

**RHODE ISLAND DEPARTMENT OF LABOR & TRAINING
DIVISION OF PROFESSIONAL REGULATION
BOARD OF EXAMINERS OF HOISTING ENGINEER
TUESDAY, SEPTEMBER 9, 2008
10:00 A.M.**

**In attendance: David Burnham, Chairman
Ellery N. Wood Jr.
Jim White
Ronald D'Ambruoso
David Rodrigues, Chief Investigator
Ben Copple, Legal**

Meeting was called to order at 10:10 am by David Burnham.

Hearings:

1) Harry M. Conover IV (viol #3497):

David Burnham read the violation:

On Friday, June 20, 2008, David Rodrigues, Chief Hoisting Engineer Investigator witnessed Harry M. Conover IV, an employee of Tracklite Systems, P O Box 4275, Andover, MA 01810, operating an industrial forklift without a valid RI Hoisting Engineer's License at the North

Smithfield Middle School, Greenville Road, North Smithfield, RI. This is a violation of RIGL 28-26-5-“license required for operation of Hoisting machinery”.

David Rodrigues is sworn in and gave testimony. Mr. Conover did sign the second page of the violation to contest the violation and was sent a letter requesting his presence at this meeting and did not show up. A motion that a violation did occur was made by Jim White and seconded by Ron D’Ambruso. Passed unanimously by the board. A motion that the fine of \$300.00 be upheld was made by Jim White and seconded by Ellery Wood. Passed unanimously by the board.

1) Tracklite Systems (viol# 3498):

David Burnham read the violation:

On Friday, June 20, 2008, David Rodrigues, Chief Hoisting Engineer Investigator witnessed Harry M. Conover IV, an employee of Tracklite Systems, P O Box 4275, Andover, MA 01810, operating an industrial forklift without a valid RI Hoisting Engineer’s License at the North Smithfield Middle School, Greenville Road, North Smithfield, RI. This is a violation of RIGL 28-26-5-“license required for operation of Hoisting machinery”.

David Rodrigues gave testimony and was questioned by the board. Fleet Construction was also cited and they paid their fine.

A motion that a violation did occur was made by Ellery Wood and seconded by Jim White. Passed unanimously by the board.

A motion that the fine of \$600.00 be upheld was made by Ellery Wood and seconded by Jim White. Passed unanimously by the board.

End of hearings.

Discussion of the Operator Trainee License-Rule #14 has been updated with corrections. A motion that the director adopt the proposed Operator Trainee License regulations as amended was made by Jim White and seconded by Ellery Wood. Passed unanimously by the board.

A motion to accept the minutes from the last meeting was made by Ellery Wood and seconded by Jim White. Passed unanimously by the board.

A motion to adjourn was made by Ellery Wood and seconded by Jim White.

The meeting adjourned at 10:25 am.

The next meeting will be on Tuesday, October 14, 2008 at 10 am.