

**RHODE ISLAND DEPARTMENT OF LABOR & TRAINING
DIVISION OF PROFESSIONAL REGULATION
BOARD OF EXAMINERS OF HOISTING ENGINEER
TUESDAY, February 9, 2010
10:00 A.M.**

In attendance: James Woloohojian

James White

David Burnham, Chairman

Ron D'Ambruoso

David Rodrigues, Chief Investigator

Val Lombardi, Legal

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

A motion to accept the minutes from the last meeting was made by James White and seconded by James Woloohojian. Passed unanimously by the board.

Hearings:

1) J J Vaccaro Inc.-viol#3840, David Rodrigues and Paul Murphy, J J Vaccaro Inc. are sworn in. David Rodrigues read the violation: ON Tuesday, December 15, 2009, David Rodrigues, Chief Hoisting Engineer Investigator witnessed Orlando Rios, an employee of

Unicorn Trading Company, P O Box 191, McGaheysville, VA 22840, operating a skid steer loader without a valid RI Hoisting Engineers license at Lowe's, 1700 Mineral Spring Ave, North Providence, RI. J J Vaccaro Inc. sub-contracted with Unicorn Trading Company to perform said work. According to RIGL 28-26-12-"investigation and prosecution of violations", this is one (1) violation of RIGL 28-26-5-"license required for operation of hoisting machinery" for a fine of \$600.00. David Rodrigues addressed the board. The board questioned Mr. Rodrigues. Paul Murphy representing J J Vaccaro Inc. addressed the board. Jim White made a motion that viol. #3840 did occur seconded by James Woloohojian. Passed unanimously by the board. Jim White made a motion that the fine of \$600.00 be upheld, seconded by James Woloohojian. Passed unanimously by the board.

2) 2) J J Vaccaro Inc.-viol#3839. David Rodrigues read the violation: ON Tuesday, December 15, 2009, David Rodrigues, Chief Hoisting Engineer Investigator witnessed Rene A. Montalvo, an employee of North American Roofing, 41 Dogwood Road, Asheville, NC 28806, operating a construction forklift without a valid RI Hoisting Engineers license at Lowe's, 1700 Mineral Spring Ave, North Providence, RI. J J Vaccaro Inc. sub-contracted with North American Roofing to perform said work. According to RIGL 28-26-12-"investigation and prosecution of violations", this is one (1) violation of RIGL 28-26-5-"license required for operation of hoisting machinery" for a fine of \$600.00. David Rodrigues addressed the board. The board questioned Mr.

Rodrigues. Paul Murphy representing J J Vaccaro Inc. addressed the board. The board questioned Mr. Murphy. Jim White made a motion that viol. #3839 did occur seconded by James Woloohojian. Passed unanimously by the board. Jim White made a motion that the fine of \$600.00 be upheld, seconded by James Woloohojian. Passed unanimously by the board.

End of hearings.

Nominations for chairman and vice chairman. Jim White made a motion to nominate David Burnham to remain chairman, seconded by James Woloohojian. Passed unanimously by the board. Jim White made a motion to nominate James Woloohojian to remain vice-chairman, seconded by David Burnham. Passed unanimously by the board.

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

Meeting adjourned at 10:30 am.

Next meeting, Tuesday, March 9, 2010 at 10:00 am.