



STATE OF MICHIGAN

JENNIFER M. GRANHOLM
GOVERNOR

DEPARTMENT OF ENERGY, LABOR & ECONOMIC GROWTH
LANSING

STANLEY "SKIP" PRUSS
DIRECTOR

Complaint Nos.: 308712 & 308713

DEPARTMENT OF ENERGY, LABOR &
ECONOMIC GROWTH,
BUREAU OF COMMERCIAL SERVICES, ex rel
BRYAN WILLIAMS

Complainant,

V

MADISON HOMES INC.
MICHAEL JOHN FURMAN, QUALIFYING OFFICER Respondent.
License No. 21-02-156580

AND

MICHAEL JOHN FURMAN
License No. 21-01-103596

FINAL ORDER

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

WHEREAS, Madison Homes Inc., Michael John Furman, Q.O., License NO. 21-02-156580 and Michael John Furman, License No. 21-01-103596, has agreed with the requirements, conditions and terms set forth with specificity in a Stipulation attached hereto, signed by Respondent on November 20, 2008, James J. Tocco, Esq., Attorney for Respondent, on November 20, 2008 and John Valenti, Administrative Law Specialist, on November 20, 2008, and approved by Stephen J. Gobbo Esq., Legal Affairs Division Director, on March 20, 2009, on behalf of the Bureau of Commercial Services, Department of Energy, Labor & Economic Growth.

DELEG is an equal opportunity employer/program.
Auxiliary aids, services and other reasonable accommodations are available upon request to individuals with disabilities.

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 12th day of May, 2009.

Board of Residential Builders and Maintenance and Alteration Contractors

By: Ma [Signature]

Chairperson

Date mailed: May 12, 2009

Proof of Compliance Should be Filed With:

Department of Energy, 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 Madison Homes, Inc., Michael John Furman, Q.O., Complaint No. 308712 and Michael John Furman, Complaint No. 308713, 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 BRYAN WILLIAMS
Complainant**

**MADISON HOMES, INC.
MICHAEL JOHN FURMAN,
QUALIFYING OFFICER
License No. 21-02-156580**

Complaint No.s 308712; 308713

**MICHAEL JOHN FURMAN
License No. 21-01-103596**

**Michigan State Residential Builders,
Maintenance & Alteration Contractors
STIPULATION**

Respondents.

STIPULATION

This matter having been scheduled for conference before the Michigan Department of Labor & Economic Growth, Bureau of Commercial Services, Enforcement Division on November 14, 2008, pursuant to Formal Administrative Complaints filed September 17, 2008, under the Michigan Occupational Code, Article 24, MCL 339.2401-2412, against Respondents, NOW, THEREFORE :

1) IT IS STIPULATED, that Respondent makes ADMISSION to violation of MCL 339.604(c), as set forth in paragraph ten (10) of the Formal Administrative Complaints, with all other allegation(s) DISMISSED, with prejudice :

2) IT IS FURTHER STIPULATED, that Respondents shall pay a FINE in the amount of FIVE HUNDRED DOLLARS (\$500.00), under MCL 339.602, § 602(e), PAYABLE to the State of Michigan within SIXTY (60) DAYS from the mailing date of the Final Order issued by the Michigan State Board of Residential Builders and Maintenance & Alteration Contractors adopting this Stipulation Agreement, a fine amount which is payable by certified check, cashier's check or money order, with Complaint No.s 308712; 308713 clearly written on the memorandum portion of the certified check, cashier's check or money order, and mailed to the Michigan

**Madison Homes, Inc.
Michael John Furman, Qualifying Officer & Individually
License No.s 21-02-156580; 21-01-103596
Complaint No.s 308712; 308713**

Department of Labor & Economic Growth, Bureau of Commercial Services, Administrative Services Division, P.O. Box 30018, Lansing, Michigan 48909-7518.

3) IT IS FURTHER STIPULATED, that Respondents shall make/assure that all necessary REPAIRS and/or CORRECTIONS are made/have been made, as required by Norm Mathon, Certified Building Official, Macomb Township, Michigan, or his substitute or successor, as set forth in the Building Inspection Report, which has been filed with the Department, and signed December 20, 2007, AND as set forth and CLARIFIED in the follow-up correspondence dated August 5, 2008, issued by Macomb Township Building Official Norm Mathon, within SIXTY (60) DAYS from the SIGNATURE DATE of this Stipulation Agreement, ADDITIONALLY INCLUDING, by mutual agreement of the parties, follow-up repairs and/or corrections to the *cracked corian countertop* and the *water-damaged ceiling over the fireplace*, to the WRITTEN APPROVAL of Norm Mathon, or his substitute or successor.

The WRITTEN APPROVAL of Norm Mathon, Certified Building Official, Macomb Township, Michigan, of the above-repairs and/or corrections, SHALL BE FILED by Respondents with the Administrative Services Division, at the address listed in paragraph two (2)-above, WITHIN FIFTEEN (15) DAYS from the SIXTIETH (60th) DAY from the signature date of this Stipulation Agreement.

4) IT IS FURTHER STIPULATED, that as a Limitation of Licensure under MCL 339.602, § 602(a), Respondents SHALL FILE with the Licensing Division / Administrative Services Division, of the Department of Labor & Economic Growth, Bureau of Commercial Services, and MAINTAIN-IN-FORCE, commercially underwritten PROFESSIONAL LIABILITY INSURANCE COVERAGE, in the amount of TWENTY-FIVE (\$25,000.00) DOLLARS, for a period of THREE (3) YEARS from the mailing date of the Final Order, of the Michigan State Board of Residential Builders and Maintenance & Alteration Contractors, adopting this Stipulation Agreement.

5) IT IS FURTHER STIPULATED, that FAILURE TO COMPLY in full with the terms and conditions as set forth above in this Stipulation Agreement, either by non-payment of the required fine amount ; failure to complete the required repairs and/or corrections to the approval of the local building official and the filing & maintenance of professional liability insurance coverage, in the amount set forth in paragraph four (4)-above, all within the various applicable time periods set-forth in the paragraphs-above, shall result in SUSPENSION of the Michigan State Residential Builders License No.s 21-02-156580; 21-01-103596, of Respondents, until full compliance is made with each and every above-condition.

Madison Homes, Inc.
Michael John Furman, Qualifying Officer & Individually
License No.s 21-02-156580; 21-01-103596
Complaint No.s 308712; 308713

6) IT IS FURTHER STIPULATED, that the Director of the Legal Services Division must approve this Stipulation Agreement before forwarding to the Michigan State Board of Residential Builders and Maintenance & Alteration Contractors, for FINAL APPROVAL, and should this agreement be rejected by the Legal Affairs Division Director, or the Board, this matter will be scheduled for Formal Administrative Hearing, without prejudice to either party.

7) Respondents understand that by acceptance of this agreement, the RIGHT IS WAIVED to a formal hearing before an administrative hearings officer, at which time it would be necessary to prove the charges set forth in the Department's Formal Administrative Complaints by presentation of evidence and legal authority and at which Respondents would be entitled to appear, with or without the benefit of an attorney, to cross-examine all adverse witnesses and to present such testimony, other evidence or legal authority deemed appropriate as a defense to said charges.

Michael Furman (with consent)

Michael John Furman
As Qualifying Officer & Individually
Madison Homes, Inc.
Michigan State Licensed Residential Builders
Respondents

John Valenti
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Date: 11-20-08

Approved: [Signature] Date: 3/20/2009
Stephen J. Gobbo, Legal Affairs Division Director

pc. Macomb Township Building Department
Attention: Norm Mathon
54111 Broughton Road
Macomb, MI 48042

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