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

JERMAINE WILLIAMS

&

WILLIAMS RENOVATION
AND CONSTRUCTION LLC

RESPONDENTS.

NOTICE OF SUSPENSION

ORDER 0007595

Case # 20 COM 122

TO: JERMAINE WILLIAMS
7028 W State Street
Wauwatosa, WI 53213

You are hereby notified that your dwelling contractor and dwelling contractor qualifier certificates (DC-022000169, DCQ-022000176) are hereby suspended for a **minimum of 28 days**. The suspension shall begin on October 18, 2021 and expire no earlier than November 15, 2021.

In addition to the minimum suspension your certificates shall remain suspended until you (A) reimburse Roy Gerber the \$2,500 he paid you and (B) provide evidence to the Department that you possess the proper insurance as required by Wis. Stat. § 101.654(2). Once those issues have been resolved, you may request reinstatement of your credentials. You may send your request to dpscredtrades@wisconsin.gov.

The basis for this suspension is as follows:

Violations of Wis. Admin. Code § SPS 305.10(1)(a)5. Suspension for engaging in misconduct which led to public mistrust.

The Department received a complaint concerning a contract you entered into with Roy Gerber. The Department reviewed the complaint and conducted an investigation to determine its merits.

The Department's investigation found a preponderance of evidence that you engaged in "misconduct" as defined by Wis. Admin. Code § SPS 305.003(43). The Department found that you engaged in financial misconduct by accepting \$2,500 from Gerber while failing to provide adequate service to justify that payment. The investigation found that the contract was signed on October 9, 2020, and that no work was done on the project except the ordering of supplies.

The Department provided you an opportunity to respond. You stated that the contract was entered into on July 17, 2020, and that you performed many hours of work on the project between July and October 2020. The Department finds that the contract was not entered into on July 17, 2020. The physical contract between the parties states the contract was entered into on October 9, 2020.

Based on the foregoing, the Department finds that you engaged in misconduct by accepting \$2,500 and failing to perform any work on the project. This misrepresentation creates public distrust and the Department has authority under Wis. Admin. Code § SPS 305.10(1)(a)5 to suspend your credentials for this behavior.

**Violations of Wis. Admin. Code § SPS 305.10(1)(a)1 and Wis. Stat. § 101.654(2)(a).
Suspension for operating a business without meeting the qualifications to possess the certificate.**

The Department investigated whether you possessed the proper insurance while possessing a Dwelling Contractor Certificate. The Department communicated with your insurance company, Next First Insurance, who stated that the policy active dates ranged from January 28, 2020 to June 29, 2020. The insurance company did not state that the policy was renewed in December 2020.

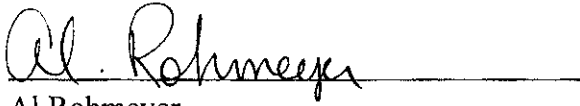
You were afforded an opportunity to respond. You stated that the insurance lapsed in October 2020 and that the insurance was made active again in December 2020. You did not provide any documentation corroborating that statement.

Based on the investigation and your response the Department finds there is a preponderance of evidence that you did not possess the proper insurance while possessing the dwelling contractor certificate. This is a violation of Wis. Stat. § 101.654 and subjects you to discipline as allowed by Wis. Admin. Code § 305.10(1)(a)(1).

Based on the foregoing, a suspension of 28 days is appropriate and is entered pursuant to the terms laid out in this Order.

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. The request for a hearing on the suspension shall set out specifically and in full detail every reason why this order is unreasonable, and every issue to be considered by the department on the hearing. Anything not addressed in the request shall be deemed waived. 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 September 10, 2021.

A handwritten signature in cursive script, reading "Al Rohmeyer", followed by a horizontal line.

Al Rohmeyer
Chief Legal Counsel,
Department of Safety and Professional Services