WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



Wisconsin Department of Safety and Professional Services Access to the Public Records of the Reports of Decisions

This Reports of Decisions document was retrieved from the Wisconsin Department of Safety and Professional Services website. These records are open to public view under Wisconsin's Open Records law, sections 19.31-19.39 Wisconsin Statutes.

Please read this agreement prior to viewing the Decision:

- The Reports of Decisions is designed to contain copies of all orders issued by credentialing authorities within the Department of Safety and Professional Services from November, 1998 to the present. In addition, many but not all orders for the time period between 1977 and November, 1998 are posted. Not all orders issued by a credentialing authority constitute a formal disciplinary action.
- Reports of Decisions contains information as it exists at a specific point in time in the Department of Safety and Professional Services data base. Because this data base changes constantly, the Department is not responsible for subsequent entries that update, correct or delete data. The Department is not responsible for notifying prior requesters of updates, modifications, corrections or deletions. All users have the responsibility to determine whether information obtained from this site is still accurate, current and complete.
- There may be discrepancies between the online copies and the original document. Original documents should be consulted as the definitive representation of the order's content. Copies of original orders may be obtained by mailing requests to the Department of Safety and Professional Services, PO Box 8935, Madison, WI 53708-8935. The Department charges copying fees. *All requests must cite the case number, the date of the order, and respondent's name* as it appears on the order.
- 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

•Records not open to public inspection by statute are not contained on this website.

By viewing this document, you have read the above and agree to the use of the Reports of Decisions subject to the above terms, and that you understand the limitations of this on-line database.

Correcting information on the DSPS website: An individual who believes that information on the website is inaccurate may contact DSPS@wisconsin.gov

STATE OF WISCONSIN BEFORE THE DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES

IN THE MATTER OF DISCIPLINARY PROCEEDINGS AGAINST

MICHAEL ELKINS

NOTICE OF REVOCATION AND NOTICE OF RIGHT TO REQUEST HEARING

ORDER 0007659

RESPONDENT.

Order:	
~~~~	 

Case # 20 COM 119

TO: Michael S. Elkins

W303 N8753 Woodland Dr. Hartland, WI 53029

You are hereby notified that your Registered Electrician enrollment (#1335016) is hereby **revoked**. The revocation shall begin on December 8, 2021.

The basis for this revocation is as follows:

The discipline as entered concerning DSPS DLSC Case Nos. 20 COM 20 and 26.

For engaging in electrical work without the proper supervision in violation of Wis. Admin. Code § SPS 305.40(4)(d)1, for engaging in misconduct in violation of Wis. Admin. Code § SPS 305.10(1)(a)5, for engaging in incompetence in violation of Wis. Admin. Code § SPS 305.10(1)(a)3, for engaging in unlicensed electrical work in violation of Wis. Stat. § 101.862(2), and for violating state, federal, or local laws or regulations in violation of Wis. Admin. Code § SPS 305.10(1)(a)8.

A complaint was filed against you alleging that you were hired to do electrical work at N168W20379 Main Street, Jackson, Wisconsin. An investigation was opened, and it was determined that you performed electrical work without a master electrician directly supervising your work as required as a registered electrician and upon inspection of the work, numerous violations were found. The investigation also found that you requested and pulled permits using solely your registered electrician enrollment when a master electrician's credential was required. As laid out above, these actions are violations of Wisconsin Statute and Code and can subject your credential to a revocation.

The Department's allowed you an opportunity to respond. In your response you misled the Department by stating that a master electrician performed the work and pulled the permit and

that there was never a small claims case filed against you. Lying to the Department is considered misconduct.

Therefore, based on the foregoing, the Department finds that a revocation is appropriate and is entered pursuant to the terms laid out in this document.

You have the right to request a hearing on the revocation 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 revocation 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 revocation will be held in accordance with the requirements set forth in Wis. Stat. ch. 227.

Dated at Madison, Wisconsin on October 29, 2021.

Al Rohmeyer

Chief Legal Counsel,

al. Rohneyn

Department of Safety and Professional Services