

STATE OF MICHIGAN  
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
BUREAU OF PROFESSIONAL LICENSING  
BOARD OF RESIDENTIAL BUILDERS AND  
MAINTENANCE AND ALTERATION CONTRACTORS

In the Matter of

JOHN D. AYOTTE  
License Number: 21-03-036850

File Number: 21-14-325154  
Docket Number: 15-038845-CSCLB

FINAL ORDER

On April 15, 2015, a Formal Complaint (Complaint) was executed that charged John D. Ayotte (Respondent) with violating sections 604(h) and 2404(6) of the Occupational Code, 1980 PA 299, as amended; MCL 339.101 et seq.

An administrative hearing was held in this matter before an administrative law judge who, on August 20, 2015, issued a Hearing Report setting forth Findings of Fact and Conclusions of Law.

The Michigan Board of Residential Builders and Maintenance and Alteration Contractors (Board), having reviewed the administrative record, considered this matter at a regularly scheduled meeting held in Lansing, Michigan on November 10, 2015, and received the administrative law judge's Findings of Fact and Conclusions of Law in the Hearing Report. Therefore,

IT IS ORDERED that for violating sections 604(h) and 2404(6) of the Occupational Code, supra, Respondent's license to practice as a builder in the state of

Michigan is IMMEDIATELY SUSPENDED for a minimum of one day, commencing on the effective date of this Order.

IT IS FURTHER ORDERED that Respondent's license shall be automatically reinstated IF WITHIN 60 DAYS FROM THE EFFECTIVE DATE OF THIS ORDER, Respondent provides proof of compliance with section 2404(6) of the Occupational Code, 1980 PA 299, supra, in a form acceptable to the Department of Licensing and Regulatory Affairs.

IT IS FURTHER ORDERED that Respondent may not serve as a Qualifying Officer of any licensed corporation or business entity while any Article 24 license held by Respondent is in suspended or revoked status.

IT IS FURTHER ORDERED that Respondent shall direct all communications to the **Department of Licensing and Regulatory Affairs, Enforcement Division, Sanction Monitoring, P.O. Box 30670, Lansing, MI 48909.**

IT IS FURTHER ORDERED that in the event Respondent violates any provision of this Order, the Board may proceed to take disciplinary action pursuant to section 604(k) of the Occupational Code, supra.

This Final Order is a public record required to be published and made available to the public pursuant to section 11(1)(a) of the Michigan Freedom of Information Act, 1976 PA 442, as amended; MCL 15.241(1)(a).

IT IS FURTHER ORDERED that this Order shall be effective on the date signed by the Chairperson of the Board or authorized representative, as set forth below.

Dated: 11/8/16

**MICHIGAN BOARD OF  
RESIDENTIAL BUILDERS AND  
MAINTENANCE AND ALTERATION  
CONTRACTORS**

By:   
Kim Gaedeke, Director  
Bureau of Professional Licensing

This is the final page of a Final Order in the matter of John D. Ayotte, File Number 21-14-325154, Docket Number 15-038845-CSCl.B, before the Michigan Board of Residential Builders and Maintenance and Alteration Contractors, consisting of three pages, this page included.

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STATE OF MICHIGAN  
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
CORPORATIONS, SECURITIES & COMMERCIAL LICENSING BUREAU

DEPARTMENT OF LICENSING AND  
REGULATORY AFFAIRS,  
CORPORATIONS, SECURITIES &  
COMMERCIAL LICENSING BUREAU

Complaint No. 325154

Complainant,

v

JOHN D. AYOTTE  
License No. 21-03-036850

Respondent.

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FORMAL COMPLAINT

NOW COMES the Department of Licensing and Regulatory Affairs, Corporations, Securities & Commercial Licensing Bureau, Complainant, pursuant to MCL 339.101-605, and its rules promulgated thereunder, upon information and belief alleges as follows:

1. John D. Ayotte (Respondent), has, at all times relevant to this Complaint, been licensed as a maintenance and alteration contractor under the Occupational Code, 1980 PA 299, as amended, Article 24; MCL 339.2401-2418.

2. A Complaint against Respondent, conforming to the requirements of § 501 of 1980 PA 299, as amended; MCL 339.501 has been filed with the Michigan Department of Licensing and Regulatory Affairs.

3. On or about May 7, 2014, Respondent submitted a renewal application for maintenance and alteration contractor license. A copy of the renewal application is attached hereto as Exhibit 1.

4. On or about May 7, 2014, Respondent failed to state to the Department on the renewal application referred to in paragraph three above, that he has a current copy of the appropriate requirements regarding continuing competency described in Article 24 of the Occupational Code, 1980 PA 299, as amended, or rules promulgated thereunder, contrary to MCL 339.2404(6).

5. Respondent has violated a provision or rule for which a penalty is not otherwise prescribed, contrary to MCL 339.604(h).

Based upon the conduct as aforesaid, Respondent has acted contrary to §§ 604(h) and 2404(6) of the Occupational Code, 1980 PA 299, as amended; MCL 339.604(h) and MCL 339.2404(6), constituting grounds for the assessment of a penalty as defined in § 602 of the Occupational Code.

WHEREFORE, Complainant, Michigan Department of Licensing and Regulatory Affairs, hereby commences proceedings pursuant to the Administrative Procedures Act of 1969, PA 306, as amended, MCL 24.201-328 and the Occupational Code, *supra*, to determine whether disciplinary action should be taken by the Department of Licensing and Regulatory Affairs, pursuant to the Occupational Code, for the reasons set forth herein.

MICHIGAN DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

BY

  
Barrington Carr, Director  
Enforcement Division

Dated: \_\_\_\_\_

4-15-15

Responsive Pleadings Should Be Filed With:

Department of Licensing and Regulatory Affairs  
Corporations, Securities & Commercial Licensing Bureau  
Regulatory Compliance Division  
P.O. Box 30018  
Lansing, MI 48909