

**RHODE ISLAND DEPARTMENT OF LABOR & TRAINING
DIVISION OF PROFESSIONAL REGULATION
BOARD OF EXAMINERS OF HOISTING ENGINEER
TUESDAY, June 9, 2009
10:00 A.M.**

In attendance: James Woloohojian

James White

David Burnham, Chairman

Ellery Wood Jr.

David Rodrigues, Chief Investigator

Ben Copple, Legal

Meeting was called to order at 10:05 am by David Burnham

A motion to accept the March 10, 2009 minutes was made by Jim White and seconded by Ellery Wood. Passed unanimously by the board.

A motion to accept the May 12, 2009 minutes was made by Jim White and seconded by James Woloohojian. Passed unanimously by the board.

Hearings:

Barlo Signs (viol #3670): The board will review the testimony from the last meeting and rendered a decision:

1) On Tuesday, April 7,2009, David Rodrigues, Chief Hoisting Engineer Investigator witnessed Robert A. Cheney, an employee of Barlo Signs, 158 Greeley Street, Hudson, NH operating a hydraulic sign crane without a valid RI Hoisting license at Stone Hill Market Place, 1380-1394 Atwood Avenue, Johnston,RI. According to RIGL 28-26-12-“Investigatin and Prosecution of Violation”, this is (1) one violation of RIGL 28-26-5-“license required for operation of Hoisting Machinery”. Barlo Signs employs an individual that possess a RI Hoisting License for the operation of hydraulic cranes that was not present at the jobsite. The fine assessed at \$1150.00. Jim White made a motion that violation #3670 did occur, seconded by Ellery Wood. Passed unanimously by the board. Jim White made a motion that the fine of \$1150.00 be upheld, seconded by James Woloohojian. Passed unanimously by the board.

Costa Brothers Masonry (viol #3673): The board will review the testimony from the last meeting and rendered a decision:

1) Michael Costa sworn in. James Woloohojian read the violation: On Wednesday, April 8, 2009, David Rodrigues, Chief Hoisting Engineer Investigator witnessed Paul Costa, an employee of Costa Brothers Masonry, Inc., 2 Lambeth Drive, Fairhaven, MA operating a construction forklift without a RI Hoisting Engineer's license at Johnson & Wales Center of Culinary Excellence, 333 Shipyard Street, Providence, RI. According to RIGL 28-26-12-"Investigation and Prosecution of Violation", this is (1) one violation of RIGL 28-26-5-"license required for operation of Hoisting Machinery". This is the third violation issued to Costa Brothers Masonry Inc., for unlicensed equipment operation. The fine assessed at \$1150.00. James Woloohojian made a motion that violation #3673 did occur, seconded by Jim White. Passed unanimously by the board. James Woloohojian made a motion that the fine of \$1150.00 be upheld, seconded by Jim White. Passed unanimously by the board.

1) Dexter Campbell-viol #'s 3682 and 3683:

Mr. Campbell did not receive certified mail; we will renotify him at a P O Box. James Woloohojian made a motion to continue until next month, seconded by Jim White. Passed unanimously by the board.

End of hearings.

Discussion on legislation.

Ben Copple gave an update on reappointments and new

appointments for the board.

A motion to adjourn was made by Jim White and seconded by James Woloohojian. Passed unanimously by the board.

Meeting adjourned at 10:35 am.

Next meeting, Tuesday, July 14, 2009 at 10:00 am.