

STATE OF CONNECTICUT  
DEPARTMENT OF PUBLIC HEALTH  
REGULATORY SERVICES BRANCH

In re: Mark Hall

Petition No. 2006-0210-000-005

**CEASE AND DESIST CONSENT ORDER**

WHEREAS, the Department of Public Health (hereinafter "the Department") is a state agency charged with the regulation of the professional practice of subsurface sewage disposal system installer;

WHEREAS, Mark Hall of Thompson, Connecticut (hereinafter "respondent") was issued license number 005098 to practice as a subsurface sewage disposal system installer by the Department of Public Health (hereinafter "the Department"), pursuant to Chapter 393a of the General Statutes of Connecticut. Said license expired on or about October 31, 1997, and respondent has not had a valid license to practice as a subsurface sewage disposal system installer since that date;

WHEREAS, the General Statutes of Connecticut, §20-341f(a) provides that no person shall engage in the practice of a subsurface sewage disposal system installer in this State until he is issued a license by the Department;

WHEREAS, the Department alleges that, during the time period of approximately June 2005 to December 5, 2005, respondent engaged in the practice of a subsurface sewage disposal system installer, without having a valid license to do so, by: (a) offering his services, through advertisements placed in The Turnpike Buyer and/or by entering into a contract with at least two homeowners in Plainfield, CT, to install a subsurface sewage disposal system; and/or (2) installing at least one subsurface sewage disposal system at a residence in Plainfield, CT.

WHEREAS, the Department is authorized by the General Statutes of Connecticut §19a-11 and § 19a-14 (c) to issue an appropriate order to any person found to be violating an applicable statute; and,

WHEREAS, respondent, in consideration of this Cease and Desist Consent Order, has chosen not to contest the above allegations of wrongdoing but, while admitting no guilt or wrongdoing, agrees that the above allegations shall have the same effect as if proven and ordered after a full hearing held pursuant to §§19a-9 and 19a-10 of the General Statutes of Connecticut.

NOW THEREFORE, pursuant to Chapter 393a and §19a-11 and § 19a-14 (c) of the General Statutes of Connecticut, respondent hereby stipulates and agrees to the following:

1. He waives his right to a hearing on the merits of this matter.
2. He agrees to cease and desist in the practice of a subsurface sewage disposal system installer or in any other practice that requires licensure in the State of Connecticut without first obtaining an appropriate license.
3. This Cease and Desist Consent Order and terms set forth herein are not subject to reconsideration, collateral attack or judicial review under any form or in any forum. Further, that said Consent Order is not subject to appeal or review under the provisions of Chapters 54 or 368a of the General Statutes of Connecticut, provided that this stipulation shall not deprive respondent of any other rights that he may have under the laws of the State of Connecticut or of the United States.

4. This Cease and Desist Consent Order is a revocable offer of settlement which may be modified by mutual agreement or withdrawn by the Department at any time prior to its being executed by the last signatory.
5. This Cease and Desist Consent Order is effective after the last signature is affixed to this document.
6. Respondent permits a representative of the Legal Office of the Bureau of Healthcare Systems of the Department to present this Cease and Desist Consent Order and the factual basis for said Cease and Desist Consent Order to the Department . Respondent understands that said Department has complete and final discretion as to whether or not an executed Cease and Desist Consent Order is approved or granted.
7. Respondent understands that he has the right to consult with an attorney prior to signing this document.
8. This Cease and Desist Consent Order is a matter of public record.
9. Respondent understands that this Cease and Desist Consent Order may be considered evidence of the above admitted violations in any subsequent proceeding in which (1) his compliance with this Cease and Desist Consent Order is at issue, or (2) his compliance with the provisions of Title 20 of the Connecticut General Statutes is at issue.
10. The execution of this document has no bearing on any criminal liability without the written consent of the Director of the Medicaid Fraud Control Unit or the Bureau Chief of the Division of Criminal Justice's Statewide Prosecution Bureau.

I, Mark Hall, have read the above Cease and Desist Consent Order, and I agree to the terms and allegations set forth therein. I further declare the execution of this Cease and Desist Consent Order to be my free act and deed.

Mark Hall  
Mark Hall

Subscribed and sworn to before me this 15<sup>th</sup> day of September 2006

Suzanne R. Hall  
Notary Public or person authorized  
by law to administer an oath or affirmation

My Commission  
EXPIRES 6-30-2008

The above Cease and Desist Consent Order having been presented to the duly appointed agent of the Commissioner of the Department of Public Health on the 20<sup>th</sup> day of September 2006, it is hereby accepted.

Suzanne Blancaflor  
Suzanne Blancaflor, Section Chief  
Environmental Health Section  
Regulatory Services Branch