

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

MARIO GIANNANDREA  
License Number: 21-01-189300

File Number: 21-15-323533  
Docket Number: 15-052494-CSCLB

FINAL ORDER

On February 13, 2015, a Formal Complaint (Complaint) was executed that charged Mario Giannandrea (Respondent) with violating section 604(d) 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 November 24, 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 March 8, 2016 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 section 604(d) of the Occupational Code, supra, Respondent's license to practice as a builder in the state of Michigan is REVOKED, commencing on the effective date of this Order.

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 must petition the Board for reinstatement. No application for licensure, relicensure, reinstatement or renewal shall be considered or granted by the Department until all final orders of the Board have been satisfied in full.

IT IS FURTHER ORDERED that for the cited violations Respondent is FINED \$5,000.00 to be paid to the State of Michigan within 60 days from the effective date of this Order.

IT IS FURTHER ORDERED that the fine shall be mailed to the **Department of Licensing and Regulatory Affairs, Enforcement Division, Sanction Monitoring, P.O. Box 30189, Lansing, MI 48909**. The fine shall be paid by check or money order made payable to the State of Michigan, and the check or money order shall clearly display file number **21-15-323533**.

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.

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: 4/25/2016

**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 Mario Giannandrea, File Number 21-15-323533, Docket Number 15-052494-CSCLB, 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. 323533

Complainant,

v

MARIO GIANNANDREA  
License No. 21-01-189300

Respondent.

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FORMAL COMPLAINT

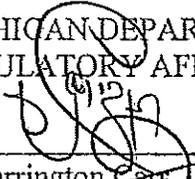
NOW COMES the Department of Licensing and Regulatory Affairs, Corporations, Securities & Commercial Licensing Bureau, Complainant, pursuant to MCL 339.101-605, and its rules promulgated thereunder, upon information and belief alleges as follows:

1. Mario Giannandrea (Respondent), has, at all times relevant to this Complaint, been licensed as a residential builder 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 28, 2013, Respondent was found guilty in the United States District Court, Western District of Michigan, of "Misprision of a Felony". A certified copy of the conviction record is attached hereto as Exhibit 1.

4. Respondent's conduct in committing the offense referred to in paragraph three above demonstrates his inability to serve the public as a residential builder in a fair, open and honest manner and his lack of good moral character, contrary to MCL 339.604(d).

Based upon the conduct as aforesaid, Respondent has acted contrary to § 604(d) of the Occupational Code, 1980 PA 299, as amended; MCL 339.604(d), 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: 8-13-15

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