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BEFOI THE CONSTRUCTION CONTRACTORS ARD
STATE OF OREGON
700 SUMMER ST. NE, SUITE 300
PO BOX 14140
SALEM, OR 97309-5052
PHONE: 378-4621 FAX: 373-2007

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Vol 199 Page 12215

In the Matter of the Imposition of
a Civil Penalty Against:

File No. 21360 DH H

FINAL ORDER

John Salmons aka John Mathis
An Individual,
CCB Registration No. 90514 (Expired 1994)
A+ Carpet Cleaning
Respondent

JOHN SALMONS AKA JOHN MATHIS
A+ CARPET CLEANING
1735 DERBY
KLAMATH FALLS OR 97603

60584

On January 6, 1997, the board properly served notice on John Salmons aka John Mathis dba A+ Carpet Cleaning (hereinafter SALMONS) that it intended to issue a civil penalty in the amount of \$5,700 for violation of ORS 701.055(1) and OAR 812-003-0000(7). The Notice further granted to SALMONS an opportunity for hearing, if requested within 21 days. A hearing was requested on January 15, 1997, and a hearing was set for June 12, 1997. At the hearing, a settlement agreement was made.

FINDINGS OF FACT

1. On or about October 26, 1996, SALMONS did not have an active registration with the Construction Contractors Board. SALMONS registration, number 90514, expired May 3, 1994.
2. On or about October 26, 1996, SALMONS contracted with Philip Macomber Jr. to clean carpets in five rooms at 4712 Villa Drive, Klamath Falls, Oregon. SALMONS attempted to repair the carpet which resulted in swirl marks and drip marks and stained furniture from the bleaching process.
3. At the hearing, a settlement was reached in which it was agreed that the CCB would not pursue allegations that SALMONS had worked as a contractor while using an invalid registration and would not seek a \$5,000 penalty based on those allegations, in return for which SALMONS would agree that he had engaged in advertising as a contractor using an invalid registration number and would pay a civil penalty of \$700 for that violation.

ULTIMATE FINDINGS OF FACT

SALMONS violated OAR 812-003-0000(7) by advertising as a contractor on or about October 26, 1997.

ORDER

It is ordered that Salmons pay a civil penalty in the amount of \$700.

AFTER FILING RETURN
CONSTRUCTION CONTRACTORS BOARD
Landscape Contractors Board
P. O. Box 14140
Salem, OR 97309-5052

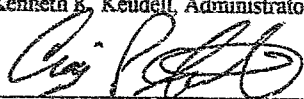
ATTN: SARA VIVLANO

Certified to be a true copy of
the original.

Sarah Vivlano
Collector

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CONSTRUCTION CONTRACTORS BOARD
STATE OF OREGON
Kenneth K. Keudell, Administrator



Craig P. Smith, Deputy Administrator

APPEAL RIGHTS: You are entitled to judicial review of this order in accordance with ORS Chapter 183.480. You may request a judicial review by filing a petition with the Court of Appeals in Salem, Oregon, within 60 days from the date of this order. Tape recordings of Administrative Hearings are retained 90 days after the date of the final order. Duplicate tape recordings cost \$10 per tape.

I hereby certify that this document was placed in regular mail, by me on this 12th day of November, 1997.


Initialed

Salmons.doc

Unofficial Copy

STATE OF OREGON : COUNTY OF KLAMATH: ss.

Filed for record at request of Construction Contractors Board the 6th day
of April A.D., 1999 at 9:13 o'clock A. M., and duly recorded in Vol. M99
of County Lien Docket on Page 12215

Linda Smith, County Clerk

FEE \$10.00

by Kathleen Ross