



STATE OF MICHIGAN
DEPARTMENT OF LABOR & ECONOMIC GROWTH
LANSING

JENNIFER M. GRANHOLM
GOVERNOR

KEITH W. COOLEY
DIRECTOR

DEPARTMENT OF LABOR & ECONOMIC
GROWTH,
BUREAU OF COMMERCIAL SERVICES, ex rel
PAUL AND KATHY SCHWARZ

Complaint No.: 308984 &
308985

Complainant,

V

RANDY M. DEPREZ CUSTOM BUILDER INC.
DEBORAH J. DEPREZ, QUALIFYING OFFICER
License No. 21-02-088519

Respondent.

And

DEBORAH J. DEPREZ
License No. 21-01-086554

FINAL ORDER

WHEREAS, this matter having come before the Board of Residential Builders and Maintenance and Alteration Contractors, and

WHEREAS, Randy M. Deprez Custom Builder Inc., Deborah J. Deprez, Q.O., License No. 21-02-088519 and Deborah J. Deprez, License No. 21-01-086554, has agreed with the requirements, conditions and terms set forth with specificity in a Stipulation attached hereto, signed by Respondent on October 22, 2008, Tiffany N. Daugherty, Administrative Law Specialist, on October 22, 2008, and approved by Stephen J. Gobbo, Legal Division Director (signed by Kim Breitmeyer), on December 12, 2003, on behalf of the Bureau of Commercial Services, Department of Labor & Economic Growth.

NOW, THEREFORE, IT IS HEREBY ACKNOWLEDGED that the Board of Residential Builders and Maintenance and Alteration Contractors, pursuant to MCL 339.508(3); having considered and found said Stipulation acceptable, does hereby incorporate same by reference thereto in this Final Order.

This Final Order is effective immediately upon its mailing.

Given under our hands at Okemos, Michigan, this 15th day of January, 2008⁹

Board of Residential Builders and Maintenance and Alteration Contractors

By: 

Chairperson

Date mailed: 1-15-09

Proof of Compliance Should be Filed With:

Department of Labor & Economic Growth:
Bureau of Commercial Services
Administrative Services Division
P.O. Box 30018
Lansing, Michigan 48909

This is the last and final page of the Final Order in the matter of Randy M. Deprez Custom Builder Inc., Deborah J. Deprez, Q.O., Complaint No. 308984 and Deborah J. Deprez,, Complaint No. 308985, before the Board of Residential Builders and Maintenance and Alteration Contractors.

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STATE OF MICHIGAN
DEPARTMENT OF LABOR & ECONOMIC GROWTH
BUREAU OF COMMERCIAL SERVICES

DEPARTMENT OF LABOR & ECONOMIC GROWTH,
BUREAU OF COMMERCIAL SERVICES, ex rel
PAUL AND KATHY SCHWARZ
Complainant,

v

| | |
|---|--|
| RANDY M. DEPREZ CUSTOM BUILDER, INC. and DEBORAH J. DEPREZ License Nos. 21-02-088519 and 21-01-086554 Respondents. | Docket Nos. 2008-1058 and 2008-1059 Complaint Nos. 308984 and 308985 Board: Residential Builders |
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STIPULATION

This matter having been scheduled for hearing before the State Office of Administrative Hearings and Rules on **October 22, 2008**, pursuant to a Formal Complaint, **dated June 30, 2008**, hereafter "Complaint," filed in accordance with the provisions of the Michigan Occupational Code, 1980 PA 299, MCL 339.101 et seq., against **RANDY M. DEPREZ CUSTOM BUILDER INC. AND DEBORAH J. DEPREZ**, Respondents, hereafter "Respondents," by the Department of Labor & Economic Growth, and all parties being desirous of reaching an amicable settlement of said Complaint; therefore

1. **IT IS HEREBY STIPULATED**, by and between the parties hereto, that Respondents admit to the violations set forth in paragraphs 7 and 10 of the Complaint.

2. Respondents admit to a violation of Sections **2411(2)(m) and 604(c)** of the Michigan Occupational Code, 1980 PA 299, as amended; **MCL 339.2411(2)(m) and MCL 339.604(c)**.

3. **IT IS FURTHER STIPULATED**, by and between the parties hereto, that Respondents shall pay a FINE in the amount of **One Thousand Dollars (\$1,000.00)**. Said fine shall be paid by cashier's check or money order, with Complaint Nos. **308984 and 309895** clearly indicated on the check or money order, made payable to the State of Michigan, within sixty (60) days of the date of mailing of the Final Order in this matter. Said check or money order shall be mailed to the Department of Labor & Economic Growth, Bureau of Commercial Services, P.O. Box

30018, Lansing, Michigan 48909. If Respondent fails to comply with the terms of this Stipulation within sixty (60) days of the date of mailing of the Final Order in this matter, then the FINE shall increase to **Five Thousand Dollars (\$5,000.00)**.

4. **IT IS FURTHER STIPULATED**, that Respondents shall make all necessary repairs to windows, repair all drywall defects, repair gap in foyers on wood flooring and repair gutters as stated in the building inspection report dated March 3, 2008, to the home of Paul and Kathy Schwarz, 54625 Woodcreek Blvd, Shelby Township, Michigan 48315.

5. **IT IS FURTHER STIPULATED**, by and between the parties hereto, that failure to comply with the terms set forth in this Stipulation within sixty (60) days of the date of mailing of the Final Order shall result in a suspension or continued suspension of all licenses or registrations of Respondents or in the denial of any license or registration renewal and the denial of future applications for licensure or registration until compliance is made with the terms of this Stipulation. In addition, if Respondents fail to comply with the terms of this Stipulation within sixty (60) days of the date of mailing of the Final Order in this matter, then the FINE shall increase to **Five Thousand Dollars (\$5,000.00)**.

6. **IT IS FURTHER STIPULATED**, by and between the parties hereto, that failure to comply with the terms set forth in this Stipulation within six (6) months of the date of mailing of the Final Order shall result in a revocation or continued revocation of all licenses or registrations of Respondents or in the denial of any license or registration renewal and the denial of future applications for licensure or registration until compliance is made with the terms of this Stipulation.

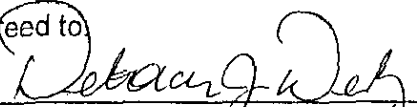
7. Respondents agree to submit written proof of having complied with each requirement of this Final Order, in a form acceptable to the Department, to the Michigan Department of Labor and Economic Growth, Bureau of Commercial Services, Administrative Services Division, P.O. Box 30018, Lansing, MI 48909. Forms of acceptable proof of monetary restitution payment, if restitution is a part of the Stipulation, include: A copy of the front and back of the cancelled check that was made payable to the person(s) ordered to receive restitution; or a receipt signed by the person(s) to whom restitution was payable, stating restitution was paid

and the amount paid. For corrective repairs, and other non-monetary forms of restitution, the respondents, prior to the expiration of the respective term or condition date(s) set within this stipulation, are required to submit written proof from the appropriate governmental official or the person ordered to benefit from restitution to prove that the respondent timely complied with the ordered corrective or remedial action.

8. IT IS FURTHER STIPULATED, by and between the parties hereto, that the Director of the Legal Affairs Division of the Bureau of Commercial Services, or designee, must approve this Stipulation before it is submitted to the Board for final approval. Should the Legal Affairs Division Director, or that person's designee, or the Board reject this Stipulation, the Department will schedule a contested case hearing in this matter without prejudice to either party.


9. Respondents understand and intend that by signing this Stipulation, Respondents are waiving the right, pursuant to the Occupational Code, supra, the rules promulgated thereto, and the Administrative Procedures Act, 1969 PA 306, MCL 24.201 et seq., to a hearing before an administrative law judge, at which the Department would be required to prove the charges set forth in the Complaint by presentation of evidence and legal authority and at which Respondents would be entitled to appear with or without an attorney to cross-examine all witnesses presented by the Department and to present such testimony or other evidence or legal authority deemed appropriate as a defense to said charges.

Agreed to


Deborah J. DePrez, Respondent and
Qualifying Officer

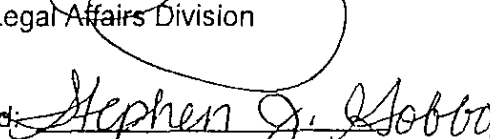
Date: 10/22/08

Bureau of Commercial Services:

By: 
Tiffany N. Daugherty
Administrative Law Specialist
Legal Affairs Division

Date: 10/22/08

Approved:

 with permission *KAB*
Stephen J. Gobbo,
Legal Affairs Division Director

Date: 11/24/08