

CONSUMER PROTECTION / WEIGHTS & MEASURES

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James J. Elcik
Director and Public Advocate

**Rockland County Board of Plumbing, Heating, Air-Conditioning,
Refrigeration and Sheet Metal Examiners**

MEETING DATE
September 11, 2023

Meetings Start at 5:30 pm

AGENDA

CALL TO ORDER:

ROLL CALL:

APPROVAL OF MINUTES: Meeting Minutes June 12, 2023

PUBLIC PARTICIPATION:

DISCUSSION ITEM:

- Law change discussion – Thomas Gandolfini, Business manager of Local 373, would like to enforce changes/ revisions to local law of Rockland County Chapter 319.
- Weathervane Service, Inc – P-1226- Board has requested licensee holder, Henry Enoch to attend September 11, 2023, Meeting
- Elmer Aguirre Plumbing & Heating, LLC d/b/a A.G.&L. Plumbing & Heating Services P-22374 Elmer D. Aguirre y Aguirre. Discussion Application Master Plumbing and Heating rejected by the Board December 12, 2022. Second part of Legislative Appeal scheduled for September 12, 2023, at 3:00PM.
- P-1088 Kevin Casey is requesting to reactivate his license. The personal address under the licensee is a Delaware address.

- P-01215 Thomas Culianos is requesting to reschedule for the Plumbing Test without reapplication. No show is considered a fail.
- P-23023 Jorge Castro is requesting to retake the exam without applying in November due to a computer area.
- P-23098 Jason A. Young is requesting to reschedule the exam without re-applying due to his vehicle breaking down on the way to the exam.
- P-22369- Steven Calandra is requesting to reschedule the exam without re-applying due to a family emergency.

OLD BUSINESS:

Complaints

- a) **209-23 Pomona Plumbing – Unlicensed.** Inspector CB received the complaint file and initiated the investigation. The Consumer stated that a person named Mikey showed up to provide a free estimate on a new furnace installation. They were only supposed to be charged \$85.00 for the company to show up. The Consumer stated that they were then charged \$365.00 after the Vendor looked at the furnace. The Consumer paid the \$365.00 in cash and did not receive a receipt. When the Consumer called the company after the visit to discuss the charge, they were put on hold and the person that answered never came back. Inspector CB came across this company when doing research for a similar complaint against a fraudulent Vendor. This company appears to be related to fraudulent Vendor's researched for Complaint #100-21 and Complaint #384-22.
- b) **220-23 Affordable A-Jay Plumbing, Heating & Air Conditioning P-1469** The Vendor was hired by the Consumer to install the rough plumbing and fixtures for their renovation. The Consumer claims the Vendor did not complete the work as stated on the contract. The Consumer claims the Vendor did not change/add pipes or install the fixtures for two (2) bathrooms and a kitchen. The Consumer is looking for a full refund of monies paid to the Vendor. Inspector CB requested board member review of the contract. Vendor attended June's meeting. Board by consensus agreed with Vendor that Vendor is owed \$12,000 from Consumer, plus the additional labor. Vendor showed proof in the contract that fixtures were included. Regarding full amount, that is to be determined by the Vendor and Consumer.

Violations

- 1) 21-48L – C & D Custom Construction – Unlicensed - **Court date set for 9/22/2023.**
- 2) 21-120LC – Innovative Interior Solutions – Unlicensed - **Unlicensed solicitation of plumbing and mechanical work - \$1000 fine. As of 4/29/22, 30-day notice sent to vendor, no payment received.**
- 3) 21-226L – C & D Custom Construction – Unlicensed – **Court date set for 9/22/2023.**

- 4) 21-261L – Comfort Experts – Unlicensed – **As of 6/06/2023, failed to appear in court, bench warrant issued.**
- 5) 21-272L – Ortegas Construction – Unlicensed – **Court date set for 10/05/2023.**
- 6) 22-59LC – Mamakating Heating and Cooling – P-1600 – **Working without a license - \$750 fine – Sent to County Attorney.**
- 7) 22-193L – Will Clark, All Day Plumbing – Unlicensed- **Court date set for 9/12/22. Did not appear at court. Bench warrant issued**
- 8) 22-437- H-1241- Fan Man- **Unlicensed solicitation of Heating and Cooling. 2nd offense. \$1,500 Violation issued. – Sent to County Attorney.**
- 9) 22-506LC- H-8068- Alexander Holding, LLC DBA Bath Fitter- **Performing plumbing work without a plumbing license on commercial property in Clarkstown. Violation issued on 11/10/2022. Penalty amount- \$750.00**
- 10) 22-547 – Z-10600- Besson Heating & Cooling – **Unlicensed advertisement on bessonhvac.com. Penalty set at \$3,000.**
- 11) 22-555 – P-1699- Avir HVAC Corp- **No decal on vehicle at jobsite. Penalty set at \$250.**
- 12) 22-556 – P-1699- Avir HVAC Corp- **No lettering on vehicle at jobsite. Penalty set at \$250.**
- 13) 22-557 – P-1699- Avir HVAC Corp- **No work permit at jobsite. Penalty set at \$500.**
- 14) 22-558 – P-905- Mr. Plumber- **Unlicensed advertisement for cooling at mrplumberny.net. Penalty set at \$1,000.**
- 15) 23-39LC – P-788- A Novellino Plumbing & Heating – **(Chpt. 319-12A) Failure to respond to letters dated 12/14/22 and 1/11/23. Penalty set at \$50.**
- 16) 23-73LC – Guglielmi Plumbing & Heating, Inc. – P-22262- **Unlawful use of license, Hiring an Unlicensed Subcontractor. Penalty set at \$750.**
- 17) 23-101LC- Vasi’s Plumbing & Heating, Inc.- P-19068- **Failure to have decal on vehicle at jobsite. Penalty set at \$250.**
- 18) 23-103LC- Vasi’s Plumbing & Heating, Inc.- P-19068- **Failure to have decal on vehicle at jobsite. Penalty set at \$250.**
- 19) 23-104LC- Vasi’s Plumbing & Heating, Inc.- P-19068- **Unlicensed heating, air-conditioning and refrigeration. Penalty set at \$3,000.**

- 20) 23-112LC- McNamara Heating, Air Conditioning, HVAC, Fireplace- H-22257-
Advertising to perform Plumbing services on Facebook. Penalty set at \$1,000.
- 21) 23-143LC – Superior Piping & Heating Inc.- P-1668- **No permit. Disregard of
building codes for state or any municipality thereof. Penalty set at \$750.**
- 22) 23-144LC- Superior Piping & Heating Inc.- P-1668- **Vehicle at jobsite are
incorrectly lettered. Penalty set at \$250.**
- 23) 23-157LC- Mediastreme LLC DBA Mediastreme Constuction – H-22159-
Unlicensed Plumbing. Penalty set at \$750. Sent to County Attorney for collection.
- 24) 23-204LC – Gutierrez Brothers HVAC LLC- Z-10653- **Unlicensed Solicitation for
HVAC services. Penalty set at \$3,000. Sent to County Attorney for collection.**
- 25) 23-206L- Luis Alberto Cambi Guaman – Z-10655 – **Unlicensed Plumbing – Court
Date 9/20/2023.**

NEW BUSINESS:

Complaints:

- a) **325-23 Monic Plumbing Inc. – P-1225.** Consumer had an addition to the home and Monic Plumbing was hired to do plumbing work. Consumer claims they made a deposit of \$15,000. Vendor claims Consumer paid only \$10,000. Consumer has video of Vendor counting \$15,000 and job was not finished. Inspector Rossi is in contact with Consumer's attorney regarding the dispute.
- b) **384-23 Ramapo Plumbing and Heating – Unlicensed.** Inspector CB started further research into the Vendor based on documentation provided by the Consumer. The Vendor for this complaint is the same Vendor from Complaint #75-22. It was discovered that the Vendor is using a fictitious name and address for their business. The business is not registered, and they are not located or working out of the address listed on their website. The original check issued to the Vendor was made out to "ML Upright Services" in the amount of \$500.00. The Consumer stopped payment on the check and was then forwarded an invoice from the Vendor via email. This time, the Vendor requested payment via PayPal. Inspector CB believes all of these complaints are related and could be traced back to Martin or a main office operating various fraudulent businesses. This outfit uses similar website design for each of the businesses. All the businesses are using fictitious names and addresses. Complaint #31-21, #100-21, and #209-23.

Violations:

- 1) 23-351L – Amex Refrigeration Inc & Jose Cano-Lopez– Z-10717- **Unlicensed Refrigeration – Court Date 10/04/2023**
- 2) 23-353L – PLS Mechanical, Inc. – Z-10716 – **Unlicensed Air-Conditioning – Court date 8/28/2023. No Show. Bench warrant issued.**
- 3) 23-364LC – One70 Group DBA CFSC Maintenance, LLC – H-19268 – **Working without a Rockland County Air-Conditioning license. 2nd Offense. Penalty set at \$1,500.**
- 4) 23-370LC – Joe Cool’s Heating and Air Conditioning & All-American Cooling LLC – P-1578- **Failure to respond to letter dated 6/01/2023. Penalty set at \$750.00.**
- 5) 23-394L – JES Heating & Cooling Inc. & Sanddy, Rafael Vargas – Z-10736 – **Unlicensed Air Conditioning – Court Date 9/18/2023.**
- 6) 23-409L – Fire & Ice Heating & Cooling – P-1122 – **Unlicensed Plumbing and Heating – Court date 9/19/2023.**
- 7) 23-448L – F.D.C. Contracting Company, Inc. – Z- 10759 – **Unlicensed Plumbing – Court date 10/03/2023**
- 8) 23-493L – Keep It Cool, Inc. – P-20275 – **Unlicensed Air-Conditioning – Court date 9/19/2023.**
- 9) 23-515LC – Marchese Mechanical LLC – P-963 – **Failure to have vehicle registered with Consumer Protection and have a decal on rear side of the vehicle on a jobsite. Penalty set at \$250.**
- 10) 23-516LC – Marchese Mechanical LLC – P-963 – **Failure to have a permit at jobsite. Penalty set at \$750.**

NEW APPLICANTS:

- a) William Sherman – Super Plumber 1800 Hot Water Heater Inc – P-22184- (Master Plumbing, Heating and Air- Conditioning)
- b) John W. Novak – All Jersey Mechanical & Construction, Inc. – P-22260 – (Master Plumbing)

- c) Matthew M. Brown – Bertussi Contracting, Inc – P-23145 – (Master Plumbing, Heating, Air-Conditioning, Sheet Metal and Refrigeration)
- d) Joseph Innocent – Simple Fix HVAC Professionals LLC – P-23187 – (Master Air-Conditioning and Sheet Metal)
- e) Joseph D’Albora – Only in New York Mechanical, LLC – P-23183 – (Master Plumbing, Heating and Air-Conditioning)
- f) Moishe Surkis – P-23299 – (Master Plumbing)

CLOSE MEETING:

NEXT MEETING: Tuesday October 10, 2023