BEFORE THE IOWA PLUMBING AND MECHANICAL SYSTEMS BOARD

IN THE MATTER OF:)	CASE NUMBER PM20110062
Jeffery Dunahugh,)	SETTLEMENT AGREEMENT AND FINAL ORDER
Respondent.)	

COME NOW the Iowa Plumbing and Mechanical Systems Board (Board) and Jeffery Dunahugh (Respondent), and pursuant to Iowa Code sections 17A.10 and 272C.3(4), enter into the following Settlement Agreement and Final Order of the contested case currently on file against the Respondent:

- The Respondent originally obtained his Master Refrigeration license on December 15, 2009, and holds license number 11527. That license is expired on December 15, 2011.
- 2. A Notice of Hearing and Statement of Charges was filed against the Respondent on February 21, 2012. A contested case hearing in this matter is scheduled for June 20, 2012.
- 3. The Board has jurisdiction over the parties and subject matter of the Notice of Hearing and Statement of Charges.
- 4. Execution of this Settlement Agreement and Final Order constitutes the resolution of this contested case. Respondent has a right to a hearing on the charges, but waives his right to hearing and all attendant rights, including the right to appeal, by freely and voluntarily agreeing to this Settlement Agreement and Final Order. Once entered, this Order shall have the force and effect of a disciplinary order entered following contested case hearing.

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5. Respondent is freely and voluntarily entering into this Settlement Agreement and Final Order, and he agrees that the State's counsel may present this agreement to the Board.

- 6. This agreement is subject to approval of the Board. If the Board approves this agreement, it becomes the final disposition of this matter. If the Board fails to approve this agreement, it shall be of no force or effect to either party.
- 7. This Settlement Agreement and Final Order as well as the Notice of Hearing and Statement of Charges are public records available for inspection and copying in accordance with the requirements of Iowa Code Chapter 22.
- 8. The Board's approval of this agreement shall constitute a FINAL ORDER of the Board.

IT IS THEREFORE ORDERED:

- 9. Respondent is subject to the reinstatement requirements of 641 IAC 29.7(2)(c). Therefore, in order to reinstate his master refrigeration license, Respondent must pass the applicable Board-approved exam and pay any related fees. Upon passage of the required exam, Respondent may apply for reinstatement of his license, however, he shall not be eligible to receive such license until the following conditions are met:
- 10. **8 Hours of Continuing Education**: Respondent must complete all of the continuing education required under 641 IAC 30.2(2)(a). Respondent understands that this continuing education is to be counted toward the continuing education compliance period ending on or about December 15, 2011. No continuing education obtained in fulfillment of this Agreement shall count toward Respondent's next compliance period/renewal. Respondent shall not be entitled to reinstatement of his Master refrigeration license until the requirements of this paragraph are met.
- 11. **6 Month Suspension:** Respondent must refrain from any practice for which a license is required under Iowa Code chapter 105 (hereinafter "Chapter-105-Covered Work") for a period of six (6) months. Such six (6) month period shall be

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Page 3 of 3 continuous. Prior to being eligible for reinstatement, Respondent must submit a sworn affidavit attesting to the fact that he has refrained from Chapter-105-Covered Work for six (6) continuous months.

- 12. **Civil Penalty:** Respondent shall pay a \$500 civil penalty. Such penalty shall be in addition to any required testing, reinstatement, or renewal fees. Respondent shall not be eligible for reinstatement until he has paid said penalty.
- 13. Respondent understands that violation of any term of this Agreement may subject him to further discipline.

AGREED AND ACCEPTED:

C/MIULA	·
JEFFERY DUNAHUGH,	
RESPONDENT	

Dated this 11th day of	
	2012.

Dated this / 9 day of , 2012.