BEFORE THE REGISTRAR OF CONTRACTORS CONTRACTORS STATE LICENSE BOARD DEPARTMENT OF CONSUMER AFFAIRS STATE OF CALIFORNIA

In the Matter of the Accusation Against:

FEITSER HOMES, INC. 1700 Eureka Road, #155 Roseville, California 95661 PAUL FEITSER, RMO/CEO/PRES.

Contractor's License No. 908393, B, A

Respondent.

CASE NO. N2013-319

ORDER TO ADOPT STIPULATED SETTLEMENT

The attached Stipulated Settlement is hereby adopted by the Registrar of Contractors as her Decision in the above-entitled matter.

IT IS FURTHER ORDERED pursuant to Section 7102 of the Business and Professions Code and Section 870 of the Code of Regulations, that Respondent, FEITSER HOMES, INC. License Number, 908393 shall not apply for reissuance or reinstatement of any license for <u>four</u> year(s) from the effective date of this Decision.

IT IS FURTHER ORDERED that Respondent shall pay the investigative costs in the amount of \$24,500.00, prior to issuance of a new or reinstated license pursuant to Business and Professions Code section 125.3.

IT IS FURTHER ORDERED that Respondent shall pay restitution in the amount of \$55,510.00. This amount is to be paid prior to issuance of a new or reinstated license pursuant to Government Code section 11519, subdivision (d).

IT IS THE responsibility of the Respondent, named in this Order, to read and follow the Order. The deadlines for meeting the terms and conditions are based upon the EFFECTIVE DATE of the Order to Adopt Stipulation and Waiver. No notices or reminders will be sent, as to the compliance of the terms and conditions. Proof of payments of restitution, and payments for the Cost of Investigation and Enforcement if ordered, are to be sent to CSLB, Sacramento Case Management, Post Office Box 26888, Sacramento, CA 95826.

This Order shall become effective on March 28, 2016.

IT IS SO ORDERED February 25, 2016.

Cindi A. Christenson Registrar of Contractors

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KAMALA D. HARRIS	
Attorney General of California JANICE K. LACHMAN	
Supervising Deputy Attorney General JEFFREY M. PHILLIPS	2 2
Deputy Attorney General State Bar No. 154990	
1300 I Street, Suite 125 P.O. Box 944255	
Sacramento, CA 94244-2550 Telephone: (916) 324-6292	
Facsimile: (916) 327-8643	
Attorneys for Complainant	
	RE THE CONTRACTORS
	ATE LICENSE BOARD CONSUMER AFFAIRS
	CALIFORNIA
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In the Matter of the Accusation Against:	Case No. N2013-319
FEITSER HOMES, INC. 1700 Eureka Road, #155	OAH No. 2015010868
Roseville, California 95661 PAUL FEITSER, RMO/CEO/PRES.	STIPULATED SETTLEMENT AND DISCIPLINARY ORDER
Contractor's License No. 908393, B, A	
Respondent.	
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IT IS HEREBY STIPULATED AND AG	REED by and between the parties to the above-
entitled proceedings that the following matters	are true:
PA	RTIES
1. Wood Robinson ("Complainant") is	the Enforcement Supervisor I of the Contractors'
State License Board. He brought this action so	lely in his official capacity and is represented in
this matter by Kamala D. Harris, Attorney Gene	eral of the State of California, by Jeffrey M.
Phillips, Deputy Attorney General.	
	aul Feitser, RMO/CEO/PRES. ("Respondent") is
la financia de la companione de la compa	ert F. Hahn, whose address is: 2550 Ninth Street
Suite 101, Berkeley, CA 94710.	9 9 8 38

every right set forth above.

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CULPABILITY

- Respondent understands and agrees that the charges and allegations in Accusation No. N2013-319, if proven at a hearing, constitute cause for imposing discipline upon its Contractor's License.
- 10. For the purpose of resolving the Accusation without the expense and uncertainty of further proceedings, Respondent agrees that, at a hearing, Complainant could establish a factual basis for the charges in the Accusation, and that Respondent hereby gives up its right to contest those charges.
- Respondent agrees that its Contractor's License is subject to discipline and they agree
 to be bound by the Registrar's imposition of discipline as set forth in the Disciplinary Order
 below.

RESERVATION

12. The admissions made by Respondent herein are only for the purposes of this proceeding, or any other proceedings in which the Registrar of Contractors, Contractors' State License Board, or other professional licensing agency is involved, and shall not be admissible in any other criminal or civil proceeding.

CONTINGENCY

13. This stipulation shall be subject to approval by the Registrar of Contractors or her designee. Respondent understands and agrees that counsel for Complainant and the staff of the Contractors' State License Board may communicate directly with the Registrar regarding this stipulation and settlement, without notice to or participation by Respondent or its counsel. By signing the stipulation, Respondent understands and agrees that they may not withdraw its agreement or seek to rescind the stipulation prior to the time the Registrar considers and acts upon it. If the Registrar fails to adopt this stipulation as its Decision and Order, the Stipulated Settlement and Disciplinary Order shall be of no force or effect, except for this paragraph, it shall be inadmissible in any legal action between the parties, and the Registrar shall not be disqualified from further action by having considered this matter.

- 14. The parties understand and agree that Portable Document Format (PDF) and facsimile copies of this Stipulated Settlement and Disciplinary Order, including Portable Document Format (PDF) and facsimile signatures thereto, shall have the same force and effect as the originals.
- 15. This Stipulated Settlement and Disciplinary Order is intended by the parties to be an integrated writing representing the complete, final, and exclusive embodiment of their agreement. It supersedes any and all prior or contemporaneous agreements, understandings, discussions, negotiations, and commitments (written or oral). This Stipulated Settlement and Disciplinary Order may not be altered, amended, modified, supplemented, or otherwise changed except by a writing executed by an authorized representative of each of the parties.
- 16. In consideration of the foregoing admissions and stipulations, the parties agree that the Registrar may, without further notice or formal proceeding, issue and enter the following Disciplinary Order:

DISCIPLINARY ORDER

IT IS HEREBY ORDERED that Contractor's License No. 908393 issued to Respondent Feitser Homes, Inc.; Paul Feitser, RMO/CEO/PRES. (Respondent) is revoked.

- Respondent Feitser Homes, Inc.; Paul Feitser, RMO/CEO/PRES. fully understands
 and agrees that if it ever files an application for licensure or a petition for reinstatement in the
 State of California, it must comply with all the laws, regulations and procedures for reinstatement
 of a revoked license in effect at the time the petition is filed.
- Respondent Feitser Homes, Inc.; Paul Feitser, RMO/CEO/PRES. shall pay the Registrar its costs of investigation and enforcement in the amount of \$24,500.00 prior to issuance of a new or reinstated license. Respondent shall have the right to request a reduction in these costs.
- 3. Respondent Feitser Homes, Inc.; Paul Feitser, RMO/CEO/PRES. fully understands and agrees that the Registrar shall further require as a condition precedent to the restoration of a Contractor's License to Respondent Feitser Homes, Inc.; Paul Feitser, RMO/CEO/PRES., that it shall file or have on file a disciplinary contractor's bond in the sum to be fixed by the Registrar based upon the seriousness of the violation, but which sum shall not be less than fifteen thousand

dollars (\$15,000) nor more than 10 times that amount required by Business and Professions Code section 7071.6. The disciplinary bond is in addition to, may not be combined with, and does not replace any other type of contractor's bond. The disciplinary bond shall remain on file with the Registrar for a period of at least two years and for such additional time as the Registrar may determine, as required under Business and Professions Code section 7071.8.

- Respondent Feitser Homes, Inc.; Paul Feitser, RMO/CEO/PRES. further understands. that the Registrar shall additionally require as a condition precedent to the restoration of a Contractor's License to Respondent Feitser Homes, Inc.; Paul Feitser, RMO/CEO/PRES., that there must be proof of restitution to Marina Radchuk in this case that is the subject of Accusation No. N2013-319, in the amount of Fifty-Three Thousand Seven Hundred Twenty-Seven Dollars and No Cents (\$53,727.00) and Richard Downs in the amount of One Thousand Seven Hundred and Eighty-Three Dollars and No Cents (\$1,783.00), unless the debt has been resolved civilly or has been successfully discharged in Bankruptcy.
- The parties agree to recommend to the Registrar that the Respondent Feitser Homes, Inc.; Paul Feitser, RMO/CEO/PRES., pursuant to Business and Professions Code section 7102, not be allowed to reinstate this license, or apply for another license, for a period of One (1) year from the effective date of the decision.

ACCEPTANCE

I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully discussed it with my attorney, Robert F. Hahn. I understand the stipulation and the effect it will have on my Contractor's License. I enter into this Stipulated Settlement and Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Registrar of Contractors, Contractors' State License Board.

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DATED:

DATED: 9-18-15

FEITSER HOMES, INC.; PAUL FEITSER.

RMO/CEO/PRES. Respondent

I have read and fully discussed with Respondent Feitser Homes, Inc.; Paul Feitser,

RMO/CEO/PRES, the terms and conditions and other matters contained in the above Stipulated

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Settlement and Disciplinary Order. I approve its form and content.

Robert F. Hahn

Attorney for Respondent

ENDORSEMENT

The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully submitted for consideration by the Registrar of Contractors, Contractors' State License Board.

Dated: 9 18 15

Respectfully submitted,

KAMALA D. HARRIS Attorney General of California JANICE K. LACHMAN Supervising Departy Attorney General

Deput Attorney General Altorneys for Complainant

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