

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

Louis J. Lessard  
License No.: 812 M  
(Adjudicatory/Disciplinary Proceeding)

Docket No. 19-04

**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 Louis Lessard ("Respondent" or "Mr. Lessard") in Docket Number 19-04.

**BACKGROUND INFORMATION**

There was a previous proceeding which resulted in a Decision and Order which was signed on March 2, 2018. The Respondent failed to meet the timeliness required in the reporting requirements and the completion of the required schooling.

As a result, a Notice of Show Cause Hearing was mailed to Mr. Lessard at the Board's last on-file addresses via regular first class US Mail, and via email on December 12, 2018 to show cause why the Respondent failed to report his jobs to the Board in a timely manner to by the first of each month, or complete the required schooling in a timely manner within 6 months, as per the Decision and Order.

A disciplinary hearing on that matter was held on Tuesday, January 9, 2019, at the Board office in Concord, New Hampshire. A hearing list of witnesses and exhibits and the exhibits

were mailed to Mr. Lessard at the Board's last on-file address via regular first class US Mail dated December 21, 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, Louis Lessard.

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

Peter Cicolini, Master Electrician, Chairperson, Presiding Officer  
Matthew Connors, Master Electrician, Vice Chairperson  
Henry Szumiesz, Journeyman Electrician  
Jack Grube, Public Member  
William Infantine, Public Member

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

1. Notice of Hearing dated December 12, 2018.
2. Decision and Order dated March 2, 2018.
3. Copies of emails and Board meeting minutes regarding the required 30 hours of continuing education by Mr. Lessard.
5. Copies of monthly Probation Reports from Mr. Lessard.

#### FINDINGS OF FACT

1. The Respondent was issued a Master Electrician's License on April 8, 1976.
2. Respondent received a Decision and Order dated March 12, 2018 related to a complaint that was filed alleging an electrical installation not done to the 2014 NEC in an earlier unrelated matter.

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

3. The Decision and Order required 30 hours of schooling on the National Electrical Code chapters 1-4 within 6 months and the reporting of jobs in NH on the first day of each month.
4. A request to extend the amount of time to complete the schooling was received on September 4, 2018 2 days after the deadline to complete the course. At their September 11, 2018 meeting the Board agreed to extend the deadline until September 30, 2018. At their October 2, 2018 meeting the Board requested proof from the provider of the course that it was complete within one week. On November 8, 2018 an email was received from the provider that Mr. Lessard completed the schooling on November 5<sup>th</sup> and 6<sup>th</sup>. Monthly reports were received late in the months of March (12<sup>th</sup>), April (11<sup>th</sup>), May (8<sup>th</sup>), June (8<sup>th</sup>), July (20<sup>th</sup> computer problems), November (5<sup>th</sup>), and December (6<sup>th</sup>).
5. 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 sanctions of the Board.
6. The Respondent was provided proper Notice of that hearing.
7. The Respondent appeared for that hearing on January 8, 2019.
8. The Respondent failed to provide good cause for his failure to submit proof of completing 30 hours of schooling and the required reports on time as required per his Decision and Order.

## 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 sanctions ordered 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 sanctions of this Board by Decision and Order (i.e. by his failure or refusal to deliver his proof of schooling and his Probation Reports to the Board within the time period set forth in said Decision and Order).

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 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 Decision and Order dated March 2, 2018 .
- C. The Respondent's Probation will be required to be received on time monthly (by the first of each month) through August 1, 2019.
- D. If any of the Probation Reports are missing or late this will be considered a breach of the condition of this Order and 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).

- E. 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.
- F. This order shall become a permanent document in the Respondent's file which is maintained by the Board as a public document.
- G. 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

Dated: January 17, 2019

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