

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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

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- 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/wscga>

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STATE OF WISCONSIN
BEFORE THE DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

FRED FENTRESS,

RESPONDENT.

:
:
: NOTICE OF FORFEITURE
: AND NOTICE OF RIGHT
: TO REQUEST REVIEW
:
:
: Case # 21 UNL 121
:
: Order **ORDER 0008563**

TO: Fred Fentress
Northwest Wisconsin Waterproofing
11006 West State Road 27/70
Raddison, WI 54867

You are hereby notified that you are subject to forfeitures for engaging in plumbing without a license and for advertising plumbing services without possessing a license or having a master plumber on staff.

Engaging in plumbing without a license is a violation of Wis. Stat. § 145.06(1). The Department of Safety and Professional Services received a complaint that you engaged in unlicensed plumbing at 412 East Worden Avenue, Ladysmith, Wisconsin. After investigating the matter, the Department found by a preponderance of evidence that you engaged in unlicensed plumbing. Specifically, the Department has a copy of the invoice you provided the homeowner indicating plumbing work and the Department spoke to the local inspector who stated that you told him you engaged in unlicensed plumbing. The Department afforded you an opportunity to respond to these allegations and you did not provide any evidence to show that you did not engage in unlicensed plumbing. Pursuant to Wis. Admin. Code § 305.125(1)(b) the forfeiture for engaging in unlicensed plumbing is **\$1,000**. 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. Further, you shall not be allowed to obtain a credential from the Department of Safety and Professional Services until this forfeiture is paid.

Engaging in advertising of plumbing services without a master plumber license or having a master plumber on staff is a violation of Wis. Stat. § 145.11(1). The Department of Safety and Professional Services reviewed an invoice from your company where you list "Plumbing Sewer Drains" underneath your company name. The invoice does not list any master plumber license number. The Department finds that a reasonable member of the public would review this invoice and be under the impression that your company is qualified to perform plumbing services. Due to this

violation the Department enters a forfeiture against you in the amount of **\$350** as allowed by Wis. Stat. § 145.12(4).

The total forfeiture of **\$1,350.00** shall be made out to the "Department of Safety and Professional Services." Include in the memo line "21 UNL 121" 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 must immediately cease and desist from engaging in plumbing work and holding out your business as a plumbing contractor. Continuing to hold out your business as providing plumbing services can subject you to additional forfeitures as allowed by Wis. Stat. § 145.12(4). "Each day such violation continues shall be a separate offense."

You have the right to request a review of the assessment of the \$1,350.00 forfeiture entered under Wis. Admin. Code § SPS 305.125 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. Admin. Code § SPS 305.125. 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.

For the above reasons a forfeiture totaling \$1,350.00 is assessed in accordance with Wis. Admin. Code § SPS 305.125 and Wis. Stat. § 145.12.

Dated at Madison, Wisconsin on 19 May, 2023.

Aloysius Rohmeyer

Aloysius Rohmeyer
Chief Legal Counsel
Department of Safety and Professional Services
P.O. Box 8368
Madison, WI 53708-8368