

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

LARRY WAYNE RILEY

License Number: 21-01-138166

File Number: 21-15-327705

CONSENT ORDER

On March 16, 2016, the Department of Licensing and Regulatory Affairs (Department) executed a Formal Complaint (Complaint) charging Larry Wayne Riley (Respondent) with violating section(s) 604(c) and 2411(2)(e) of the Occupational Code, MCL 339.101 et seq.

Respondent has admitted that the facts alleged in the Complaint are true and constitute violation(s) of the Occupational Code. The Michigan Board of Residential Builders and Maintenance and Alteration Contractors (Board) has reviewed this Consent Order and Stipulation (Order), and agrees that the public interest is best served by resolution of the outstanding Complaint.

Therefore, IT IS FOUND that the facts alleged in the Complaint are true and constitute violation(s) of section(s) 604(c) and 2411(2)(e) of the Occupational Code, supra.

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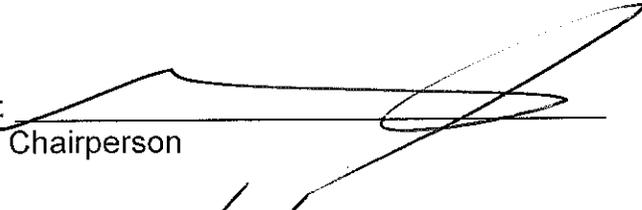
Accordingly, IT IS FURTHER ORDERED that for the cited violations of the Occupational Code, Respondent is FINED \$500.00 to be paid to the State of Michigan within 60 days of the effective date of this Order.

IT IS FURTHER ORDERED that the fine shall be mailed to the **Department of Licensing and Regulatory Affairs, Legal Affairs Division, Compliance Section, 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 numbers **21-15-327705**.

IT IS FURTHER ORDERED that failure to comply with the terms of this Order shall result in SUSPENSION of all licenses and registrations held by Respondent and denial of all applications for renewal of all licenses and registrations until Respondent has fully complied with the terms of this Order. If Respondent's license is suspended, Respondent may petition the Board to lift the suspension.

IT IS FURTHER ORDERED that this Order shall be effective 30 days from the date signed by the Board, as set forth below.

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

By:   
Chairperson

Dated: 9/13/16

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## STIPULATION

1. The facts alleged in the Complaint are true and constitute violation(s) of section(s) 604(c) and 2411(2)(e) of the Occupational Code, supra.

2. Respondent understands and intend that by signing this Stipulation Respondent are waiving the right, pursuant to the Occupational Code, the rules promulgated thereunder, and the Administrative Procedures Act, MCL 24.201 et seq., to require the Department to prove the charges set forth in the Complaint by presentation of evidence and legal authority, and Respondent are waiving the right to appear with an attorney and such witnesses as Respondent may desire to present a defense to the charges.

3. This matter is a public record required to be published and made available to the public pursuant to the Michigan Freedom of Information Act, MCL 15.231 et seq.

4. Factors taken into consideration in the formulation of this Order are as follows:

Respondent offered to return to correct the deficiencies; but the homeowner refused Respondent's offer.

Respondent has been licensed in Michigan since 1997 and has had no prior disciplinary action against Respondent's license.

5. This Order is approved as to form and substance by Respondent and the Department and may be entered as the final order of the Board in this matter.

6. This proposal is conditioned upon acceptance by the Board. Respondent and the Department expressly reserve the right to further proceedings should this Order be rejected.

AGREED TO BY:



Kim Gaedeke, Director  
Bureau of Professional Licensing  
Department of Licensing and  
Regulatory Affairs

AGREED TO BY:



Larry Wayne Riley  
Respondent

Dated:

06/09/2016

Dated:

MAY 26, 2016

This is the final page of a Consent Order and Stipulation in the matter of Larry Wayne Riley, File Number 21-15-327705, before the Michigan Board of Residential Builders and Maintenance and Alteration Contractors, consisting of four pages, this page included.

DWC

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

LARRY WAYNE RILEY  
License Number: 21-01-138166

Complaint Number: 21-15-327705

FORMAL COMPLAINT

The Michigan Department of Licensing and Regulatory Affairs (Complainant) by Kim Gaedeke, Director, Bureau of Professional Licensing, files this Complaint against Larry Wayne Riley (Respondent) as follows:

1. The Michigan Board of Residential Builders and Maintenance and Alteration Contractors (Board) is an administrative agency established by the Occupational Code, 1980 PA 299, as amended; MCL 339.101 et seq. Pursuant to section 602 of the Occupational Code, supra, the Board is empowered to penalize licensees for violations of the Occupational Code.
2. Respondent is licensed as residential builder in the state of Michigan.
3. On May 6, 2015, Respondent entered into a contract with Janny Goei (Homeowner) to perform electrical repairs and remodeling on Homeowner's condominium. A copy of the contract, marked Exhibit A, is attached and incorporated.

4. On August 31, 2015, Homeowner filed a Statement of Complaint with Complainant alleging defects in the construction work performed by Respondent and failure by Respondent to pull permits for all work performed.

5. On September 23, 2015, a building inspector for the city of Grand Rapids verified numerous violations of the 2009 Michigan Residential Code (building code), adopted pursuant to the Stille-DeRossett-Hale single state construction code act, effective March 9, 2011, including the following:

- a. Respondent failed to obtain required permits for building, electrical, plumbing, and mechanical work (R105.1; R105.8; and R113.1);
- b. Respondent failed to use the proper gauge wiring in the kitchen and failed to install a minimum of two circuits (E3702.13/T and E3703.2);
- c. Respondent failed to properly and completely install an exhaust fan and flex duct (M1501.1);
- d. Respondent improperly installed recessed lights without necessary fire protection (R302.4.1).

A copy of the Building Inspection Report, marked Exhibit B, is attached and incorporated.

#### COUNT I

Respondent's conduct, as described above, evidences a failure to maintain standards of construction in accordance with the local building code, contrary to Mich Admin Code, R 338.1551(5), in violation of section 604(c) of the Occupational Code, supra.

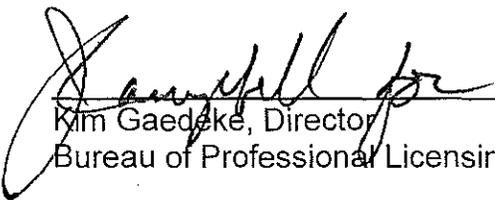
COUNT II

Respondent's conduct, as described above, evidences a willful violation of the building laws of this state or of a political subdivision of this state, contrary to 2411(2)(e) of the Occupational Code, supra.

Complainant requests that this Complaint be served upon Respondent and that Respondent be offered an opportunity to show compliance with all lawful requirements for retention of the license. If compliance is not shown, Complainant further requests that formal proceedings be commenced pursuant to the Occupational Code, rules promulgated thereunder, and the Administrative Procedures Act of 1969, 1969 PA 306, as amended; MCL 24.201 et seq.

Pursuant to section 508(2) of the Occupational Code, supra, Respondent has 15 days from the date of receipt of this Complaint to notify Complainant of Respondent decision to either negotiate a settlement of this matter, to demonstrate compliance with the Occupational Code, or to request an administrative hearing. Written notification of Respondent's selection shall be submitted to Complainant, Kim Gaedeke, Director, Bureau of Professional Licensing, Department of Licensing and Regulatory Affairs, P.O. Box 30670, Lansing, MI 48909. If Respondent fails to submit written notification within 15 days, this matter shall proceed to an administrative hearing.

DATED: 3/16/16

  
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Kim Gaedeke, Director  
Bureau of Professional Licensing

This is the final page of a Formal Complaint in the matter of Larry Wayne Riley, File Number 21-15-327705, before the Michigan Board of Residential Builders and Maintenance and Alteration Contractors, consisting of three pages, this page included.  
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