

**STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
BUREAU OF REGULATORY SERVICES**

In re: John V. Bruce

Petition No. 2002-0819-000-058

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 a lead consultant;

WHEREAS, John V. Bruce of Environmental Training & Consulting in Wallingford, Connecticut (hereinafter "respondent") was issued lead consultant license number 001005 to practice as a lead inspector by the Department of Public Health (hereinafter "the Department"), pursuant to Chapter 400c of the General Statutes of Connecticut. Said license expired on June 30, 1997, and respondent has not had a valid lead consultant license to practice as a lead inspector since that date;

WHEREAS, the General Statutes of Connecticut, §20-476 provides that no person shall engage in the practice of a lead consultant in this State until he is issued a license by the Department;

WHEREAS, respondent admits that, in or about the Summer of 2001, respondent engaged in the practice of a lead inspector without having a valid lead consultant license to do so, when respondent collected dust wipe samples prior to and after lead hazard control work completed by another contractor at a residence at 815 White Plains Road, Trumbull, 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 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 400c and §19a-11 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 lead inspector 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 signatory is affixed to this document.
6. Respondent permits a representative of the Legal Office of the Bureau of Regulatory Services 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.

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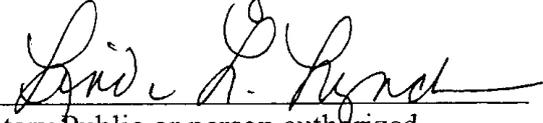
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I, John V. Bruce, have read the above Cease and Desist Consent Order, and I agree to the terms and allegations set forth therein. I further declare the execution of this Cease and Desist Consent Order to be my free act and deed.

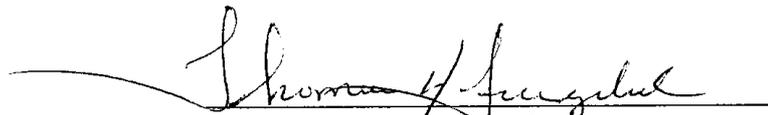

John V. Bruce

Subscribed and sworn to before me this 21st day of August 2002.

LINDA L. LYNCH
NOTARY PUBLIC
MY COMMISSION EXPIRES MAR. 31, 2005


Notary Public or person authorized
by law to administer an oath or affirmation

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 3rd day of September 2002, it is hereby accepted.


Thomas H. Furgalack, Director
Division of Environmental Health

s:lff/brucepb/cease.inspector
8/02