

**COMMONWEALTH OF KENTUCKY
PUBLIC PROTECTION CABINET
DEPARTMENT OF HOUSING, BUILDINGS AND CONSTRUCTION
AGENCY CASE NO. 2015-0084-ELEC
(Division Case# KY-15-04-0003-CE)**

DEPARTMENT OF HOUSING,
BUILDINGS AND CONSTRUCTION

COMPLAINANT

v.

AGREED ORDER

MIGUEL CORONADO O'TERO

RESPONDENT

* * * * *

1. The Electrical Division of the Department of Housing, Buildings and Construction ("DHBC"), with the assistance of the Electrical Advisory Committee, regulates and licenses master electricians, electrical contractors, and electricians under KRS Chapter 227A, and enforces all statutes, regulations, and applicable code requirements related to electrical work in the Commonwealth of Kentucky.

2. Miguel Coronado O'Tero ("Respondent") was, at all relevant times herein, residing in Kentucky with a mailing address 321 Kingston Court, Bowling Green, KY 42101-4505.

3. Respondent has never been licensed as an electrical contractor, master electrician, or electrician in the Commonwealth of Kentucky.

4. The DHBC investigated electrical work Respondent performed, at 3301 Chinquapin Lane, in Louisville, Kentucky 40219-1008, on March 26, 2015. The DHBC discovered that Respondent changed a panel box without a permit, without a license, and without the supervision of a licensed electrician.

5. Respondent violated KRS 227A.020(4), and the 2013 Kentucky Residential Code R101.8, which require electrical work to be performed by a licensed electrician and prohibit an unlicensed person from doing electrical work unless directly supervised by an on-site licensed electrician or master electrician.

6. Respondent violated the 2013 Kentucky Residential Code, Section R105.1, and KRS 227.480 by performing electrical work for which a permit is required without first obtaining the required permit.

7. The DHBC possesses a range of statutory and administrative authority to address violations of the statutes, regulations, and applicable code requirements related to electrical work in the Commonwealth, including license revocation, restriction, and suspension, and the imposition of fines in an amount up to \$1,000.00 per violation under KRS 198B.990, with each day the violation continues constituting a separate offense. The DHBC also has authority to assess additional administrative fines under KRS 227A.040(6).

8. In this case, the DHBC has imposed a fine against Respondent in the amount of seven hundred and fifty dollars (\$750.00) for the above-referenced violations.

9. In the interest of economically and efficiently resolving the violations described herein, the parties agree as follows:

- a. Respondent agrees to a fine in the total amount of seven hundred and fifty dollars (\$750.00) for the violation(s) described herein;
- b. Respondent agrees to and shall pay the total fine assessed herein in four (4) installment payments, the first of which shall be in the amount of one hundred and eighty-seven dollars and fifty cents

(\$187.50) and which shall be due and paid on the date Respondent signs the Agreed Order and returns it to the DHBC, but in no event later than **November 30, 2015**. All subsequent installments shall be in the amount of one hundred and eighty-seven dollars and fifty cents (\$187.50) each and shall be due and paid by **no later than the 30th of each month thereafter until paid in full**. Each installment payment may be in the form of a certified check or money order made payable to **“Kentucky State Treasurer”** and mailed to the Department of Housing, Buildings and Construction, Attn: Victoria K. Holmes, 101 Sea Hero Road, Suite 100, Frankfort, Kentucky, 40601; or may be made by credit or debit card. Each installment payment must be received by the DHBC on or before the specified date.

- c. Respondent shall not engage in electrical work in the absence of the appropriate license and without supervision, and shall devote the time and resources reasonably necessary to ensure continual and full compliance with the Uniform State Building Code, and all statutory and regulatory requirements set forth in KRS Chapter 227A and 815 KAR Chapter 35.
- d. Provided that all installment payments are made in a timely manner, and the terms of this Agreed Order are not otherwise breached, the DHBC agrees to pursue no further administrative action against the Respondent based upon the violations described herein.

e. Respondent shall be ineligible to apply for an electrical license until such time that the fine is paid in full.

9. Respondent waives any right to an administrative hearing or to otherwise appeal or set aside this Order.

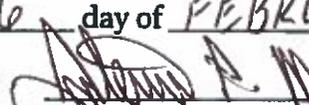
10. Respondent consents to and acknowledges the jurisdiction of the DHBC over this matter and that this Agreed Order is a matter of public record and may be disseminated as such.

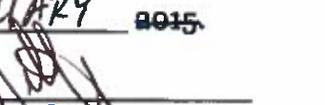
11. In consideration of execution of this Agreed Order, Respondent for himself, and for his successors and assigns, hereby releases and forever discharges the Commonwealth of Kentucky, the DHBC, Office of Legal Services, and each of their members, agents, and employees in their individual capacities, from any and all manner of actions, causes of action, suits, debts, judgments, executions, claims and demands whatsoever, known and unknown, in law or equity, that Respondent ever had, now has, may have or claim to have against any or all of the persons or entities named in this paragraph or Agreed Order arising out of or by reason of this investigation, this disciplinary action, this settlement, or its administration.

12. By signing below, the parties acknowledge they have read the foregoing Agreed Order, know and fully understand its contents, and that they are authorized to enter into and execute this Agreed Order and legally bind their respective parties.

13. This Agreed Order shall constitute the Final Order in this matter.

IT IS SO ORDERED on this the 16 day of FEBRUARY 2016


JACK L. COLEMAN
Deputy Commissioner
Department of Housing, Buildings
and Construction


Steven A. Milby
Commissioner

Agreed to:

This 16 day of FEBRUARY ~~2015~~ ²⁰¹⁶

~~Jack Coleman,~~ Steven A. Milby
~~Deputy Commissioner~~ Commissioner
~~Acting Director, Electrical Division~~
Department of Housing, Buildings and Construction

Agreed to:

This 10th day of February 2015.

Miguel Coronado O'Tero
Miguel Coronado O'Tero

ACKNOWLEDGEMENT

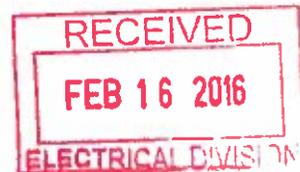
STATE/Commonwealth of Kentucky

COUNTY OF Warren

On this the 10th day of February 2015, before me Leslie Erin Dolan, the undersigned, Miguel Coronado O'Tero, did personally appear and entered into and executed the foregoing instrument for the purposes therein contained.

In witness whereof I hereunto set my hand.
My Commission Expires: Jan. 12, 2018

Leslie Erin Dolan
Notary Public



CERTIFICATE OF SERVICE

A true and accurate copy of the foregoing *Agreed Order* was served via U.S. Postal Service, first class, postage prepaid on this the 16th day of February ~~2015~~,
to the following: 2016

Miguel Coronado O'Tero
321 Kingston Court
Bowling Green, KY 42101-4505


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