

COUNCIL ITEM 9D
DATE 1/9/12

KENNETH SIMEONE
14152 Edsel Drive
Port Charlotte, Fl 33981

November 29, 2011

City of Port St Lucie
121SW Port St Lucie Blvd
Port St Lucie , Fl 34984

Att: Karen Phillips

Dear Ms. Phillips,

In accordance with Florida Statues, Chapter 489.531.6 (7) (c) and (d), I would like to challenge the decision of the Port St Lucie Contractors Examining Board of November 14th 2011.

The alleged violation of "Abandoning a construction project" and "Proceeding on a job without obtaining the applicable building department inspection" ABSOLUTELY DID NOT OCCUR.

All applicable permits were acquired prior to starting the job. The inspection was called in prior to completion. The job was inspected and the inspector called FP&L to come out and re-hook up the service.

The inspector told us the work we did was done properly, but, he wanted additional work done on the job to bring it up to current City Code. The inspector, then called FP&L so the homeowners were not without power till the additional work was completed. We agreed and the inspector left.

When the owner was told what the inspector wanted, she became upset and then angry that he wanted extra work done that has been fine for over 20 years. She said, quote " They can take me to court first, I will fight the City" She would NOT ALLOW US TO DO IT, nor wanted to incur any more costs to "fix something that is not broken". Also, she has an electric fence as to let no one in her yard.

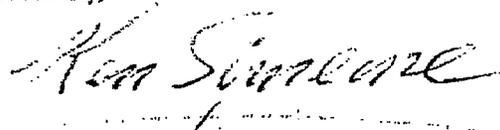
The City of Port St Lucie is saying that WE would not bring it up to their current codes and that is NOT TRUE.We were NOT ALLOWED TO by the homeowner. Now, the City wants to file charges against me, as a licensed Contractor and has not even contacted the homeowner.

I have responded to the City in a timely manner, filled out their form and explained the situation. The board had a meeting, which I was not able to attend, so they voted that I was guilty.

Yesterday, November 23rd, I received a copy of the letter that the City sent to you and said that I had a time limit to appeal. I am appealing and enclosing a copy of their form I originally filled out and a letter that I tried to explain fully, the circumstances.

My phone number if you need to contact me is 941-697-5761

Sincerely,



NOV 29 '11 AM 10:17

Rec'd Clerk's Office
CK

DATE: 11-29-11

TO: M.S. KAREN PHILLIPS

FAX NO: 772-344-4094

PHONE:

FROM: KENNETH SIMEONE

FAX NO: 941-697-5761

PHONE: 941-697-5761

RE: ADMINISTRATIVE COMPLAINT, CHALLENGE

PAGES INCLUDING COVER SHEET:

(2)



CITY OF PORT ST. LUCIE

CITY CLERK'S OFFICE



"A City for All Ages"

A CITY FOR ALL AGES

CERTIFIED MAIL

December 12, 2011

Kenneth Simeone
High Tech Systems
14152 Edsel Drive
Port Charlotte, FL 33981

RE: Appeal of the decision made on November 10, 2011, by the City of Port St. Lucie Contractors' Examining Board re:

Allegations:

FSS 489.129(1)(j) - Abandoning a Construction Project
FSS 489.129(1)(e) - Proceeding on any Job without Obtaining the
Applicable Building Department Inspections

Dear Mr. Simeone:

Please be advised that your request for appeal to the City Council from the decision of the Contractors' Examining Board has been scheduled for the Monday, January 9, 2012, City Council meeting to be held at 7:00 p.m., or as closely thereafter as business permits, in the Port. St. Lucie Council Chambers, 121 SW Port St. Lucie Boulevard, Port St. Lucie, Florida.

Any back-up material you wish to have put into the packet should be delivered to the City Clerk's Office by 12:00 noon on Wednesday, January 4, 2012, at the latest.

If you should have any questions, please do not hesitate to contact me at 344-4370.

Sincerely,

Karen A. Phillips, CMC
City Clerk

CC: Joel Dramis, Building Official
Roger G. Orr, City Attorney
Donna Noto, Building Permit Specialist, Building Department

Findings of Fact and Conclusions of Law, I **move** to order the following disciplinary action: Letter of Reprimand placed in the contractor's file, and pay an administrative fee of \$205." Mr. Cseak **seconded** the motion, which **passed unanimously** by voice vote. Vice Chair Zientz said, "I **move** to recommend to the CILB that a Letter of Reprimand be placed in the contractor's file." Mr. Cseak **seconded** the motion, which **passed unanimously** by voice vote.

City of Port St. Lucie, Kevin Pierce versus Kenneth Simeone, Hi-Tech Systems (previously qualified County Electrical Services)

Violation of: FSS 489.129(1)(j), Abandoning a construction project, and FSS 489.129(1)(e), Proceeding on any job without obtaining the applicable building department inspections.

Mr. Reisinger stated, "This complaint was filed by the City of Port St. Lucie Licensing Investigator Kevin Pierce against the license of Kenneth Simeone, a registered electrical contractor, doing business as Hi-Tech Systems. A Notice of Non-Compliance was sent on June 30, 2011, requiring compliance by August 2, 2011. The formal complaint was sent to the violator on August 18, 2011, and the contractor was charged with violating FSS 489.129(1)(j) and Port St. Lucie Code 150.520(3)(e), Abandoning a construction project, and FSS 489.129(1)(o) and Port St. Lucie City Code 150.520(3)(m), Proceeding on a job without the applicable building inspections. The contractor's response to the complaint is on Page 9 of 25 in your packet." Ms. Noto noted, "I would like you to be aware that on Page 19 of 25 is Mr. Simeone's response to the Notice of Hearing that I sent once there was a probable cause found." (**Clerk's Note:** Mr. Simeone was not present). Chair Flaxman commented, "He did a service change, failed the service change with the customer's power out. The inspector was nice enough to have it turned on with the understanding that he would get it fixed in the next couple of days, but never did." Ms. Brown pointed out, "It sounds like the homeowner wouldn't let him do that." Ms. Noto remarked, "Also the general contractor who hired County Electrical is here if you have any questions of him as well." Mr. Pierce said, "I heard the statement that the homeowner would not grant permission to have access to the house. However, sometime later they did allow access to another electrical contractor who pulled a permit to correct all of the issues at substantial cost to the homeowner. The response to the formal complaint that the contractor submitted says that they did refuse."

The Deputy Clerk Supervisor administered the Oath of Testimony to John Lavasseur. Chair Flaxman asked, "Did you hire the electrical contractor to perform work on this house?" Mr.

Lavasseu replied in the affirmative. Vice Chair Zientz stated, "I would like to thank Mr. Lavasseur for being here today and taking time out of his busy day to help us with this disciplinary hearing." Chair Flaxman noted, "The homeowner's response was 'Does not want any more work done. Will not allow us to do anymore work, and will not pay anymore costs. No plans or permits were onsite, because the work was done over a year ago. I disagree with all of this, because he didn't do the work right in the first place. The inspector was really nice to turn the electric on for the homeowner.'" Mr. Lavasseur noted, "We did a lot of work on that house. We permitted window change outs, shutters, stucco, and air conditioning work. I was able to keep on top of everyone. I didn't know about the problem with the inspections until the homeowner called me. Mr. Pierce must have called her to tell her what was going on. I'm the contractor overseeing the job, and I can't gain access to his permit to find out what's going on. I actually dealt with Ken Simeone's son, Dean, who I was in contact with. He said that everything was fine. I don't know if he has failed an inspection or not, because I can't gain access even though I'm the contractor. We did get another contractor in there, and I paid him out of my personal monies to have it corrected."

Ms. Brown pointed out, "When I said that the homeowner wouldn't let him in, my point was that as an electrical contractor if they wouldn't let him in, he could have easily gone to the Building Department and said that they wouldn't give him access. He could have absolved himself from responsibility if that were the case. If he was doing the right thing, and he wanted to get in and make it right. . . . I wasn't defending this fellow against the homeowner. I was saying that he had other avenues that he chose not to take." Ms. Noto remarked, "My conversation with the inspector that did the inspection at that time is that he met with the contractor onsite when it should have failed, and told the contractor that he was going to pass it so that he could get the electric, but that he needed to separate whatever it is. It needs to be in two different locations." Chair Flaxman said, "The mains have to be grouped." Ms. Noto stated, "That's all he needed to do, and then call in another inspection. He never did that. He walked off the job and never went back again." Ms. Taylor asked, "Is there any evidence to contradict his statement that the homeowner would not let him back in to finish his job?" Ms. Noto replied, "The way that I'm reading this is that I believe he. . . . No there isn't, but I'm. . . ." Mr. Parish noted, "It's our responsibility as a contractor to make sure that the City officials know that the homeowner is not letting us in, and we're going to send them a certified letter."

Mr. Lavasseur commented, "I contracted with Simeone, so he should have been privy with me directly. As far as the homeowner, it's with me and not with the homeowner." Ms. Taylor asked, "So he didn't come to you and say, 'She won't let me back in?" Mr. Lavasseur replied, "No. I didn't know anything until I heard from the City." Mr. Parish pointed out, "This first contractor cost you a lot of money." Mr. Lavasseur remarked, "He was paid in full." Mr. Parish said, "And then you paid someone else in full to correct it." Ms. Noto stated, "The contractor's response was that when he spoke to the homeowner, it was after he received this formal complaint. That's when she said that she didn't want him at her house." Ms. Taylor noted, "We don't know if it was after the complaint." Ms. Noto commented, "I had a phone conversation with him, and he said that he tried calling her after I got this, and she. . . ." Ms. Taylor pointed out, "Regardless, I get the point. He should have made a report to you at least that he couldn't get back in and there was a problem." Mr. Lavasseur remarked, "I found out from the homeowner that they had no knowledge of any of this until the City contacted her, and then she contacted me."

Mr. Cseak said, "Based on the testimony heard today and the evidence produced by the parties of this case, I **move** to find that the following facts did occur, and the Conclusions of Law are as follows: On August 18, 2011, a complaint was filed by the City of Port St. Lucie against the license of Kenneth Simeone pursuant to Port St. Lucie City Code 150.520.2. Notice was achieved by certified mail. The contractor has been charged with and did violate FSS 489.129(1)(j) and Port St. Lucie City Code 150.520(3)(e)." Vice Chair Zientz **seconded** the motion, which **passed unanimously** by voice vote. Mr. Cseak stated, "The contractor has been charged with and did violate FSS 489.129(1)(o) and Port St. Lucie City Code 150.520(3)(m)." Ms. Brown **seconded** the motion, which **passed unanimously** by voice vote. Chair Flaxman said, "The contractor's file states January 21, 1999, gross negligence, violating Building Codes, proceeding without permits, Letter of Reprimand; May 12, 2011, Work, no permit, revoked. . . ." Ms. Noto commented, "You revoked it indefinitely in May." Chair Flaxman continued, "Contractor wired spa, did work without permit. After receiving a compliant the inspection was done, and numerous violations were noted. He installed a generator without an inspection. Report indicated several NEC violations. Those are just comments." Ms. Taylor pointed out, "You could suspend it indefinitely consecutive to the other. . . ." Mr. Cseak remarked, "He got a license on the west coast with all of these Letters of Reprimand and things." Mr. Pierce said, "This would be up to where you guys do this, and then staff recommends what you've done in your comments and

forwards them to the ECLB. Then we let the state do what they're going to do with them."

Ms. Noto remarked, "I'm not too sure what you recommended to the ECLB in May. It would say it in the Findings of Facts in the administrative complaint on the inside of the folder." Mr. Oldakowski said, "You can make a recommendation to the ECLB to revoke." Ms. Brown asked, "Can we fine him?" Ms. Noto replied, "You had recommended revocation of his registration to the ECLB as well, but he still has a local license. . . ." Ms. Brown noted, "Port Charlotte is his address." Mr. Cseak said, "Based on the Findings of Fact and Conclusions of Law, I **move** to order the following disciplinary action: Level 4 revocation of license indefinitely." Mr. Parish **seconded** the motion, which **passed unanimously** by voice vote. Mr. Cseak stated, "And pay an administrative fee of \$205." Mr. Parish **seconded** the motion, which **passed unanimously** by voice vote. Mr. Cseak said, "I **move** to recommend to the ECLB a revocation of certification and registration." Mr. Parish **seconded** the motion, which **passed unanimously** by voice vote. Ms. Noto pointed out, "I will send a copy of the minutes and the administrative complaint to the municipality where he currently has a local license."

City of Port St. Lucie, Kevin Pierce versus Arthur West, Florida Solar East

Violation of: FBC 105.4 and Port St. Lucie Code 150.105.4, Conditions of Permits

Mr. Reisinger stated, "This complaint was filed by the City of Port St. Lucie Licensing Investigator Kevin Pierce against the license of Arthur West, a certified solar contractor, doing business as Florida Solar East. Since staff has had verbal contact with the contractor and/or his representatives on several occasions regarding the violation and how to comply, we can assume that he's aware of the law. The formal complaint was sent to the violator on September 12, 2011, and the contractor was charged with violating FBC 105.4 and Port St. Lucie Code 150.105.4, Conditions of Permits. The contractor has not responded to the charges." Mr. Pierce said, "From June 2010 through January 2011, there were several months wherein numerous permits issued to Arthur West, Florida Solar East, had expired due to no passed inspection within 180 days. Staff notified the contractor of the violations, which ultimately were brought into compliance. The violation of the FBC 105.4 regarding required inspections continues to reoccur with this contractor. As of this notice, Arthur West, Florida Solar East, has five expired permits in the City of Port St. Lucie for solar work."

KENNETH SIMEONE
14152 Edsel Drive
Port Charlotte, Fl 33981

September 23, 2011

Department of Business & Professional Regulation
1940 North Monroe St.
Tallahassee , Fl 32399

Att: Ruthanne Christie – ECLB

Dear Ms. Christie

In accordance with Florida Statues, Chapter 489.531.6 (7) (c) and (d), I adamantly deny and challenge the decision of the Port St Lucie Contractors Examining Board of November 14th 2011.

The alleged violation of "Abandoning a construction project" and "Proceeding on a job without obtaining the applicable building department inspection" ABSOLUTELY DID NOT OCCUR.

All applicable permits were acquired prior to starting the job. The inspection was called in prior to completion. The job was inspected and the inspector called FP&L to come out and re-hook up the service.

The inspector told us the work we did was done properly, but, he wanted additional work done on the job to bring it up to current City Code. The inspector, then called FP&L so the homeowners were not without power till the additional work was completed. We agreed and the inspector left.

When the owner was told what the inspector wanted, she became upset and then angry that he wanted extra work done that has been fine for over 20 years. She said, quote " They can take me to court first, I will fight the City" She would NOT ALLOW US TO DO IT, nor wanted to incur any more costs to "fix something that is not broken". Also, she has an electric fence as to let no one in her yard.

The City of Port St Lucie is saying that WE would not bring it up to their current codes and that is NOT TRUE.We were NOT ALLOWED TO by the homeowner.

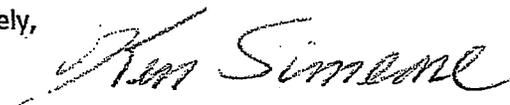
Now, the City wants to file charges against me, as a licensed Contractor and has not even contacted the homeowner.

I have responded to the City in a timely manner, filled out their form and explained the situation. The board had a meeting, which I was not able to attend, so they voted that I was guilty.

Yesterday, November 23rd, I received a copy of the letter that the City sent to you and said that I had a time limit to appeal. I am appealing and enclosing a copy of their form I originally filled out and a letter that I tried to explain fully, the circumstances.

My phone number if you need to contact me is 941-697-5761

Sincerely,



MEMORANDUM

TO: Karen Phillips, Director, City Clerk

FROM: Donna Noto, Contractor Licensing 

SUBJECT: Kenneth Simeone

DATE: December 6, 2011

Per your request, enclosed you will find the packet distributed to each board member concerning the Formal Complaint for Kenneth Simeone, a locally licensed Electrical Contractor.

In addition to the board packet, you will find a copy of the Order sent to the Department of Business & Professional Regulation. A copy of the Order was also provided to Mr. Simeone.

Please let me know if you need anything else.



"A City for All Ages"



*Safeguarding the Public Health, Safety
and General Welfare of the Built Environment.*



CITY OF PORT ST LUCIE

BUILDING DEPARTMENT
Contractor Licensing Division



.....
A CITY FOR ALL AGES

November 17, 2011

Department of Business & Professional Regulation
1940 North Monroe St.
Tallahassee, FL 32399

Attn: Ruthanne Christie - ECLB

Dear Ms. Christie:

Enclosed you will find an Administrative Complaint(s) containing the disciplinary action(s) and finding of fact regarding Mr. Kenneth Simeone (ER0012196). A local hearing of the Contractor's Examining Board was held on November 10, 2011. A copy of the Minutes along with any other documents required will be supplied upon request.

Should you have any questions, please give me a call at 772.873.6371.

Sincerely,

A handwritten signature in black ink, appearing to read "Donna M. Noto".

Donna M. Noto
Contractor Licensing
City of Port St. Lucie

Enc.

CC: Mr. Kenneth Simeone



CITY OF PORT ST LUCIE
BUILDING DEPARTMENT
Contractor Licensing Division



.....
A CITY FOR ALL AGES

Kevin Pierce, Licensing Investigator
City Of Port St. Lucie
121 SW Port St Lucie Blvd
Port St Lucie FL 34984

Petitioner,

vs.

Kenneth Simeone
Hi-Tech Systems
14152 Edel Dr
Port Charlotte FL 33981

Respondent

Contractor License Number ER0012196

ADMINISTRATIVE COMPLAINT

This matter came before the Port St. Lucie Contractors Examining Board on November 10, 2011 for consideration of the complaint against Kenneth Simeone, Hi-Tech Systems (formerly qualifying County Electrical Services Inc., pursuant to Port St. Lucie City Code section 150.520.3. The Board having reviewed the evidence and sworn statement of the complaint presented by City Of Port St. Lucie Licensing Investigator, Kevin Pierce, deeming itself fully advised in these premises, enter the following findings of fact and conclusions of law based upon motions duly made, seconded and adopted:

The Petitioner Kevin Pierce was present.
The Respondent Kenneth Simeone was NOT present.

FINDINGS OF FACT

1. On June 30, 2011, pursuant to FSS 489.114(4)(d) a notice of Non-Compliance was sent regular mail to the address of record for Kenneth Simeone, Hi-Tech Systems.
2. On August 18, 2011 the Petitioner, Licensing Investigator, Kevin Pierce, filed a complaint against Kenneth Simeone, pursuant to section 150.520.2 of the Port St. Lucie City Code.

3. In the complaint, Kenneth Simeone, is charged with violating;

Florida State Statute 489.129(1)(j) and Port St Lucie Code Section 150.520.3(e)

“Abandoning a construction project” and

Florida State Statute 489.129(1)(o) and Port St Lucie Code Section 150.520.3(m)

“Proceeding on a job without obtaining the applicable building department inspection”

ADDRESSES OF VIOLATION(S) : 806 SW Squirrel Ave

4. A copy of the complaint was sent regular mail to the respondent.
5. That on August 18, 2011 Kenneth Simeone, Hi-Tech Systems. has been charged with a formal complaint regarding, 806 SW Squirrel Ave, located in The City of Port St Lucie. The charging allegation of violating item(s) **Florida State Statute 489.129(1)(j) and Port St Lucie Code Section 150.520.3(e) and Florida State Statute 489.129(1)(o) and Port St Lucie Code Section 150.520.3(m)** supported by the signed and sworn complaint.
6. Pursuant to 150.520.2 (h), a determination of guilt has been made based upon the sworn complaint.

CONCLUSION OF LAW

That by a vote of six to zero the Contractors Examining Board based upon the findings of fact concludes that the Respondent is guilty of the above violations.

That pursuant to Port St. Lucie City Code, section 150.520.3, a finding of guilt constitutes grounds for disciplinary action.

BOARD ORDER

Upon these findings, by a vote of the Board of **six in favor to zero opposed**, therefore it is ordered ***“revocation of certificate of competency” and payment of \$205 in Administrative Costs***”.

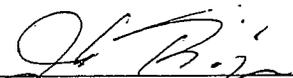
Furthermore recommendation by a vote of the Board of **seven in favor to zero opposed** is made to ECLB for ***“revocation of registration”***.

The respondent is hereby notified that upon the timely filing of a Notice of Appeal with the City Clerk within fifteen (15) days of the date of the Boards decision, the decision of the Contractors Examining Board may be appealed.

In accordance with Florida Statutes, Chapter 489.531.6 (7) (c) and (d), the department, the disciplined contractor, the complainant, may challenge the local jurisdiction enforcement bodies recommended penalty for board action to the Construction Industry Licensing Board. A challenge shall be filed within sixty (60) days of the issuance of the recommended penalty to the board. If challenged, there is a presumptive finding of probable cause and the case may proceed without the need for a probable cause hearing.

Failure of the department, the disciplined contractor, or the complainant to challenge the local jurisdictions recommended penalty within the time period set forth in this subsection shall constitute a waiver of the right to a hearing before the board. A waiver of the right to a hearing before the board shall be deemed an admission of the violation, and the penalty recommended shall become a final order according to procedures developed by the board rule without further board action. The disciplined contractor may appeal this board action to the district court.

Ordered by the Contractors Examining Board effective 14th Day of November, 2011.



Technical Services Manager

State of Florida
County of St. Lucie

The foregoing instrument was acknowledged before me this 16 day of November, 2011, by Jack Reisinger, who personally known to me and who did not take an oath.



Notary Public Signature



DONNA M. NOTO
MY COMMISSION # EE 080846
EXPIRES: August 4, 2015
Bonded Thru Budget Notary Services

SIMEONE, KENNETH

Hi-Tech Systems

(Previously qualified County Electrical Services)

Registered Electrical Contractor

ER0012196 – PSL #3252

Current/Active

FORMAL COMPLAINT ISSUED August 18, 2011

LOCATION(S): 806 SW Squirrel Ave

CASE NUMBER: 14027

To: CONTRACTORS EXAMINING BOARD

Hearing Date: November 10, 2011

**Florida State Statute 489.129(1)(j)
PSL Code Section 150.520.3(e)**

"Abandoning a construction project"

**Florida State Statute 489.129(1)(o)
PSL Code Section 150.520.3(m)**

"Proceeding on any job without obtaining the applicable building department inspections"

NOTICE OF NONCOMPLIANCE / RECEIPTS

CITY OF PORT ST LUCIE
BUILDING DEPARTMENT

121 SW Port St Lucie Blvd
Port St Lucie, FL 34984

NOTICE OF NONCOMPLIANCE

PC

Case# 14027

Certified Mail#

Date

6/27/2011

To	KENNETH JOHN SIMBONE	D/B/A	COUNTY ELECTRICAL SERVICES INC
Address From File	2586 SW CALENDER ST.	Lic#	ER0012196 PSL-3252
City	PORT ST LUCIE	State	FL
Location	806 SW SQUIRREL AVE	Zip	34953
Section	15	Block	1467
		Parcel#	342057009660000
		Lot	13
		Permit#	1005310

489.127(1)(f) Engaging as a contractor without having obtained a certificate of competency.

489.127(1)(f) Advertising by means of a contractor without possessing a certificate of competency.

X 489.129(1)(o) Proceeding on any job without obtaining applicable local building department INSPECTIONS

489.127(1)(g) Operating a business and engaging as a contractor after 60 days following the termination of the primary qualifying agent without designating another qualifying agent.

489.127(4)(a) A certified or registered contractor, may not knowingly allow his or her certification number to be used by a person who is not certified or registered, or used by a business organization that is not qualified, or act in the capacity of a contractor.

489.113(4)(c) Operating a business and engaging as a contractor without proof of public liability and property damage insurance.

489.114 Operating a business and engaging as a contractor without proof of workers compensation insurance as required by s.489.114.

X Other: ~~PSL 150.105.4.1~~ CONDITION OF PERMIT
PSL 150.520.3 (R) ABANDONING A CONSTRUCTION PERMIT BY
PSL 150.520.3 (H) "VIOLATING... CODES..."

CORRECTIVE ACTION REQUIRED

OBTAIN NEW PERMIT TO REPLACE PERMIT #1005310 AND COMPLETE NECESSARY INSPECTIONS

Therefore, you are hereby directed that on or before the 2 day of Aug 2011, you must take action in correcting the violation. Failure to do so may result in disciplinary proceedings.

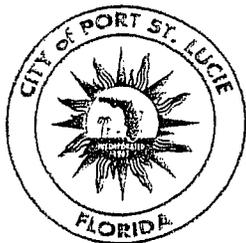
Copy to: _____

This notice of NonCompliance was issued by	
Hand Delivery or	
Mailed on:	<u>6/30/11</u>
by:	<u>D. NOTO</u>

[Signature]

Signature of Licensing Investigator

COMPLAINT / RECEIPTS/CONTRACTOR RESPONSE



CITY OF PORT ST LUCIE

BUILDING DEPARTMENT
Contractor Licensing Division



A CITY FOR ALL AGES

Regular Mail
August 18, 2011

Case #14027

Kenneth Simeone
HI-Tech Systems
14152 Edsel Dr
Port Charlotte FL 33981

Re: Formal complaint location: 806 SW Squirrel Ave

Allegation:

Violation of:

Florida State Statute 489.129(1)(j)
Port St Lucie Code Section 150.520.3(e)
"Abandoning a construction project"
Florida State Statute 489.129(1)(o)
Port St Lucie Code Section 150.520.3(m)

Dear Mr. Simeone:

Please be advised a formal complaint has been submitted by City Of Port St. Lucie Licensing Investigator, Kevin Pierce, in regard to the above allegations.

For the investigation of the complaint, our office requests that page four be completed and returned to this department by September 22, 2011.

Upon receipt of your response, the complaint will be forwarded to the Review Committee for further investigation. Should you choose not to respond; the complaint will then be forwarded to the Committee on September 22, 2011. The Committee will ascertain if there is just reason to proceed to a formal hearing. Our office will extend proper notification to you on the determination made by the Review Committee. Should the Committee determine probable cause to proceed with a disciplinary hearing, you will be notified in advance of said hearing date and time.

If you need assistance, please contact our office at 772-873-6371.

Sincerely,

Demma Noto
Contractor Licensing
Enclosures

CITY OF PORT ST. LUCIE
CONTRACTOR CERTIFICATION
121 S.W. PORT ST. LUCIE BLVD
PORT ST. LUCIE, FL 34984

**FORMAL COMPLAINT FORM
AGAINST "REGISTERED" CONTRACTORS**

Kevin Pierce - City of Port St Lucie
Complaints Name
121 SW Port St Lucie Blvd
Street Address
121 SW Port St Lucie Blvd
City State Zip
772-871-5132
Home Telephone Work Telephone

Kenneth Simeone
Name of Qualifier/Contractor
County Electrical Services Inc/Hi-Tech Sys.
Name of Company
14152 Edsel Dr
Street Address
Port Charlotte FL 33981
City State Zip
772-335-1817
Telephone Number

Location of Complaint: 806 SW Squirrel Ave
Sec/Unit 15 Block 1467 Lot 13 Date of Occupancy:
When was Certificate of Occupancy Issued?:

Have you as the complainant/homeowner ever refused to give permission to the contractor/
subcontractors to complete a project for or correct any code violations: yes no
If yes, please give detailed explanation, dates and times.

Did you complain to the company? yes
When? On 6/30/2011 Notice of Noncompliance #14027 was sent
What was the response? violation still exists

List all persons connected with the company with whom you have been in contact:

Have you contacted a private attorney? n/a
Attorney Name:
Address:
Phone #:

Have you contacted any other agencies regarding this problem? n/a
Names of Agency:
What was the response?

Have you had anyone attempt repairs? n/a Have you had estimates for repairs? n/a
If so, who and when? If so, who and when?
Name: Name:
When: When:

Please indicate in the space provided, whether in your opinion, the contractor has violated any of the following items, check them accordingly. The violations would fall under City Ordinance 150 and/or State Statute 489.

- | | | |
|----------------|-------------------------------|--|
| Allegation (A) | 150.520.3(a)
489.129(1)(a) | Obtaining a certificate by fraud or misrepresentation
<input type="checkbox"/> Yes <input type="checkbox"/> No (If yes, please include documentation) |
| Allegation (B) | 150.520.3(b)
489.129(1)(l) | Committing fraud or deceit in the practice of contracting.
<input type="checkbox"/> Yes <input type="checkbox"/> No (If yes, please include documentation) |
| Allegation(C) | 150.520.3(c)
489.129(1)(m) | Committing incompetency or misconduct in the practice of contracting
<input type="checkbox"/> Yes <input type="checkbox"/> No (If yes, please include documentation) |
| Allegation(D) | 150.520.3(d)
489.129(1)(n) | Committing gross negligence, repeated malignance or negligence resulting in a significant danger to life or property.
<input type="checkbox"/> Yes <input type="checkbox"/> No (If yes, please include documentation) |
| Allegation(E) | 150.520.3(e)
489.129(1)(j) | Abandoning a construction project in which the contractor is engaged or under contract as a contractor. A project may be presumed abandoned after ninety (90) days if the contractor terminates the project without just cause or without proper notification to the owner, including the reason for termination, or fails to perform work without just cause for ninety-(90) consecutive days.
<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No (If yes, please include documentation) |
| Allegation(F) | 150.520.3(f)
489.129(1)(g) | Committing mismanagement or misconduct in the practice of contracting that causes financial harm to a customer. Financial mismanagement or misconduct occurs when:

1. Valid liens have been recorded against the property of a contractor's customer for supplies or services ordered by the contractor. The contractor has received funds from the customer to pay for the supplies or services; and the contractor have not had the liens removed, by payment or by bond, within 75 days after the date of such liens.
<input type="checkbox"/> Yes <input type="checkbox"/> No (If yes, please include documentation)

2. The contractor has abandoned a customer's job and the percentage of completion is less than the percentage of the total contract price paid to the contractor as of the time of abandonment, unless the contractor is entitled to retain such funds under the terms of abandoned; or
<input type="checkbox"/> Yes <input type="checkbox"/> No (If yes, please include documentation)

3. The contractor's job has been completed, and it is shown that the customer has had to pay more for the contracted job than the original contract price, as adjusted for subsequent change orders, unless such increases in cost was the result of circumstances beyond the control of the contractor or circumstances caused by the customer, or was otherwise permitted by the terms of the contract between the contractor and the customer.
<input type="checkbox"/> Yes <input type="checkbox"/> No (If yes, please include documentation) |
| Allegation (G) | 489.129(1)(c) | Violating any provision of Chapter 455.
<input type="checkbox"/> Yes <input type="checkbox"/> No (If yes, please include documentation) |
| Allegation (H) | 489.129(1)(k) | Falsely indicating that payment has been made for all subcontracted work labor and materials which results in a financial loss to the owner, purchaser or contractor; or falsely indicating that workers' compensation or public liability insurance is provided.
<input type="checkbox"/> Yes <input type="checkbox"/> No (If yes, please include documentation) |
| Allegation (I) | 150.520.3(m)
489.129(1)(o) | #1. Proceeding on any job without obtaining the applicable building department permits
<input type="checkbox"/> Yes <input type="checkbox"/> No (If yes, please include documentation)

#2 Proceeding on any job without obtaining the applicable building department inspect. <input checked="" type="checkbox"/>
<input type="checkbox"/> Yes <input type="checkbox"/> No (If yes, please include documentation) |

Please explain your complaint fully and describe events in the order in which they occurred. Give exact dates, time and places. List all representatives with whom you have had contact regarding your complaint:

On May 13, 2010 permit #10-05310 was issued to Kenneth Simeone, County Electrical Services Inc to upgrade 200 Amp to 400 Amp and add a 150 Amp panel to 806 SW Squirrel Ave.

On June 16, 2010 City Inspector Bryant Harrison performed the meter inspection. Per the inspector the disconnects were not grouped together, which does not meet code and the contractor assured the inspector he would take care of it immediately. Therefore, Mr. Harrison called FPL & had the power turned back so the homeowners were not without power. A re-inspection was never

requested, however, on April 6, 2011 City Inspector, Vince Dellacroce visited the site to try and inspect the work, but was not able to due to no plans or permit on site. He then left a message on the Mr. Simeone's voice mail. The permit has expired due to no passed inspection w/in 180 days.

Notice of Noncompliance was sent to the address on file on June 30, 2011 requiring compliance by August 2, 2011. To date the violation still exist. The contractor no longer qualifies County Electrical Services Inc. he now qualifies Hi-tech Systems Inc. in Port Charlotte Fl.

List all witnesses, their addresses and telephone numbers:

I understand that any decision of the Board regarding action taken against a contractor may be appealed to the City Council within fifteen (15) days of the date of the Board's decision, provided that written notice of such appeal shall be filed with the City Clerk's office within that period.

I understand, the Board cannot access fines or order a contractor to perform work.

[Signature]
Signature of Complainant

State of Florida
County of St Lucie


DONNA M. NOTO
MY COMMISSION # EE 080846
EXPIRES: August 4, 2015
Bonded Thru Budget Notary Services
[Signature]
Signature of Notary Public

Sworn to (or affirmed) and subscribed before me this 18 day of AUGUST, 2010
by Kevin Pierce

Personally known OR Produced Identification _____
Type of Identification produced: _____

#14027

CONTRACTOR RESPONSE

Please complete this form fully and describe events in the order in which they occurred. Give exact dates, times and places.

Has the complainant/homeowner ever refused to give permission to you to complete the project for or correct any code violations: Yes No

If yes, please give detailed explanation, dates and times.

CES CALLED M^S PEGGY McNEELY AND HER RESPONSE WAS, THE HOUSE HAS BEEN OK FOR 20 YEARS AND WANTS NO ADDITIONAL WORK DONE AT HER HOME.

Did the complainant/homeowner contact your office? No

If so, what was your response?

WE CALLED THE HOMEOWNER AND EXPLAINED THAT THE CITY INSPECTOR BRYANT HARRISON WANTED THE EXISTING MAIN BREAKER DISCONNECT ON THE INSIDE PANEL "GROUPED" WITH THE NEW DISCONNECT OUTSIDE THE GARAGE, THAT FEEDS THE NEW SUB PANEL.

THE HOMEOWNERS RESPONSE WAS:
• DOES NOT WANT ANYMORE WORK DONE
• WILL NOT ALLOW US TO DO ANY MORE WORK
• WILL NOT PAY ANY MORE COSTS
• NO PLANS OR PERMIT WAS ON SITE BECAUSE THE WORK WAS DONE OVER 1 YEAR AGO.

Please list the name, address and telephone number of a person to contract for additional information, if necessary:

KEN SIMEONE - 14152 EDSEL DR
PORT CHARLOTTE FL 33981 - 941-697-5761

I understand that my response regarding this complaint will be reviewed by the review committee and possibly the Contractors' Examining Board.

Also, any decision of the Board may be appealed to the City Council within fifteen (15) days of the date of the Board's decision, provided that written notice of such appeal shall be filed with the City Clerk's office within that period.

Ken Simeone
Signature of Contractor

8-31-11
Date

QUALIFIER
Title

LOCAL CODE

- (d) The proceedings shall not be delayed, deferred or suspended without the approval of the board even though the respondent is made a party of civil litigation, or is a defendant or is acquitted in a criminal action, notwithstanding that either of such proceedings involves the subject matter of the investigation.
- (e) At the hearing the respondent shall be allowed to testify and to produce evidence and other witnesses in his behalf. The respondent may be accompanied by counsel. The respondent shall be given an opportunity to make a statement personally or by counsel, verbally or in writing, sworn or unsworn, explaining, refuting or admitting the alleged charges. The respondent shall be granted the right to be present at any hearing when evidence is to be presented to the contractors examining board and to call witnesses or present evidence and to cross-examine, subject to reasonable limitation.
- (f) If the respondent admits to the alleged charges the board shall immediately make a finding of guilt without further testimony. If the respondent fails to appear, the board may make its determination of guilt based upon the sworn complaint.
- (g) The complainant or complaining witness is not a party to the disciplinary proceeding. Unless found to be impractical by the chairman of the board due to unreasonable delay or other good cause, the complainant or complaining witness shall be granted the right to be present at any board hearing when evidence is to be presented, subject to reasonable limitations. The complainant or complaining witness shall have no right of appeal from the decision of the board.
- (h) Upon conclusion of the formal hearing, the board shall make a determination of guilt. If the respondent is found to be guilty of misconduct by the board, the board shall thereupon enter its findings, an order of guilt and determine the proper disciplinary action to be imposed upon the respondent.
- (i) If a complaint is brought against a respondent whose competency card is in a state of expiration, or expires prior to the hearing, the proceedings on the complaint shall be stayed. Provided, however, that the competency card may not be renewed, re-issued or activated until the board has disposed of the complaint.
- (j) Quorum/vote. No fewer than four (4) members, one (1) of whom must be the chairman or vice-chairman, shall constitute a quorum. All findings of guilt and recommendations of discipline shall be by affirmative vote of a majority of the committee members present, which majority must number at least three (3) members.
- (k) Appeal. Any decision of the Board imposing disciplinary action on a respondent may be appealed by the respondent to the city council within fifteen (15) days of the date of the board's decision; provided, however, a written notice of such appeal shall be filed with the city clerk within such a period of time. The city clerk shall notify all interested parties of the date fixed for hearing the appeal, which date shall be not less than thirty (30) days after the date of the filing of the notice of appeal. The hearing on appeal shall be, to the extent possible, upon the record and shall not be a hearing de novo. The council shall review the transcript of the hearing before the contractors examining board together with any tangible evidence considered by the board that determined its decision. The council may also entertain any additional testimony or evidence offered by the respondent or other interest party that was not brought out at the board hearing.
- (l) Stay on appeal. Any decision of the board imposing disciplinary action upon a respondent, other than revocation, which has been appealed by the respondent shall be automatically stayed upon receipt of the written notice of appeal by the city clerk.

(Ord. 90-43, passed 5-14-90; Am. Ord. 93-25, passed 6-14-93; Am. Ord. 06-108, § 1, 9-25-06)

Sec. 150.520.3. - Grounds for revocation or suspension.

The board shall have the power, in addition to all other powers provided for in this subchapter, to revoke or suspend the certificate of any contractor approved hereunder, who shall be guilty of any one (1) or more of the following acts or omissions:

- (a) Obtaining a certificate by fraud or misrepresentation;
- (b) Committing fraud or deceit in the practice of contracting;
- (c) Committing incompetency or misconduct in the practice of contracting; and
- (d) Committing gross negligence, repeated negligence, or negligence resulting in a significant danger to life or property.
- (e) Abandoning a construction project in which the contractor is engaged or under contract as a contractor. A project may be presumed abandoned after ninety (90) days if the contractor terminates the project without just cause or without proper notification to the owner, including the reason for termination, or fails to perform work without just cause for ninety (90) consecutive days.
- (f) Committing mismanagement or misconduct in the practice of contracting that causes financial harm to a customer.

PAGE 11 OF 25

Financial mismanagement or misconduct occurs when:

(1)

Valid liens have been recorded against the property of a contractor's customer for supplies or services ordered by the contractor for the customer's job; the contractor has received funds from the customer to pay for the supplies or services; and the contractor has not had the liens removed from the property, by payment or by bond, within seventy-five (75) days after the date of such liens;

(2)

The contractor has abandoned a customer's job and the percentage of completion is less than the percentage of the total contract price paid to the contractor as of the time of abandonment, unless the contractor is entitled to retain such funds under the terms of the contract or refunds the excess funds within thirty (30) days after the date the job is abandoned; or

(3)

The contractor's job has been completed, and it is shown that the customer has had to pay more for the contracted job than the original contract price, as adjusted for subsequent change orders, unless such increase in cost was the result of circumstances caused by the customer, or was otherwise permitted by the terms of the contract between the contractor and the customer.

(g)

Substantial departure from, or disregard, of, plans or specifications without consent the owner or his duly authorized representative;

(h)

Knowingly or deliberately disregarding or violating any applicable building codes or laws of the state, county or the city;

(i)

Willfully and deliberately engaging in a type or class of contracting for which the contractor is not licensed or registered;

(j)

Being disciplined by any other municipality or county;

(k)

Failing to actively supervise construction projects for which the contractor has applied for and obtained a building permit; or for projects for which the contractor is, by contract, responsible;

(l)

Contracting with persons or firms not having a certificate of competency issued by the city for work or services to be performed within the city when said persons or firms are required by this chapter to possess such a certificate of competency in order to perform the contracted work or services; and

(m)

Proceeding on any job without obtaining the applicable building department permits and inspections.

(n)

Being convicted or found guilty, regardless of adjudication, of a crime in any jurisdiction which directly relates to the practice of contracting or the ability to practice contracting.

(o)

Knowingly combining or conspiring with an uncertified or unregistered person by allowing his certificate or registration to be used by the uncertified or unregistered person with intent to evade the provisions of this code. When a certificate holder or registrant allows his certificate or registration to be used by one (1) or more business organizations without having any active participation in the operations, management, or control of such business organizations, such act constitutes prima facie evidence of an intent to evade the provisions of this Code.

(Ord. 90-43, passed 5-14-90; Am. Ord. 93-25, passed 6-14-93)

Sec. 150.530. - Unlicensed contractors; prohibitions; penalties and enforcement.

(a)

It shall be unlawful for any person to:

(1)

Falsely hold himself or a business organization out as a licensee, certificate holder, registrant or holder of a certificate of occupancy issued by the board;

(2)

Falsely impersonate a certificate holder or registrant or the holder of a certificate of competency issued by the board;

(3)

Present as his own the certificate, registration, or certificate of competency of another;

(4)

Give false or forged evidence to the board or member thereof for the purpose of obtaining a certificate of competency;

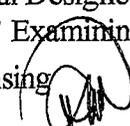
(5)

Use or attempt to use a certificate, registration or certificate of competency which has been suspended or revoked;

PROBABLE CAUSE STATEMENT

MEMORANDUM

to: Joel Dramis, Building Official
Jack Reisinger, Building Official Designee
Michael Flaxman, Contractors' Examining Board Chairman

from: Donna Noto, Contractor Licensing 

subject: Complaint filed against
Kenneth Simeone/County Electrical Services/Hi-Tech Systems

date: September 26, 2011

Attached please a complaint filed by Licensing Investigator, Kevin Pierce for the following addresses: 806 SW Squirrel Ave

Contractor holds local certificate of competency and Registered through DBPR

Contractor holds a state certification license.

Staff would like to present the complaint to the review committee, to determine if the complaint should be presented before the Contractor's Examining Board for a formal disciplinary hearing.

Enclosed response from contractor and/or his attorney.

No response from contractor.

Please review and respond as soon as possible.

Thank you.

I FIND PROBABLE CAUSE TO
BELIEVE A VIOLATION OCCURRED.
9/28/11



I FIND PROBABLE CAUSE TO
BELIEVE A VIOLATION OCCURRED
10-3-11



NOTICE OF HEARING / RECEIPTS

(Right to appear before and be heard by the local enforcement board.)



CITY OF PORT ST LUCIE

BUILDING DEPARTMENT
Contractor Licensing Division



.....
A CITY FOR ALL AGES

CERTIFIED MAIL
REGULAR MAIL

70090960000078853730

October 5, 2011

Mr. Kenneth Simeone
Hi-Tech Systems
14152 Edsel Dr
Port Charlotte FL 33981

Re: City of Port St. Lucie
vs
Mr. Kenneth Simeone, County Electrical Services/Hi-Tech Sys

Location(s): **806 Sw Squirrel Ave**

Allegations:

Florida State Statute 489.129(1)(j)
PSL Code Section 150.520.3(e)
Florida State Statute 489.129(1)(o)
PSL Code Section 150.520.3(m)

"Abandoning a construction project."

"Proceeding on a job without obtaining
the applicable building dept
inspections."

Dear Mr. Simeone:

This letter is regarding the formal complaint that has been submitted by Licensing Investigator, Kevin Pierce, regarding the properties noted above.

It has been determined to forward the complaint(s) to the Contractors' Examining Board for a disciplinary hearing. The hearing is scheduled on November 10, 2011. The hearing will begin at 10:00 am, in the City Hall Complex, Building A, Council Chambers, 121 SW Port St. Lucie Blvd., Port St. Lucie.

You may wish to be represented at the hearing, by an attorney. Also, please note that all evidence pertinent to your case, should be brought to the hearing by you or your attorney.

This hearing is recorded. If you have any questions, you may contact our office at 772-873-6371.

Sincerely,

Donna Noto
Contractor Licensing Staff

PAGE 16 OF 25

7009 0960 0000 7885 3730

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For detailed information visit our website at www.usps.com

OFFICIAL USE

Postage	\$	Postmark Here
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$	

Sent To

Street, Apt. No.,
or PO Box No.

City, State, ZIP+4

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent Addressee

Kenn Simeone

B. Received by (Printed Name) C. Date of Delivery

10-11-11

Is delivery address different from item 1? Yes No

YES - enter delivery address below:

OCT 14 2011

POST OFFICE

B. Service Type / LICENSING

Certified Mail Express Mail

Registered Return Receipt for Merchandise

Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes No

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

**Kenneth Simeone
Hi-Tech Systems
14152 Edsel Dr
Port Charlotte FL 33981**

2. Article Number (Transfer from se) **7009 0960 0000 7885 3730**

PS Form 3811 February 2004 Domestic Return Receipt

Other Related Documents

* Response to Notice of Hearing
DP

KENNETH SIMEONE
14152 Edsel Drive
Port Charlotte, FL 33981

October 13, 2011



City of Port St Lucie
Building department

Re: City of Port St Lucie vs Mr. Kenneth Simeone

I am in receipt of your letter of October 5, 2011. I also received a letter dated August 16, 2011 about a permitted job dated May 13, 2010, which instructed me to fill out a Contractor Response Form for a violation of code. I completed the form and mailed it back on Aug 31, 2011. (copy enclosed)

Brief description of the job:

We removed an old meter can and replaced it with a new 400 amp double lug meter can, new riser and new service cables.

We reconnected the existing feeder cables to the existing main breaker panel, which is back to back on the side of the garage.

We added an outside disconnect from the double lug meter can to a new panel in the new addition.

We never touched the existing main breaker panel in the garage.

After inspection, the homeowner was told what the City Inspector wanted done in addition to the work that was preformed. She was also told that the additional work that was required by the City would cost more.

The homeowner became adamant and said that nothing was wrong with the existing panel. It had been there for 20 years and will not pay more money to do additional work on her residence, or allow us to do anymore work on her residence. This is why a re-inspection was not called in. We did not abandon the job, we did not proceed on the job without obtaining the proper permits and we did not proceed on a job after the inspection as stated in the complaint.

I hope you will understand, as a licensed contractor in the City for over 20 years, we cannot work on a home where the homeowner will not allow us to do so. I have also moved to Port Charlotte which is over three hours away and will not be doing anymore work in the City of Port St Lucie. I hope that this letter and the Contractor Response Form which was sent in August 2011 fully explains the situation.

This is all the evidence that I have to this case. I hope it will be sufficient, as I will not be able to make the hearing on November 10, 2011.

Thank you,

A handwritten signature in cursive that reads "Kenneth Simeone".

Kenneth Simeone

V-PITS - PERMIT NOTES

Permit: 10-05310 Confirm. No.: 885
Address: 806 SW SQUIRREL AVE

Opened: 05/13/10
Printed: 08/12/11
Status: V
Issued: 05/13/10

Subdivision:

Block & Lot: 15-1467-13

Contractor: COUNTY ELECTRICAL SERVICES INC

Permit Type: SC

Permit Status: V

Description:

UPGRADE 200 AMP TO 400 AMP METER/MAIN & ADD 150 AMP PANEL

Notes:

- 05/12/2011 09:07:51 AM Added By: Cjohn Notes: Permit voided by 213 per sheet. Sent to D Noto for case.
- 05/11/2011 10:42:27 AM Hold: ON Changed By: DataMgr2 Reason: Contractor on Hold.
- 01/02/11 02:02:37 Hold: ON Changed By: NiteScan Reason: Contractor on Hold.
- 09/20/2010 08:36:55 AM Hold: OFF Changed By: DataMgr4 Reason: Contractor hold removed.
- 09/01/10 02:00:31 Hold: ON Changed By: NiteScan Reason: Contractor on Hold.

11/01/11
10:31:20

Building Department of Port St. Lucie, FL

Page 1

Inspection History for Permit: 1005310

Permit Type: SC

Location: 806 SW SQUIRREL AVE
Contractor: COUNTY ELECTRICAL SERVICES INC

Result

Type	I/R	Ordered	Inspector	Inspected	Fee Due	Notes
ELEF	F I	04/06/11	233	04/06/11	0.00	04/06/2011 09:12:23 Added By: Mmoore Notes: ELEF FAILED ON 4/5/11 BY 233, HAND TICKET PER CHUCK T. (NOTES: NO PLANS OR PERMIT ON SITE. LEFT VOICE MAIL ON CONTRACTOR'S OFFICE PHONE). 03/17/2011 12:32:49 Added By: Mmoore Notes: HAND TICKET PER CHUCK T. Insp. Note:
ELEF	V R	05/12/11	Cjohn	05/12/11	0.00	Permit Voided Insp. Note:
METR	S I	06/16/10	206	06/17/10	0.00	need to revise plan fbc 106.1.1 service disconnects shall be grouped together nec 230 Insp. Note: CALLED FPL - 2:57PM.
METR	F I	04/06/11	233	04/06/11	0.00	04/06/2011 09:58:09 Added By: Mmoore Notes: METR FAILED ON 4/5/11 BY 233, HAND TICKET PER CHUCK T. (NOTES: NO PLANS OR PERMIT ON SITE. LEFT VOICE MAIL ON CONTRACTOR'S OFFICE PHONE). 03/17/2011 12:32:29 Added By: Mmoore Notes: HAND TICKET PER CHUCK T. Insp. Note:
METR	V R	05/12/11	Cjohn	05/12/11	0.00	Permit Voided Insp. Note:



Edén Screen & Construction Co., Inc.
1997 Esterbrook St., Port St Lucie, FL 34983
(772) 344-1919 (772) 344-1905 Fax
State Certified Building Contractor CBC-059494

19 September 2011

To: Donna Noto

From: Jon LeVasseur

Re: County Electrical Services, Inc.
2586 SW Calender St.
Port St. Lucie, FL 34953
Lic # ER0012196

Donna,

We contracted with Dean Simeone of County Electrical Services, Inc./CES to do work at 806 SW Squirrel Ave. CES pulled a permit to do the service change out. Dean stated that he completed the work, was then paid in full and informed me that everything was finalized. I now know that it was not completed or finalized. Eden has now hired another licensed electrician, at our expense, to pull a permit and to complete the work left unfinished. Repeated calls to CES were not returned until I went to the above address for CES, leaving a note for them to contact us. Upon speaking to Mr. Dean Simeone he did not offer to clear up the permit issue or offer to pay to have the new electrician take care of CES's obligations. If you need any additional information concerning this issue please don't hesitate to call.

Respectfully,

Jon P. LeVasseur

Jon LeVasseur

HERITAGE ELECTRIC, INC.
 "No Job To Small"
 P.O. Box 1003
 JENSEN BEACH, FLORIDA 34988
 (772) 334-4676

Handwritten: 344-1925

JOB INVOICE
7471

CUSTOMER'S ORDER NO.	DATE ORDERED
ORDER TAKEN BY	DATE PROMISED <input type="checkbox"/> A.M. <input type="checkbox"/> P.M.
BILL TO <i>Edwin Construction</i>	PHONE <i>309-1917</i>
ADDRESS	MECHANIC
CITY	HELPER
JOB NAME AND LOCATION <i>McNeely 806 Squirrel Cane PSL</i>	<input checked="" type="checkbox"/> DAY WORK
DESCRIPTION OF WORK	<input type="checkbox"/> CONTRACT
	<input type="checkbox"/> EXTRA
<i>added 300amp service disconnect as per ASL inspector</i>	

QUANT.	DESCRIPTION OF MATERIAL USED	PRICE	AMOUNT
1	C-# NEMA 3R enclosure		147 87
1	C-# BW200 main breaker		66 16
22'	3/0 THHN capped wire	3.794	83 47
11'	1/0 " " " "	2.986	32 85
11'	# 4 " " " "	1.186	13 05
4	2" PVC TH adapters	3.02	12 08
4	2" lock nuts	1.11	4 44
4	2" bushings	1.62	6 48
1	2" PVC RB fitting	26 91	26 91
2'	2" PVC sch 80 NUL conduit	2.15	4 30
2	#4 legs	1.09	2 18
			379 79
	PSL Elec. Permit #		25 99 11
	11-09751-1/09/12		

HOURS	LABOR	AMOUNT	TOTAL MATERIALS
4	MECHANICS <i>2 hrs @ 85.00</i>	340 00	379 79
	HELPERS <i>1 hr @ 34.00</i>	34 00	340 00
		<i>2 hrs Permit</i>	104 00
	TOTAL LABOR		TAX 25 99
SIGNATURE	DATE COMPLETED	TOTAL	869 78

11/01/11
10:31:54

Building Department of Port St. Lucie, FL

Page 1

Inspection History for Permit: 1109751

Permit Type: SC

Location: 806 SW SQUIRREL AVE

Contractor: HERITAGE ELECTRIC INC

Result

Type	I/R	Ordered	Inspector	Inspected	Fee Due	Notes
METR	F I	09/16/11	233	09/19/11	0.00	contractor to schedule FPL to remove meter so terminations can be inspected Insp. Note:
METR	P R	09/23/11	233	09/26/11	0.00	09/26/2011 10:18:30 Added By: Fjoans Notes: EMAILED FPL 9/26/2011 10:20 Insp. Note:

Licensee Details

Licensee Information

Name: **SIMEONE, KEN (Primary Name)**
HI-TECH SYSTEMS INC. (DBA Name)

Main Address: **14152 EDESEL DR**
PORT CHARLOTTE Florida 33981

County: **CHARLOTTE**

License Mailing:

LicenseLocation: **14152 EDESEL DRIVE**
PORT CHARLOTTE FL 33981

County: **CHARLOTTE**

License Information

License Type: **Registered Electrical Contractor**

Rank: **Reg Electrical**

License Number: **ER0012196**

Status: **Current,Active**

Licensure Date: **05/18/1990**

Expires: **08/31/2012**

Special Qualifications	Qualification Effective
Charlotte	11/19/2010
Palm Beach	06/18/2002
Ft Pierce	

[View Related License Information](#)

[View License Complaint](#)

Contact Us :: **1940 North Monroe Street, Tallahassee FL 32399** :: **Call.Center@dbpr.state.fl.us** :: Customer Contact Center:
850.487.1395

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SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
KENNETH SIMEONE
HIGH TECH SYSTEMS
14152 EDSEH DRIVE
PORT CHARLOTTE, FL
33981

2. Article Number
 (Transfer from service label) **7011 0470 0000 2759 0980**

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent Addressee
X

B. Received by (Printed Name) C. Date of Delivery

D. Is delivery address different from item 1? Yes No
 If YES, enter delivery address below:

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

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CERTIFIED MAIL™ RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$	Postmark Here
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$	

Sent To: **Kenneth Simeone High Tech Systems**
 Street, Apt. No., or PO Box No.: **14152 Edseh Drive**
 City, State, ZIP+4: **Port Charlotte, FL 33981**

PS Form 3800, August 2006 See Reverse for Instructions

7011 0470 0000 2759 0980

U.S. Postal Service™
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Total Postage & Fees	\$	

Sent To: **Kenneth Simeone High Tech Systems**
 Street, Apt. No., or PO Box No.: **14152 Edseh Drive**
 City, State, ZIP+4: **Port Charlotte, FL 33981**

0980 6522 0000 0240 7702
 0980 6522 0000 0240 7702

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
KENNETH SIMEONE
HIGH TECH SYSTEMS
14152 EDSEH DRIVE
PORT CHARLOTTE, FL
33981

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent Addressee
X Ken Simeone

B. Received by (Printed Name) C. Date of Delivery
12-13-11

D. Is delivery address different from item 1? Yes No
 If YES, enter delivery address below:

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

2. Article Number
 (Transfer from service label) **7011 0470 0000 2759 0980**

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

