



Rhode Island Department of Business Regulation

Contractors' Registration and Licensing Board

560 Jefferson Blvd. Ste. 100, Warwick, Rhode Island 02886

Telephone: (401) 921-1590 Fax: (401) 889-5535

VIA- Certified Mail

September 15, 2022

New Shoreham Enterprises, LLC
Matthew Nyberg

Registration/License Number: GC-45701
Complaint Associated with Violation: C-10988

**RE: FINAL ORDER AND SUSPENSION OF REGISTRATION
Disciplinary Action - Violation # V-6669**

On or about August 22, 2022 , you were provided with a Notice of Violation/Proposed Order, a copy of which is attached and incorporated as if stated again in full, that the Rhode Island Contractors' Registration and Licensing Board determined that you were in violation of Rhode Island General Laws and intended to assess civil penalties.

Because you did not request a hearing or pay the fines as assessed within the time allowed, the Notice of Violation/Proposed Order has converted to a Final Order. The fines, as listed above, are now due and payable. If payment is not received within twenty (20) days, your registration will be suspended and your case may be referred to the Office of the Attorney General for criminal prosecution pursuant to RIGL § 5-65-19 and/or referred to the Central Collections Unit pursuant to RIGL § 42-142-8.

You have the right to appeal this Final Order by completing the attached form and returning to the CRLB within twenty (20) days of the date of this mailing. For additional information, please see our website at www.crb.ri.gov, or contact us by telephone at (401) 921-1590.

Sincerely,



**Rhode Island Department of Business Regulation
Contractors' Registration and Licensing Board**

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New Shoreham Enterprises, LLC
Matthew Nyberg

Registration/License Number: GC-45701
Claim Associated with Violation: C-10988

**RE: NOTICE OF INTENT TO ASSESS CIVIL PENALTY AND OPPORTUNITY FOR HEARING –
PROPOSED ORDER
Disciplinary Action - Violation # V-6669**

This letter serves to notify you that the Rhode Island Contractors' Registration and Licensing Board (CRLB) has determined that on or about August 12, 2022, at 349 High Street, New Shoreham, RI 02807 violations of the following section(s) of Rhode Island General Laws were discovered and the CRLB intends to assess civil penalties as proposed.

Violation

5-65-3(p) - Failure to provide notice of right of rescission as stipulated in all pertinent Rhode Island consumer protection laws and/or § 5-65-27, if applicable. (Age 60 or older)

Violation Penalty

500

Description

Contracts for work require a right of rescission when the consumer is an elderly person as defined in R.I. Gen. Law §42-66-4.1 (60 years old). Here, the consumer has a date a birth of (prior to 1960), thus making them (greater than 60) years old. Upon review of the written contract, the required right of rescission was absent from the contract

Violation

5-65-18 - Failure to provide mechanic's lien notice

Violation Penalty

500

Description

Contracts for work require notice that the contractor provide the consumer with a notice that the contractor may file a lien in accordance with the Mechanic' Lien Law, as found in R.I. Gen. Law 34-28. Upon review of the written

contract, the required notice was absent from the contract.

Violation

5-65-10(a)(12) - Contractor performed improper work

Violation Penalty

1,000

Description

On or about 5/23/2021 and 6/1/2022, the respondent performed general construction on the exterior and interior of the residence at 349 High Street New Shoreham. This work included exterior shingling and trim, window replacement, Renovating a bathroom, installing dormers, etc.

Upon inspection, this work was deemed improper because of the remaining work left unfinished on the exterior trim in several locations. Nesting of birds has occurred in several of these areas, with the damage that this brings with it.

The shingling work was not done with attention to detail, causing aesthetic imperfections to stand out.

Overall attention to detail was not at a high level. These are just a few examples of what was seen during the onsite review.

Violation

5-65-10(a)(14) - Failure to complete a project(s) for construction or willfully failed to comply with the terms of a contract or written warranty.

Violation Penalty

1,000

Description

On or about May 23, 2021 the Consumer and respondent entered into an written contract to Shingle the Exterior of the Residence, Install ~ 22 windows ,renovate a bathroom, etc

On or about June 1, 2022 the Respondent ceased performing work prior to the completion of the project, leaving several items to remain unfinished, primarily the exterior trim work, where existing material was removed, leaving open and exposed areas to the elements facing the North East on the home. This is an elevated property, on a bluff, on Block Island, any exposed areas will be impacted greatly by the weather negatively. In lieu of the project this would seem to be an area of attention and included in the overall project scope.

Violation

5-65-22 - Failure to provide registration number on all advertising, contracts, and invoices.

Violation Penalty

250

Description

In my review of the contract onsite, I could not find or did I find the General Contractors Registration Number listed within the documentation, as is required in 5-65.22

Fine amount: \$3,250

You have the right to a hearing. You must request a hearing in writing, to the Contractors' Registration Board, 560 Jefferson Blvd, Warwick, RI 02886 within twenty (20) days of the date of this mailing or issuance of the Notice of Intent to Assess Civil Penalty. Failure to apply for, or to attend a scheduled hearing, will result in the issuance of a Final Order.

For additional information, please see our website at www.crb.ri.gov, or contact us by telephone at: (401) 921-1590.

Sincerely,