



JENNIFER M. GRANHOLM
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENERGY, LABOR & ECONOMIC GROWTH
LANSING

STANLEY "SKIP" PRUSS
DIRECTOR

DEPARTMENT OF ENERGY, LABOR &
ECONOMIC GROWTH,
BUREAU OF COMMERCIAL SERVICES, ex rel
TOM CLIPPER

Complaint No.: 302924
Docket No.: 2009-168

Complainant,

V

BANCROFT ENTERPRISES, INC.
CRAIG D. BANCROFT, QUALIFYING OFFICER
License No. 21-04-170777

Respondent.

FINAL ORDER

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

WHEREAS, Bancroft Enterprises Inc., Craig D. Bancroft, Q.O., License No. 21-04-170777, has agreed with the requirements, conditions and terms set forth with specificity in a Stipulation attached hereto, signed by Respondent on April 22, 2009, and approved by Barrington Carr, Enforcement Division Director, on June 18, 2009, on behalf of the Bureau of Commercial Services, Department of Energy, 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.

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

Given under our hands at Okemos, Michigan, this 28th day of September, 2009.

Board of Residential Builders and Maintenance and Alteration Contractors

By: *Ma Dy*

Chairperson

Date mailed: September 28, 2009

Proof of Compliance Should be Filed With:

Department of Energy, Labor, & Economic Growth
Bureau of Commercial Services
Legal Affairs Division - Final Order Monitoring
P.O. Box 30018
Lansing, MI 48909
Telephone: (517) 241-9272
Fax: (517) 241-9296

This is the last and final page of the Final Order in the matter of Ronald Bancroft Enterprises Inc., Craig D. Bancroft, Q.O., Complaint No. 302924, before the Board of Residential Builders and Maintenance and Alteration Contractors.

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**STATE OF MICHIGAN
DEPARTMENT OF ENERGY, LABOR & ECONOMIC GROWTH
BUREAU OF COMMERCIAL SERVICES**

**DEPARTMENT OF ENERGY, LABOR
& ECONOMIC GROWTH,
BUREAU OF COMMERCIAL SERVICES, *ex rel*
TOM CLIPPER**

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**BANCROFT ENTERPRISES, INC.
CRAIG D. BANCROFT, QUALIFYING OFFICER
License No. 21-04-170777**

Docket No. 2009-168

Complaint No. 302924

Respondent.

STIPULATION

This matter having been scheduled for a Formal Administrative Hearing before the State Office of Administrative Hearings and Rules (SOAHR) on April 23, 2009, pursuant to a Formal Complaint, hereafter "Complaint," dated December 1, 2008, filed in accordance with the provisions of the Michigan Occupational Code, 1980 PA 299, as amended, MCL 339.101 et seq., against BANCROFT ENTERPRISES, INC. CRAIG D. BANCROFT, QUALIFYING OFFICER, hereafter "Respondent," by the Department of Energy, Labor & Economic Growth, and all parties being desirous of reaching an amicable settlement of said Complaint; therefore,

1. **IT IS STIPULATED**, by and between the parties hereto, that that based upon the agreement to execute this Stipulation, at the request of the Bureau of Commercial Services, the Administrative Hearing scheduled to be held on April 23, 2009, before the State Office of Administrative Hearings and Rules (SOAHR), will be withdrawn/cancelled (without prejudice).

2. **IT IS FURTHER STIPULATED**, by and between the parties hereto, that Respondent admits to the factual allegations and violations set forth in numbered paragraphs of the Formal Complaint in this matter as follows:

5. Respondent failed to perform the requirements of the contract in a workmanlike manner, contrary to MCL 339.2411(2)(m).

All other alleged violations are hereby dismissed pursuant to the principle of settlement and compromise.

3. **IT IS FURTHER STIPULATED**, by and between the parties hereto, that Bureau records indicate the following license history for Respondent: received a Company Maintenance & Alteration Contractor license effective March 11, 2004; the license is active through May 31, 2009; and there is no record of prior complaints or disciplinary action against the license.

4. **IT IS FURTHER STIPULATED**, by and between the parties hereto, that Respondent shall pay RESTITUTION to Complainant, in the amount of TEN THOUSAND FIVE HUNDRED FIFTY Dollars and No Cents (\$10,550.00) by Certified Check or Money Order made payable to, and mailed to: TOM CLIPPER, 3293 Banner Rd., St. Johns, Michigan 48879. Restitution must be paid not later than within SIXTY (60) DAYS of the date of mailing of the Final Order in this matter.

5. **IT IS FURTHER STIPULATED**, by and between the parties hereto, that Respondent shall pay a FINE in the amount of TWO HUNDRED FIFTY Dollars and No Cents (\$250.00). The Fine shall be paid by Certified Check or Money Order, with Complaint No. 302924 clearly indicated on the Certified Check or Money Order, made payable to the STATE OF MICHIGAN, within NINETY (90) DAYS of the date of mailing of the Final Order in this matter. The Certified Check or Money Order shall be mailed to the Department of Energy, Labor & Economic Growth, Bureau of Commercial Services, Legal Affairs Division, P.O. Box 30018, Lansing, Michigan 48909.

6. **IT IS FURTHER STIPULATED**, by and between the parties hereto, that Respondent agrees to submit written proof of having complied with each requirement of this Stipulation/Final Order, in a form acceptable to the Department: Michigan Department of Energy, Labor and Economic Growth, Bureau of Commercial Services, Legal Affairs Division, Final Order Monitoring, P.O. Box 30018, Lansing, MI 48909; ph: (517) 241-9272; fax: (517) 241-9296. 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.

7. **IT IS FURTHER STIPULATED**, by and between the parties hereto, that failure to comply with the terms and conditions set forth in this Stipulation shall result in Suspension of all Article 24 licenses or registrations of Respondent (individual and/or corporate) or in Denial of any license or registration renewal and Denial of future applications for licensure or registration until compliance is made with all the terms or conditions of this Stipulation.

8. **IT IS FURTHER STIPULATED**, by and between the parties hereto, that the Director of the Enforcement Division of the Bureau of Commercial Services or a designee must approve this Stipulation before the Director forwards it to the Board of Residential Builders and Maintenance and

Alteration Contractors for final approval. Should the Director, a designee or the Board reject this Stipulation, the Department will schedule the matter for an Administrative Hearing without prejudice to either party. Respondent understands and intends that by signing this Stipulation, he is waiving the right, pursuant to the Occupational Code, *supra*, the rules promulgated pursuant thereto, and the Administrative Procedures Act of 1989, 1989 PA 306, as amended; MCL 24.201 et seq., to a Hearing before an administrative hearing officer at which time the Department would be required to prove the charges set forth in the aforesaid Complaint by presentation of evidence and legal authority and at which Respondent 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.

This Stipulation is agreed to by:

Respondent

Craig D. Bancroft
Craig D. Bancroft, Qualifying Officer
Bancroft Enterprises, Inc.

4/22/09
Date

4971 S. Bradley RD Charlotte 48813
Respondent Address (current address)

Bureau of Commercial Services:

Approved: [Signature]
Barrington Carr, Director
Enforcement Division

6-18-09
Date

Stipulation prepared by:
William D. Wilhelm, Jr.
Administrative Law Specialist
Legal Affairs Division
Bureau of Commercial Services
Dept. of Energy, Labor & Economic Growth