

DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING
Heber M Wells Building
160 East 300 South
PO Box 146741
Salt Lake City UT 84114-6741
Telephone (801) 530-6628

**BEFORE THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING
OF THE DEPARTMENT OF COMMERCE
OF THE STATE OF UTAH**

IN THE MATTER OF THE LICENSE OF)	FINDINGS OF FACT,
WILLIAM BESENDORFER)	CONCLUSIONS OF LAW,
TO OPERATE AS A JOURNEYMAN)	AND ORDER
ELECTRICIAN IN THE STATE OF UTAH)	
)	CASE NO DOPL-OSC-2009-319

FINDINGS OF FACT

- 1 The Division of Occupational and Professional Licensing ("the Division") filed a Notice of Agency Action in this matter on October 24, 2011
- 2 A review of the file was made on January 25, 2012 at the Construction Services Commission meeting and, thereafter, the Division issued an order revoking Respondent's journeyman electrician's license to practice in the state See Findings of Fact, Conclusions of Law, and Order, dated January 25, 2012
- 3 Respondent thereafter filed a motion to set aside order ("Respondent's Motion") on January 26, 2012 Respondent states that he mistakenly believed the Commission meeting was January 26, 2012 and did not intentionally miss the meeting Respondent also states that his criminal probation violation was a technical error but claims as a result of going back to prison, he did not have the resources to remain compliant with the Division
- 4 Respondent has accordingly violated the terms of his probation with the Division but has committed to strictly abiding by the terms of his probation in the future

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CONCLUSIONS OF LAW

5 The Division may refuse to issue a license to an application and may refuse to renew or may revoke, suspend, restrict, place on probation, issue a public reprimand to, or otherwise act upon the license of any licensee that has engaged in unprofessional or unlawful conduct as provided by Utah Code Annotated Subsection 58-1-401(2)

ORDER

WHEREFORE, IT IS ORDERED Respondent's Motion to set aside the Division's January 25, 2012 order is hereby granted and said license is reinstated subject to the stipulation and order previously entered in DOPL-2009-319

On behalf of the Construction Services Commission and the Division of Occupational and professional licensing, I hereby certify the foregoing Findings of Fact, Conclusions of Law, and Order were submitted to the Construction Services Commission and the Division on the 28th day of March 2012 for their review and action



Dan S Jones, Bureau Manager

ORDER

THE ABOVE FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER in the matter of **WILLIAM BESENDORFER**, are hereby adopted by the Construction Services Commission of the State of Utah

DATED this 28 day of March, 2012


CONSTRUCTION SERVICES COMMISSION
Representative

I concur with the above Order, which the Construction Services Commission has approved

DATED this 28 day of March, 2012

DIVISION OF OCCUPATIONAL AND
PROFESSIONAL LICENSING


As MARK B STEINAGEL
Director

Agency review of this order may be obtained by filing a request for agency review within thirty (30) days after the date of this order. If you choose to file a request for agency review, you must adhere to the attached procedures.