BEFORE THE
REGISTRAR OF CONTRACTORS
CONTRACTORS STATE LICENSE BOARD
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Accusation Against: **STEVEN FRANCIS BARTKUS,** **DBA BARTKUS REMODEL** 843 Garden Court Petaluma, CA 94954 **Contractor's License No. 937589, Class B** Respondent.	CASE NO. N2019-142 ORDER TO ADOPT **DEFAULT DECISION** [Gov. Code, § 11520]

The attached Default Decision is hereby adopted by the Registrar of Contractors as his Decision in the above-entitled matter.

Contractor's License Number **937589** issued to **STEVEN FRANCIS BARTKUS dba BARTKUS REMODEL** is revoked.

IT IS FURTHER ORDERED that pursuant to Section 7102 of the Business and Professions Code and Section 870 of the Code of Regulations, title 16, Respondent License **STEVEN FRANCIS BARTKUS dba BARTKUS REMODEL** Contractor's License No. **937589**, shall not apply for reissuance or reinstatement of said license for four year(s) from the effective date of this Decision.

Pursuant to Government Code section 11520, subdivision (c), Respondent may serve a written motion requesting that the Decision be vacated and stating the grounds relied on within seven (7) days after service of the Decision on Respondent. The agency in its discretion may vacate the Decision and grant a hearing on a showing of good cause, as defined in the statute.

This Decision shall become effective on April 6, 2020.

IT IS SO ORDERED March 6, 2020.

David Fogt
Registrar of Contractors

BEFORE THE
REGISTRAR OF CONTRACTORS
CONTRACTORS STATE LICENSE BOARD
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Accusation Against:	Case No. N2019-142
STEVEN FRANCIS BARTKUS, **DBA BARTKUS REMODEL** 843 Garden Court Petaluma, CA 94954	**DEFAULT DECISION**
Contractors License No. 937589, Class B	[Gov. Code, §11520]
Respondent.	

FINDINGS OF FACT

1. On or about January 14, 2020, Accusation No. N2019-142 was filed against Steven Francis Bartkus, dba Bartkus Remodel (Respondent) before the Registrar of Contractors (Registrar) for the Contractors' State License Board (Board). (Accusation attached as Exhibit A.)

2. On or about September 10, 2009, the Registrar issued Contractors License No. 937589, Class B to Respondent. The Contractors License was in full force and effect at all times relevant to the charges brought in Accusation No. N2019-142 and will expire on September 30, 2021, unless renewed

3. On or about January 28, 2020, Respondent was served by Certified and First Class Mail copies of the Accusation No. N2019-142, Statement to Respondent, Notice of Defense, Request for Discovery, and Discovery Statutes (Government Code sections 11507.5, 11507.6, and 11507.7) at Respondent's address of record which, pursuant to Business and Professions Code section 136, is required to be reported and maintained with the Board. Respondent's address of record was and is:

843 Garden Court
Petaluma, CA 94954.

4. Service of the Accusation was effective as a matter of law under the provisions of Government Code section 11505, subdivision (c) and/or Business & Professions Code section 124.

5. Government Code section 11506(c) states, in pertinent part:

> (c) The respondent shall be entitled to a hearing on the merits if the respondent files a notice of defense . . . and the notice shall be deemed a specific denial of all parts of the accusation . . . not expressly admitted. Failure to file a notice of defense . . . shall constitute a waiver of respondent's right to a hearing, but the agency in its discretion may nevertheless grant a hearing.

6. The Registrar takes official notice of the Board's records and the fact that Respondent failed to file a Notice of Defense within 15 days after service upon him of the Accusation, and therefore waived his right to a hearing on the merits of Accusation No. N2019-142.

7. California Government Code section 11520(a) states, in pertinent part:

> (a) If the respondent either fails to file a notice of defense . . . or to appear at the hearing, the agency may take action based upon the respondent's express admissions or upon other evidence and affidavits may be used as evidence without any notice to respondent. . . .

8. Pursuant to its authority under Government Code section 11520, the Registrar finds Respondent is in default. The Registrar will take action without further hearing and, based on the relevant evidence contained in the Default Decision Investigatory Evidence Packet in this matter, as well as taking official notice of all the investigatory reports, exhibits and statements contained therein on file at the Board's offices regarding the allegations contained in Accusation No.

N2019-142, finds that the charges and allegations in Accusation No. N2019-142 are, separately and severally, found to be true and correct by clear and convincing evidence.

9. The Registrar finds that the actual costs for investigation and prosecution are $1,618.66 as of February 21, 2020.

DETERMINATION OF ISSUES

1. Based on the foregoing findings of fact, Respondent Steven Francis Bartkus, dba Bartkus Remodel has subjected his Contractors License No. 937589, Class B to discipline.

2. The agency has jurisdiction to adjudicate this case by default.

3. The Registrar of Contractors is authorized to revoke Respondent's license based upon the violations alleged in the Accusation, which are supported by the evidence contained in the Default Decision Investigatory Evidence Packet in this case.

CONTRACTORS STATE LICENSE BOARD
DEPARTMENT OF CONSUMER AFFAIRS

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DOJ Matter ID:SF2019202724

Attachment:
Exhibit A: Accusation