



STATE OF MAINE  
 DEPARTMENT OF PROFESSIONAL  
 AND FINANCIAL REGULATION  
 OFFICE OF LICENSING & REGISTRATION  
 35 STATE HOUSE STATION  
 AUGUSTA, MAINE  
 04333-0035

JOHN ELIAS BALDACCI  
 GOVERNOR

ANNE L. HEAD  
 DIRECTOR

Re: 2007-BOE-3939  
 James Manuel

)  
 ) CONSENT AGREEMENT  
 )

**PARTIES**

1. This is a Consent Agreement regarding the license of James Manuel to work as a boiler operator within the State of Maine. The parties to this Consent Agreement are James Manuel ("the licensee"); the Propane and Natural Gas Board ("the Board"); and the Maine Department of Attorney General ("the Attorney General"). This Consent Agreement is entered into pursuant to 10 MRSA §8003(5)(A-1) and (B).

**FACTS**

- 2. On September 13, 2007, James Manuel applied for a license to the Board.
- 3. James Manuel willfully failed to fully disclose on the application that he was convicted of the following crime(s):

Class D, Operating Under the Influence on 12/15/05

**VIOLATION**

- 4. Title 32 MRSA §15108-B(2) provides in relevant part that "the board may refuse to issue or renew a license or the District Court may suspend, revoke or refuse to renew the license of any licensed plumber for...the practice of any fraud or deceit in obtaining a license."
- 5. The licensee admits that his non-disclosure of the above-mentioned conviction on the application dated September 13, 2007 constituted the practice of fraud or deceit in obtaining a license in violation of 32 MRSA §15108-B(2).

**PENALTY**

- 6. As discipline for this violation, the licensee shall pay a civil penalty of \$50.00 no later than October 31, 2007.
- 7. If the licensee fails to pay this amount in full by the due date, the applicant understands that a license will not be issued.

**MISCELLANEOUS**



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 GARDINER, MAINE

8. This Consent Agreement is not appealable and remains in effect until modified or rescinded in writing by the parties.

9. The Board and the Attorney General may communicate and cooperate regarding any matter relating to this Consent Agreement.

10. This Consent Agreement is a public record as defined in 1 MRSA §402 and is available for inspection and copying by the public pursuant to 1 MRSA §408.

11. The licensee acknowledges by his signature below that he has read this Consent Agreement, that he has had an opportunity to consult with an attorney before executing this Consent Agreement, that he executed this Consent of his own free will, and that he agrees to abide by the terms of this Consent Agreement.

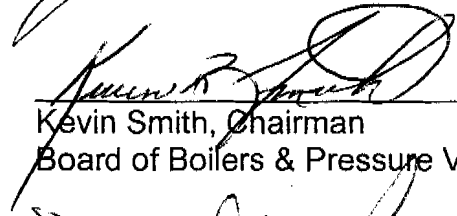
Dated: 10-11-07



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James Manuel

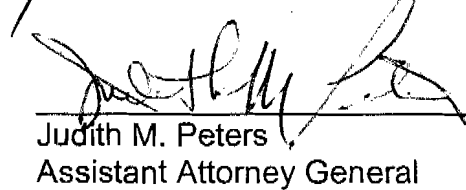
Dated: 11-2-07



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Kevin Smith, Chairman  
Board of Boilers & Pressure Vessels

Dated: 11/16/07



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Judith M. Peters  
Assistant Attorney General