## 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

DAREN SETNER

&

**COUNTYWIDE ELECTRIC** 

RESPONDENTS.

Order 0008343

Case # 20 COM 124

TO: Daren Setner

Countywide Electric

PO Box 412

Florence WI 54121

You are hereby notified that your Master Electrician License (#1052222) and Electrical Contractor License (#1128954) are hereby suspended for **ten (10) days**. The suspension shall begin on March 5, 2023 and expire on March 14, 2023. Upon completion of the suspension you may request reinstatement of your licenses. Your licenses will not be reinstated until you request reinstatement. You may send your request to <u>dspscredtrades@wisconsin.gov</u>.

The basis for this suspension is as follows:

Your licenses are suspended as allowed by Wis. Admin. Code § SPS 305.10(1)(a)8 for violating local laws related to conduct under your license. An investigation found that you were hired to perform electrical work at 439 Shoreland Drive, Racine WI 53402 in November 2020. Your company engaged in electrical work in November and December 2020 prior to pulling a permit for the work. Racine Ordinance §18-641 requires that no electrical equipment or appurtenances shall be installed nor shall any repair, alteration or addition be made to electrical work without first securing a permit from the chief electrical inspector before starting such work. The Department confirmed that no permit was obtained in November or December 2020. Violating a local law subjects your credentials to discipline as allowed by Wis. Admin. Code § SPS 305.10(1)(a)8.

Second, the Department finds that you engaged in misconduct in violation of Wis. Admin. Code § SPS 305.10(1)(a)5 as it relates to the work you performed at 439 Shoreland Drive. The Department finds that there is a preponderance of evidence that you failed to complete the job in December 2020 even though the homeowner had communicated with you numerous times to finish the job. The Department is in possession of evidence that shows the homeowner hired

another contractor in early January 2021 to complete the job and that contractor pulled the appropriate permit. The Department finds this to be misconduct and therefore is authorized to discipline your licenses.

The Department allowed you an opportunity to respond. After reviewing the evidence, including your response, the Department found that the complaint has merit and was proved by a preponderance of evidence.

Therefore, based on the foregoing, the Department finds that a total suspension of ten (10) days is appropriate and is entered pursuant to the terms laid out in this document.

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 January 13, 2023.

Al Rohmeyer

Chief Legal Counsel,

Department of Safety and Professional Services