



Jonathan Mintz
Commissioner

[REDACTED]
Asst. Commissioner
Legal Services
[REDACTED]

42 Broadway
9th Floor
New York, NY 10004

[REDACTED]

nyc.gov/consumers

November 21, 2008

[REDACTED]

Re: Cabinet Maker Who Makes Cabinets, But Does Not Install Them,
Does Not Require Home Improvement Business License

Dear Ms. [REDACTED]

This letter replies to your email dated November 14, 2008 inquiring whether a kitchen cabinet maker who makes and supplies consumer with cabinets for their homes, but who does not install or affix them into a residential home or apartment, needs a DCA Home Improvement Contractor's license. The answer is "no" provided that the cabinet maker does not also arrange for the installation of the cabinets.

The definition of "Home Improvement" specifically exempts "the sale of goods or materials by a seller who neither arranges to perform nor performs directly or indirectly any work or labor in connection with the installation or application of the goods or materials..." See Administrative Code Section 20-386 (2) (ii). That exemption applies to the sale of cabinets made to order for a consumer that another person will install. The person or business that installs the cabinets in a New York City residence requires a Home Improvement license.

Very truly yours,

[REDACTED SIGNATURE]

Assistant Commissioner for
Legal Services Division