

STATE OF RHODE ISLAND
DEPARTMENT OF BUSINESS REGULATION
CONTRACTORS' REGISTRATION AND LICENSING BOARD
560 JEFFERSON BOULEVARD, SUITE 200
WARWICK, R.I. 02886

In the Matter of:

Ham, Inc. d/b/a 911 Restoration of
Rhode Island, BTTR, LLC, and
Michael Bresette,

Respondents.

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DBR No. 21CRLB001

FOURTH ORDER RE: CONDITIONAL REGISTRATION

This matter concerns the above-captioned respondents: Ham, Inc. d/b/a Restoration of Rhode Island (“Ham”); BTTR, LLC (“BTTR”); and Michael Bresette (“Bresette”) (collectively, “Respondents”). BTTR holds a registration as a contractor pursuant to R.I. Gen. Laws § 5-65-1 *et seq.* Prior to the initiation of this action, Ham had been registered as a contractor, but that registration had expired. Bresette is the owner and operator of both Ham and BTTR and was the applicant for BTTR’s registration. An order and a second order and a third order related to the initial Emergency Order of February 22, 2021 and the subsequent consent order dated March 22, 2022 were entered by the undersigned on April 8, 11, and 14, 2022. Those orders are reincorporated by reference. As indicated in the third order a further status hearing was scheduled for today, April 18, 2022, in relation to three (3) remaining customers. That hearing was held and as a result of today’s hearing, it is ordered as follows:


1. T [redacted] C [redacted], K [redacted] S [redacted], and B [redacted] V [redacted] shall be transferred.
2. Any customers that are to be transferred shall be transferred to currently registered contractors.

There are now no longer any customers for which the Respondents are conditionally registered.

A further remote status conference shall be held on April 28, 2022 at 10:30 a.m. The Respondents will provide information regarding the entity or entities that their “to be transferred customers” have been or will be transferred to. In addition, the parties will discuss setting a discovery schedule in anticipation of a hearing and scheduling a full hearing on this matter.

Issued by R.I. Contractors’ Registration and Licensing Board.

Entered: April 21, 2022


Catherine R. Warren
Hearing Officer

NOTICE OF APPELLATE RIGHTS

Pursuant to R.I. Gen. Laws § 5-65-20 and § 1.13.2 of the Regulation, decisions by a hearing officer are appealed to the full Board by requesting an appeal in writing to the Board within twenty (20) days of the date of mailing or issuance of this decision.

Any appeal to the Board shall give the specific reasons why a party believes that the findings of the hearing officer are incorrect, based on testimony or evidence received at the hearing. No new testimony or evidence will be accepted. The Board does not rehear any issues but can only accept argument as to why a wrong decision may have been reached in this case. If an appeal is filed, the parties will be notified of the date, time, and location of the Board’s meeting. Either party may appear before the Board to give oral argument. Failure of either party to appear before the Board may result in an adverse decision against the party.

However, this order may be considered an interlocutory order of the Department of Business Regulation pursuant to R.I. Gen. Laws § 42-35-15. Pursuant to R.I. Gen. Laws § 42-35-15, an interlocutory order may be appealed to the superior court sitting in and for the county of providence within thirty (30) days of the mailing date of this decision. Such appeal, if taken, must be completed by filing a petition for review in superior court. The filing of the complaint does not itself stay enforcement of this order. The agency may grant, or the reviewing court may order, a stay upon the appropriate terms.¹

¹ The undersigned cannot grant appeal rights where none exist so that such determination over any appeal rights lies with the Superior Court, if appealed.

CERTIFICATION

I hereby certify on this 21st day of April, 2022 that a copy of the within Order and Notice of Appellate Rights were sent by electronic delivery to William Devereaux, Esquire, Pannone Lopes Devereaux & O'Gara, 1301 Atwood Avenue, Johnston, R.I. 02919 and by electronic delivery to Thomas Fay, Esquire, and by electronic delivery to Matthew Gendron, Esquire, and Ania Zielinski, Esquire, Department of Business Regulation, Pastore Complex, 1511 Pontiac Avenue, Cranston, R.I.

A handwritten signature in cursive script, written in black ink, positioned above a solid horizontal line. The signature is somewhat stylized and difficult to read precisely, but appears to be a name.