

**STATE OF RHODE ISLAND
DEPARTMENT OF BUSINESS REGULATION
CONTRACTORS' REGISTRATION AND LICENSING BOARD
560 JEFFERSON BOULEVARD
WARWICK, RI 02886**

IN THE MATTER OF: :
: :
: :
Mathias Biernacki : :

: : NOV / FILE # V-6813
: :
Nature's Frontier Landscape Const : :

: : REGISTRATION # 46131
: :
Respondent : :

: :

CONSENT AGREEMENT TO RESOLVE VIOLATIONS

BACKGROUND AND TRAVEL

On or about March 30, 2023, Respondent was issued a Notice of Violation (“NOV”) by an Inspector of Department of Business Regulation’s State Building Office, which includes the Contractors’ Registration and Licensing Board (“CRLB”). The NOV provided Respondent with written notice of Respondent’s violation of Chapter 5-65 of the Rhode Island General Laws and of the imposition of fines upon Respondent in the collective amount of \$ 250.00. In response to the NOV, the Respondent requested a hearing on the matter. Prior to scheduling the hearing, the Respondent and the CRLB (“The Parties”) reached an agreement to settle the matter without the need for a hearing. The terms of said agreement are as follows.

TERMS

1. The Respondent enters into this Agreement freely, knowingly, and voluntarily with the CRLB to settle the matter without the need for a hearing.
2. The Respondent acknowledges that they have had an opportunity to retain legal counsel to represent them in this matter, and that they fully understand all the terms contained within this Consent Agreement.
3. The Respondent acknowledges and admits that had the matter proceeded to a hearing, the CRLB would have proven the allegations against him/her to a preponderance of the evidence.

4. The Respondent waives his/her right to a hearing and waives his/her right to any further appeals.
5. The Parties consent and agree to resolve the violations and fines as follows:
 - a. Concurrently with the execution of this Agreement, Respondent shall pay reduced fines in the collective amount of \$ 100.00 in satisfaction of all fines for the violations set forth in the NOV; and
 - b. Respondent acknowledges and agrees that hereafter, he/she shall comply with all requirements and provisions of Chapter 5-65 of the Rhode Island General Laws and all regulations promulgated thereunder.
6. The reduced fine amount must be paid in full by 4/26/23, concurrently with the execution of this Agreement. Payments may be made in the form of credit card or paper check:
 - a. Payments made by credit card can be made via the online portal; for portal assistant contact the CRLB at (401) 921-1590; and
 - b. Payments by regular check shall be made payable to "The State of Rhode Island".
7. Respondent acknowledges and agrees that, in the event he/she fails to comply with the terms of this Agreement, upon written notice to Respondent, the CRLB shall be entitled to pursue administrative action, including the original fine amounts set forth in the NOV.

For the Department:


 Print Name: Donna Costantino
 Title: Associate Director - DBR

4/26/2023
 Date

For the Respondent:

Mathias Biernicki
 Print Name: Mathias Biernicki

4/26/23
 Date

CERTIFICATION

I Sharlene O'Reilly hereby certify that on this 26 day of April, 2023, a copy of the within Consent Agreement to Resolve Proposed Order was provided to the Respondent in Hand and/or Certified Mail.

Sharlene O'Reilly
 Print Name: Sharlene O'Reilly