

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

In the Matter of the Accusation Against:

**EPIC ENVIRONMENTAL COMPLIANCE
SYSTEMS, INC.;**
PATRICK MICHAEL MCDERMOTT,
MARIO BASILE, RMO
DEAN NAJDAWI, CEO/CFO/SEC.
1435 Huntington Ave. #200
South San Francisco, CA 94080

Other Address:
39120 Argonaut Way #643
Fremont, CA 94538

Contractor's License No. 956593, A

MARIO BASILE,
DBA BASMAR CONTRSRUCTION
139 Eastridge Circle
Pacifica, CA 94044

Contractor's License No. 801435, A, B

Respondents.

CASE NO. N2021-217

**ORDER TO ADOPT
DEFAULT DECISION**

**(AS TO EPIC ENVIRONMENTAL
COMPLIANCE SYSTEMS, INC.;**
PATRICK MICHAEL MCDERMOTT,
CEO/PRES; MARIO BASILE, RMO AND
MARIO BASILE, DBA BASMAR
CONSTRUCTION ONLY)

[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 **956593** issued to **EPIC ENVIRONMENTAL COMPLIANCE SYSTEMS INC** 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 **EPIC ENVIRONMENTAL COMPLIANCE SYSTEMS INC** Contractor's License No **956953** , shall not apply for reissuance or reinstatement of said license for three year(s) from the effective date of this Decision.

Contractor's License Number **801435** issued to **MARIO BASILE** 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 **MARIO BASILE** Contractor's License No **801435** , shall not apply for reissuance or reinstatement of said license for three 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 May 20, 2022.

IT IS SO ORDERED April 20, 2022.



David Fogt
Registrar of Contractors

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8 **BEFORE THE**
9 **REGISTRAR OF CONTRACTORS**
10 **CONTRACTORS STATE LICENSE BOARD**
11 **DEPARTMENT OF CONSUMER AFFAIRS**
12 **STATE OF CALIFORNIA**

13 In the Matter of the Accusation Against:

Case No. N2021-217

14 **EPIC ENVIRONMENTAL COMPLIANCE**
15 **SYSTEMS, INC.;**
16 **PATRICK MICHAEL MCDERMOTT,**
17 **CEO/PRES;**
18 **MARIO BASILE, RMO**
19 **DEAN NAJDAWI, CEO/CFO/SEC.**
1435 Huntington Ave. #200
South San Francisco, CA 94080

DEFAULT DECISION AS TO EPIC
ENVIRONMENTAL COMPLIANCE
SYSTEMS, INC.; PATRICK MICHAEL
MCDERMOTT, CEO/PRES; MARIO
BASILE, RMO AND MARIO BASILE,
DBA BASMAR CONSTRUCTION ONLY

18 Other Address:
19 39120 Argonaut Way #643
Fremont, CA 94538

[Gov. Code, §11520]

20 Contractor's License No. 956593, A

21 **MARIO BASILE,**
22 **DBA BASMAR CONSTRUCTION**
139 Eastridge Circle
Pacifica, CA 94044

23 Contractor's License No. 801435, A, B

24 Respondents.
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FINDINGS OF FACT

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2 1. On or about March 3, 2022, Accusation No. N2021-217 was filed against Epic
3 Environmental Compliance Systems, Inc. (Respondent Epic Environmental Compliance
4 Systems); Patrick Michael McDermott, CEO/PRES (Respondent McDermott); Dean Najdawi,
5 CEO/CFO/SEC. (Respondent Najdawi); and Mario Basile, RMO (Respondent Basile) before the
6 Registrar of Contractors (Registrar) for the Contractors' State License Board (Board).
7 (Accusation attached as Exhibit A.) Respondent Dean Najdawi independently filed a timely
8 Notice of Defense and is not a party to this Default Decision.

9 2. On or about January 12, 2011, the Registrar issued Contractor's License No. 956593
10 to Respondent Epic Environmental Compliance Systems. The Contractor's License is suspended
11 and expired on February 28, 2022, and has not been renewed.

12 3. On or about November 28, 2001, the Registrar issued Contractor's License Number
13 801435 to Mario Basile, doing business as Basmar Construction (Respondent Basile). The
14 Contractor's License is currently inactive and will expire on November 30, 2023, unless renewed.

15 4. On or about March 4, 2022, Respondents were served by Certified and First Class
16 Mail copies of the Accusation No. N2021-217, Statement to Respondent, Notice of Defense,
17 Request for Discovery and Discovery Statutes (Government Code sections 11507.5, 11507.6, and
18 11507.7) at Respondents' addresses of record which, pursuant to Business and Professions Code
19 section 136, is required to be reported and maintained with the Board. Respondent Epic
20 Environmental Compliance System's address of record was and is: 1435 Huntington Ave. #200,
21 South San Francisco, CA 94080; and its other address: 39120 Argonaut Way #643, Fremont, CA
22 94538. Respondent Basile's address of record was and is: 139 Eastridge Circle, Pacifica, CA
23 94044.

24 5. Service of the Accusation was effective as a matter of law under the provisions of
25 Government Code section 11505, subdivision (c) and/or Business & Professions Code section
26 124.

27 6. On or about March 17, 2022, the aforementioned documents sent to Respondent Epic
28 Environmental Compliance System were returned by the U.S. Postal Service marked "No

1 Forwarding Address." The address on the documents was the same as the Respondent Epic
2 Environmental Compliance System's address on file with the Board. Respondent Epic
3 Environmental Compliance System failed to maintain an updated address with the Board and the
4 Board has made attempts to serve the Respondent at the address on file. Respondent Epic
5 Environmental Compliance System has not made itself available for service and therefore, has not
6 availed itself of its right to file a notice of defense and appear at hearing.

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

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

13 8. The Registrar takes official notice of the Board's records and the fact that Respondent
14 Epic Environmental Compliance System and Respondent Basile failed to file a Notice of Defense
15 within 15 days after service upon it of the Accusation, and therefore waived its right to a hearing
16 on the merits of Accusation No. N2021-217.

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

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

22 10. Pursuant to its authority under Government Code section 11520, the Registrar finds
23 Respondent Epic Environmental Compliance System and Respondent Basile are in default. The
24 Registrar will take action without further hearing and, based on the relevant evidence contained in
25 the Default Decision Investigatory Evidence Packet in this matter, as well as taking official notice
26 of all the investigatory reports, exhibits and statements contained therein on file at the Board's
27 offices regarding the allegations contained in Accusation No. N2021-217, finds that the charges
28 and allegations in Accusation No. N2021-217, are separately and severally, found to be true and
correct by clear and convincing evidence.

11. The Registrar finds that the actual costs for investigation and prosecution are
\$3,424.10 as of March 23, 2022.

DETERMINATION OF ISSUES

1. Based on the foregoing findings of fact, Respondent Epic Environmental Compliance Systems, Inc. has subjected its Contractor's License No. 956593 to discipline.

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

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

a. Failure to Exercise Direct Supervision – Respondent Epic Environmental Compliance Systems (Bus. & Prof. Code, § 7068.1);

b. Failure to Notify of Personnel Change – Respondent Epic Environmental Compliance Systems (Bus. & Prof. Code, § 7083);

c. Omission or Misrepresentation of Material Fact – Respondent Epic Environmental Compliance Systems (Bus. & Prof. Code, § 7112);

d. Attempt to Subvert an Investigation – Respondent Epic Environmental Compliance Systems (Bus. & Prof. Code, § 7116.5, subd. (a) and/or (b));

e. Personnel Variation / Undisclosed Principal – Respondent Epic Environmental Compliance Systems (Bus. & Prof. Code, § 7117, subd. (b));

4. Pursuant to Business and Professions Code section 7122.5, the performance by an individual, partnership, corporation, limited liability company, firm, or association of an act or omission constituting a cause for disciplinary action constitutes a cause for disciplinary action against a licensee who at the time that the act or omission occurred was the qualifying individual of that individual, partnership, corporation, limited liability company, firm, or association, whether or not he or she had knowledge of or participated in the prohibited act or omission. Therefore, pursuant to section 7122.5, Mario Basile, is subject to discipline regardless of whether or not he had knowledge of or participated in the act(s) or omissions(s) in Accusation No. N2021-217.

5. Pursuant to its authority under California Government Code section 11520, and based on the relevant evidence before it contained in the Default Decision Investigatory Evidence Packet, the Registrar hereby finds by clear and convincing evidence that Patrick Michael McDermott, CEO/PRES had knowledge of or participated in the prohibited act(s) or omission(s) that warranted the filing of Accusation No. N2021-217.

REGISTRAR OF CONTRACTORS
CONTRACTORS STATE LICENSE BOARD
DEPARTMENT OF CONSUMER AFFAIRS

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DOJ Matter ID:SF2022400023

Attachment:
Exhibit A: Accusation