

State of New Hampshire  
Office of Professional Licensure and Certification  
Electrician's Board  
Concord, New Hampshire

**In the matter of:**

Ryan M. White  
License No.: 13468  
(Adjudicatory/Disciplinary Proceeding)

Docket No. 18-02

**FINAL DECISION AND ORDER**

Before the New Hampshire Office of Licensure & Certification, Board of Electricians ("Board") is an adjudicatory/disciplinary proceeding in the Matter of Ryan White ("Respondent" or "Mr. White") in Docket Number 18-02.

**BACKGROUND INFORMATION**

There was a previous proceeding which resulted in a settlement agreement which was signed on April 4, 2017. A violation notice was issued on December 4, 2017 when the Respondent failed to meet the reporting requirements in the settlement agreement.

As a result of the foregoing, a Notice of Hearing was forwarded to the Licensee on January 29, 2018 to show cause why the Respondent failed to report his jobs to the board in a timely manner, as agreed by the settlement agreement, to OPLC by the first of each month.

A disciplinary hearing on that matter was held on Tuesday, February 13, 2018 at the Board office in Concord, New Hampshire. A Notice of Hearing (NOH) and exhibits were mailed to Mr. White at the Board's last on-file address via US Mail, via certified mail, return receipt requested and regular first class mail, dated January 29, 2018. The receipt, signed by Mr. White, was received back at the OPLC office February 9, 2018.

The Respondent appeared at the hearing. Testimony was received at the hearing from Dean Sotirakopoulos, Chief Electrical Inspector of the Office of Professional Licensure and Certification and the Respondent, Ryan White.

Board members present were<sup>1</sup>

Matthew Connors, Master Electrician, Vice Chairperson, Presiding Officer  
Jack Grube, Public Member  
William Infantine, Public Member  
Matthew LaBonte, Fire Marshall Representative

The following exhibits were introduced into evidence and accepted into the record:

1. Notice of Hearing dated January 29, 2018.
2. Settlement Agreement dated April 4, 2017.
3. Minutes of the October 12, 2017 and the November 7, 2017 Board Meetings where the Board requested the Chief to contact the licensees where Probation Reports were not received.
4. Violation Notice mailed December 4, 2017.
5. October Probation Report received October 16, 2017.
6. Report of Investigation dated December 29, 2017.

#### FINDINGS OF FACT

1. The Respondent was issued a Master Electrician's License on December 17, 2013.
2. Respondent signed a Settlement Agreement for violation of statutes and rules related to unlicensed individuals in an earlier unrelated matter.
3. The Settlement Agreement required the reporting of jobs in NH on the first day of each month.

4. The October report was not received by the Board's office until October 16, 2017.
5. The November report was not received by the Board's office at all.
6. As a result, a hearing was held on a separate matter alleging the respondent was in violation of RSA 319-C:12, II(c) and Electricians Rules 405.01(a)(1); and 405.01(a)(5) as a result of engaging in unprofessional conduct by failing to comply with a sanction of the Board.
7. The Respondent was provided proper Notice of that hearing.
8. The Respondent appeared for that hearing on February 13, 2018.
9. The Respondent failed to provide good cause for his failure to submit the required reports per his Settlement Agreement.

### CONCLUSIONS OF LAW

The evidence in this matter has established that the Respondent has committed statutory and rule violations governing licensed electricians in the State of New Hampshire. The Respondent has failed to comply with a sanction order by this Board in violation of Elec. Rule 405.01(a)(5).

Moreover, the evidence submitted in this matter established that the Respondent violated RSA 319-C:12, II(c) and 405.01(a)(1) and 405.01(a)(5) by exhibiting unprofessional conduct in failing to comply with a sanction of this Board by Settlement Agreement (i.e. by his failure or

---

<sup>1</sup> The same Board members also deliberated and voted on this Final Decision and Order.

refusal to deliver his Probation Reports to the OPLC within the time period set forth in said Agreement).

THEREFORE, IT IS ORDERED, pursuant to RSA 319-C:12, III(a) and (b) the Board imposes the following sanctions:

- A. The Respondent is hereby **reprimanded**.
- B. The Respondent is deemed to be in violation of R RSA 319-C:12, II(c) and 405.01(a)(1) by exhibiting unprofessional conduct or dishonorable conduct unworthy of and affecting the practice of the profession and Elec 405.01(5) in his failure to comply with the Settlement Agreement dated April 4, 2017 .
- C. The Respondent's Probation will be extended another 12 months from March 1, 2018 through February 1, 2019.
- D. If any of the Probation Reports are missing or late the Respondent's Master Electrician's License will be immediately suspended for the remainder of the Probation period, until February 1, 2019.
- E. The Respondent's breach of any terms or conditions of this Order shall constitute unprofessional conduct pursuant to Elect. 405.01(a)(5) and RSA chapter 319-C:12,II and serve as a separate sufficient basis for further disciplinary action by the Board for a period of seven (7) years, pursuant to NH RSA 319-C:12,IV and Elec. 405.03(i).
- F. Additionally, the Board may consider the fact that discipline was imposed by this Final Decision and Order in determining appropriate discipline in the future should any further misconduct be proven against the Respondent.

- G. This order shall become a permanent document in the Respondent's file which is maintained by the Board as a public document.
- H. This Order shall take effect on the date it is signed by an authorized representative of the Board.
- G. Any person affected by a final decision of the board may appeal such final decision to the state building code review board, pursuant to RSA 155-A:11-a.  
See NH RSA 319-C:12-b.

IT IS FURTHER ORDERED that a motion for rehearing, reconsideration, or clarification shall be filed within 30 days of the effective date of this Final Decision and Order. This motion shall be in accordance with Elec part 213.

BY ORDER OF THE BOARD



\_\_\_\_\_  
Joseph G. Shoemaker, Director  
Division of Technical Professions  
NH Office of Professional Licensure and Certification  
Authorized Representative of the NH Electricians' Board

Dated: March 2, 2018