

DRAFT BOARD FOR CONTRACTORS BOARD MEETING

MINUTES

The Board for Contractors met on Tuesday, October 19th, 2010 at the Department of Professional and Occupational Regulation (DPOR), 9960 Mayland Drive, Richmond, Virginia. The members indicated below were present. Each of the other members present was qualified to vote, except where a specific reason for disqualification is stated. There are 14 members on this board, in which seven constitutes a quorum pursuant to §54.1-1102.

Dorothy Wood, Chairman
Bailey Dowdy
Herbert "Jack" Dyer, Jr.
Michael Gelardi
David Giesen
E. G. "Rudy" Middleton, III
Doug Murrow
E. C. "Chick" Pace, III
Troy Smith
Homer "Pete" Sumpter
Deborah Lynn Tomlin
Chancey Walker
Wyatt Walton
Bruce Williams

Staffs members present for all or part of the meeting were:

Gordon Dixon, Director
Mark Courtney, Deputy Director, LRD
Eric L. Olson, Executive Director
Sheila Watkins, Administrative Assistant
Karen Bullock, Administrative Assistant
Earlyne Perkins, Legal Analyst
Victoria Traylor, Legal Analyst
Whitney Fulcher, Licensing Education Specialist
Adrienne Mayo, Regulatory Boards Administrator
Steven Jack, Assistant Attorney General
Leas Roth, Licensing and Education Administrator

Chairman Dorothy Wood called the meeting to order at 9:15 a.m. and declared a quorum of board members was in attendance.

**Call
To Order**

Chairman Dorothy Wood introduced Board member Chancey Walker to the Board. This is his first attendance at a Board meeting.

Board Introduction

A motion was made by **Ms. Tomlin** and seconded by **Mr. Smith** to approve the agenda. The motion passed unanimously. Members voting “Yes” were: **Dowdy, Tomlin, Dyer, Gelardi, Giesen, Middleton, Murrow, Smith, Sumpter, Pace, Walker, Wood, Williams and Walton.**

Approval of the Agenda

Ms. Tomlin moved to approve the following minutes as submitted from the:

Approval of Minutes

September 20th, 2010 Board for Contractors Training Meeting
September 21st, 2010 Board for Contractors Meeting
July 13th, 2010 Informal Fact Finding Conference
July 20th, 2010 Informal Fact Finding Conference
July 27th, 2010 Informal Fact Finding Conference
August 17th, 2010 Informal Fact Finding Conference
August 21st, 2010 Informal Fact Finding Conference

Mr. Williams seconded the motion and it was unanimously approved by members: Members voting “Yes” were: **Dowdy, Tomlin, Dyer, Gelardi, Giesen, Middleton, Murrow, Smith, Sumpter, Pace, Walker, Wood, Williams and Walton.**

There was no public comment.

Public Comment Period

In the matter of Recovery Fund File Number 2009-03488, Julian Facenda (Claimants) vs. Two Cheeks LLC (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Two Cheeks LLC (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Julian F. Facenda (Claimants)** did attend the Board meeting. He addressed the Board and shared his agreement with the recommendation.

File Number
2009-03488
Julian Facenda (Claimants)
and Two Cheeks LLC (Regulant)

Mrs. Tomlin, the Board’s Hearing Representatives were not present and did not participate during the discussion or the vote.

The chair opened the floor for discussion and Mr. Dyer asked questions and the Board heard from counsel, Steven Jack. He indicated that the language from the court “must” identify that the court found improper and dishonest conduct in order to meet the statutory definition.

After further discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Dowdy** to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, adopts the Summary, and rejects the hearing officer's recommendation and denies payment of the claim. The board determined that the language in the order does not meet the statutory definition of improper and dishonest conduct. The Claim Review and Summary are incorporated as a part of this Order. The motion passed by majority vote. Members voting "Yes" were: **Dyer, Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Dowdy, Walker, Wood, Williams and Walton.**

Sumpter objected by voting "no".

Tomlin was not present and did not vote.

In the matter of Recovery Fund File Number 2009-03896, Nancy E Walden (Claimant) vs. NSC Improvement, Inc (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **NSC Improvement, Inc (Regulant)** did not appear at the board meeting. **Nancy Walden (Claimants)** did attend the Board meeting. She addressed the Board and shared her agreement with the recommendation.

File Number
2009-03896
Nancy Walden (Claimants) and
NSC Improvement Inc.
(Regulant)

Mrs. Tomlin, the Board's Hearing Representative was not present and did not participate during the discussion or the vote.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Walton** to adopt the claim review and the hearing officer's recommendations and summary and to **pay the claim in the amount of \$15,053.00. The Claim Review and Summary are incorporated as a part of this Order.** The motion passed by unanimous vote. Members voting "Yes" were: **Dyer, Dowdy, Sumpter, Walker, Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Wood, Williams and Walton.**

Tomlin was not present and did not vote.

In the matter of Recovery Fund File Number 2010-04206, Gary Arnold (Claimant) vs. John Ridgeway, Jr. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **John Ridgeway, Jr. (Regulant)** did not appear at the board meeting. **Mr. Arnold (Claimants)** did attend the Board meeting. He addressed the Board and shared his disagreement with the recommendation.

File Number
2009-04206
Gary Arnold
(Claimant) vs. John Ridgeway,
Jr. (Regulant)

Mrs. Tomlin, the Board's Hearing Representative was not present and did not participate during the discussion or the vote.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Dowdy**

to adopt the claim review and the hearing officer's recommendations and summary and deny payment of the claim. The Claim Review and Summary are incorporated as a part of this Order. The motion passed by unanimous vote. Members voting "Yes" were: **Dyer, Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Wood, Dowdy, Sumpter, Walker, Williams and Walton.**

Tomlin did not participate.

In the matter of Recovery Fund File Number 2009-04410, Denise L. Jones (Claimant) vs. New Birth Restore & Remodel Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **New Birth Restore & Remodel Inc (Regulant)** did not appear at the board meeting. **Ms. Jones (Claimants)** did not attend the Board meeting.

File Number
2009-04410
Denise L. Jones (Claimant) and
New Birth Restore &
Remodel Inc. (Regulant)

Mrs. Tomlin, the Board's Hearing Representative was not present and did not participate during the discussion or the vote.

After discussion, a motion was made by **Mr. Williams** and seconded by **Mr. Sumpter** to adopt the claim review and the hearing officer's recommendations and summary and deny payment of the claim. The Claim Review and Summary are incorporated as a part of this Order. The motion passed by unanimous vote. Members voting "Yes" were: **Dyer, Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Wood, Dowdy, Sumpter, Walker, Williams and Walton.**

Tomlin did not participate.

In the matter of Recovery Fund File Number 2009-04536, Luis Richards (Claimant) vs. LCS Contracting LLC. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **LCS Contracting LLC (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Mr. Richards (Claimants)** did attend the Board meeting. He addressed the Board and shared his disagreement with the recommendation.

File Number
2009-04536
Luis Richards (Claimant)
and
LCS Contracting LLC
(Regulant)

Mrs. Tomlin, the Board's Hearing Representative was not present and did not participate during the discussion or the vote.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Walton** to adopt the claim review and the hearing officer's recommendations and summary and deny payment of the claim. The Claim Review and Summary are incorporated as a part of this Order. The motion passed by unanimous vote. Members voting "Yes" were: **Dyer, Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Wood, Dowdy, Sumpter, Walker, Williams and Walton.**

Tomlin did not participate.

In the matter of Recovery Fund File Number 2010-00574, Charles Vincent Richter (Claimant) vs. Rose M. Kidwell, t/a Top Jobs (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Top Jobs (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Charles and Ruthann Richter (Claimants)** did attend the Board meeting. They addressed the Board and shared their agreement with the recommendation.

File Number
2010-00574
Charles Vincent Richter (Claimant) and Rose M. Kidwell, t/a Top Jobs (Regulant)

Mrs. Tomlin, the Board's Hearing Representative was not present and did not participate during the discussion or the vote.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Gelardi** to adopt the claim review and the hearing officer's recommendations and summary and pay the claim in the amount of \$20,000. The Claim Review and Summary are incorporated as a part of this Order. The motion passed by unanimous vote. Members voting "Yes" were: **Dyer, Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Wood, Dowdy, Sumpter, Walker, Williams and Walton.**

Tomlin did not participate.

In the matter of Recovery Fund File Number 2010-00909, Alice Osgood (Claimant) vs. Jonathan C. Nixon, t/a JTL Construction (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **JTL Construction (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Mr. Osgood (Claimants)** did attend the Board meeting. He addressed the Board and shared his disagreement with the recommendation.

File Number
2010-00909
Alice Osgood (claimant) and Jonathan C. Nixon, t/a JTL Construction (Regulant)

Mrs. Tomlin, the Board's Hearing Representative was not present and did not participate during the discussion or the vote.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Dyer** to adopt the claim review and the hearing officer's recommendations and summary and deny payment of the claim. The Claim Review and Summary are incorporated as a part of this Order. The motion passed by unanimous vote. Members voting "Yes" were: **Dyer, Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Wood, Dowdy, Sumpter, Walker, Williams and Walton.**

Tomlin did not participate.

In the matter of Recovery Fund File Number 2010-01083, Phillip Capehart (Claimant) vs. Big Red & Associates Inc.. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Big Red & Associates Inc. (Regulant)** did not

File Number
2010-01083
Phillip Capehart (Claimant) And Big Red & Associates Inc.

appear at the board meeting in person or by counsel or by any other qualified representative. **Phillip and Lisa Capehart (Claimants)** did attend the Board meeting. They addressed the Board and shared their agreement with the recommendation.

(Regulant)

Mrs. Tomlin, the Board's Hearing Representative was not present and did not participate during the discussion or the vote.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Gelardi** to adopt the claim review and the hearing officer's recommendations and summary and pay the claim in the amount of \$20,000.00. The Claim Review and Summary are incorporated as a part of this Order. The motion passed by unanimous vote. Members voting "Yes" were: **Dyer, Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Wood, Dowdy, Sumpter, Walker, Williams and Walton.**

Tomlin did not participate.

In the matter of Recovery Fund File Number 2010-01592, Jeffrey Phanuef (Claimant) vs. Michael D Perry, t/a Solid Concepts (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Solid Concepts (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Mr. Phanuef (Claimants)** did attend the Board meeting. He addressed the Board and shared his agreement with the recommendation.

File Number
2010-01592
Jeffrey Phanuef (Claimant)
And Michael D. Perry,
t/a Solid Concepts
(Regulant)

Mrs. Tomlin, the Board's Hearing Representative was not present and did not participate during the discussion or the vote.

The chair opened the floor for discussion and Mr. Dyer had one concerning the separation of damage amounts in the Judgment. This question was answered to his satisfaction by the Claimant.

After further discussion, a motion was made by **Mr. Walton** and seconded by **Mr. Sumpter** to adopt the claim review and the hearing officer's recommendations and summary and pay the claim in the amount of \$15,060.00. The Claim Review and Summary are incorporated as a part of this Order. The motion passed by unanimous vote. Members voting "Yes" were: **Dyer, Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Wood, Dowdy, Sumpter, Walker, Williams and Walton.**

Tomlin did not participate.

In the matter Recovery Fund File Number 2010-01989, Jody T. Barry (Claimant) vs. James Christopher Malone, t/a The James River Co. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. James Christopher Maloney represented **The James River Co. (Regulant)** at the board meeting. He

File Number
2010-01989
Jody T. Barry (Claimant) and
James Christopher Maloney, t/a
The James River Co. (Regulant)

addressed the Board and shared his disagreement. **Jody and Dana Barry (Claimants)** did attend the Board meeting. They addressed the Board and shared their agreement with the recommendation.

Mrs. Tomlin, the Board's Hearing Representative was not present and did not participate during the discussion or the vote.

Mr. Sumpter offered a motion to send the case back to staff for another Informal Fact Finding Conference. This motion failed due to lack of a second.

The chair opened the floor for discussion and Mr. Dyer had question concerning the amounts of the job and the amount spent to fix the home. His concerns were addressed and answered.

After further discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Gelardi** to adopt the claim review and the hearing officer's recommendations and summary and pay the claim in the amount of \$16,253.00. The Claim Review and Summary are incorporated as a part of this Order. The motion passed by majority vote. Members voting "Yes" were: **Gelardi, Giesen, Middleton, Murrow, Pace, Wood, Dowdy, Sumpter, Walker and Williams**. Members voting "no" were: **Dyer, Smith and Walton**.

Tomlin did not participate.

In the matter of Recovery Fund File Number 2010-02151, John R. Barden (Claimant) vs. Second Nature Landscaping Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Second Nature Landscaping Inc (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Barden was represented by Zev H. Antell, Counsel (Claimants)** at the Board meeting. He addressed the Board and shared his agreement with the recommendation.

File Number
2010-02151
John R. Barden (Claimant)
And Second Nature Landscaping
Inc. (Regulant)

Mrs. Tomlin, the Board's Hearing Representative was not present and did not participate during the discussion or the vote.

After further discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Gelardi** to adopt the claim review and the hearing officer's recommendations and summary and pay the claim in the amount of \$20,000.00. The Claim Review and Summary are incorporated as a part of this Order. The motion passed by unanimous vote. Members voting "Yes" were: **Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Wood, Dowdy, Sumpter, Walker, Williams and Walton**. **Mr. Dyer** voted "no".

Tomlin did not participate.

In the matter of Recovery Fund File Number 2010-01434, Sarah Mooreman (Claimant) vs. Get Smart Home Improvement, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Get Smart Home Improvement (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Mooreman (Claimants)** did not attend the Board meeting in person or by counsel or by any other qualified representative.

File Number
2010-01434
Sarah Moorman (Claimant)
And Get Smart Home Improve-
Ment Inc. (Regulant)

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote.

Mr. Dyer had questions at the payments and to whom they were made. Mr. Dyer wanted to decrease the payment from the recovery fund by \$8,400. This was addressed.

After further discussion, a motion was made by **Mr. Williams** and seconded by **Mr. Gelardi** to adopt the claim review and the hearing officer's recommendations and summary and pay the claim in the amount of \$13,887.09. The Claim Review and Summary are incorporated as a part of this Order. The motion passed by unanimous vote. Members voting "Yes" were: **Tomlin, Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Wood, Dowdy, Sumpter, Walker, Williams and Walton.** Dyer voted "no".

Redifer did not participate.

In the matter of Recovery Fund File Number 2010-01770, Rose Halliday (Claimant) vs. Diamond Seal & Paving Corp. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Diamond Seal & Paving Corp. (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Ms. Halliday (Claimants)** did not appear at the Board meeting in person or by counsel or by any other qualified representative..

File Number
2010-01770
Rose Halliday (Claimant)
And Diamond Seal &
Paving Corp. (Regulant)

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Walton** to adopt the claim review and the hearing officer's recommendations and summary and pay the claim in the amount of \$4,053.00. The Claim Review and Summary are incorporated as a part of this Order. The motion passed by unanimous vote. Members voting "Yes" were: **Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Wood, Dowdy, Sumpter, Tomlin, Walker, Williams and Walton.** Dyer voted "no".

Redifer did not participate.

In the matter of Recovery Fund File Number 2010-01981, Paul and Kathleen Manafort (Claimant) vs. Complete Solutions LLC (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Complete Solutions LLC (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Manafort (Claimants)** did not attend the Board meeting in person or by counsel or by any other qualified representative.

File Number
2010-01981
Paul and Kathleen Manafort (Claimants) and Complete Solutions L.L.C. (Regulant)

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Dowdy** to adopt the claim review and the hearing officer's recommendations and summary and deny payment of the claim. The Claim Review and Summary are incorporated as a part of this Order. The motion passed by unanimous vote. Members voting "Yes" were: **Dyer, Gelardi, Giesen, Tomlin, Middleton, Murrow, Smith, Pace, Wood, Dowdy, Sumpter, Walker, Williams and Walton.**

Redifer did not participate.

In the matter of Recovery Fund File Number 2010-02152, Madhusudan Prasad (Claimant) vs. All American Custom Homes Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **All American Custom Homes Inc. (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Patricia and Madhusudan Prasad (Claimants)** did attend the Board meeting and they addressed the board and shared their disagreement.

File Number
2010-02152
Madhusudan Prasad (Claimant) And All American Custom Homes Inc. (Regulant)

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mrs. Tomlin** to adopt the claim review and the hearing officer's recommendations and summary and deny payment of the claim. The Claim Review and Summary are incorporated as a part of this Order. The motion passed by unanimous vote. Members voting "Yes" were: **Dyer, Gelardi, Giesen, Tomlin, Middleton, Murrow, Smith, Pace, Wood, Dowdy, Sumpter, Walker, Williams and Walton.**

Redifer did not participate.

In the matter of Recovery Fund File Number 2010-02267, Anton Saa (Claimant) vs. Virginia Gardens & Hardscapes LLC (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Virginia Garden & Hardscapes LLC (Regulant)**

File Number
2010-02267
Anton Saa (Claimant) and Virginia Gardens & Hardscapes

did not appear at the board meeting in person or by counsel or by any other qualified representative. **Saa (Claimants)** did attend the Board meeting in person shared his agreement with the Board.

LLC (Regulant)

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Walker** to adopt the claim review and the hearing officer's recommendations and summary and pay the claim in the amount of \$20,000.00. The Claim Review and Summary are incorporated as a part of this Order. The motion passed by unanimous vote. Members voting "Yes" were: **Dyer, Gelardi, Giesen, Tomlin, Middleton, Murrow, Smith, Pace, Wood, Dowdy, Sumpter, Walker, Williams and Walton.**

Redifer did not participate.

In the matter of Recovery Fund File Number 2010-02362, William Wood (Claimant) vs. Cavalier Builders Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Cavalier Builders Inc. (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Wood (Claimants)** did not attend the Board meeting in person or by counsel or by any other qualified representative.

File Number
2010-02362
William Wood (Claimant) and
Cavalier Builders Inc. (Regulant)

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Walker** to adopt the claim review and the hearing officer's recommendations and summary and deny payment of the claim. The Claim Review and Summary are incorporated as a part of this Order. The motion passed by unanimous vote. Members voting "Yes" were: **Dyer, Gelardi, Giesen, Tomlin, Middleton, Murrow, Smith, Pace, Wood, Dowdy, Sumpter, Walker, Williams and Walton.**

Redifer did not participate.

In the matter of License Application File Number 2010-04834, Steven Meadows, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2010-04834
Steven Meadows

Applicant Larry Scott Richard appeared at the IFF and the Board meeting. He shared his agreement with the Recommendations.

The presiding Board representative **Ms. Becker** was not present, did not participate in the discussion and did not vote.

After discussion **Mr. Sumpter** offered a motion that was seconded by **Mr. Middleton** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and approve a conditional license. The motion passed by majority vote. Members voting “Yes” were: **Tomlin, Gelardi, Giesen, Middleton, Murrow, Pace, Dowdy, Sumpter, Walker, and Williams.**

Wood, Smith, Dyer and Walton voted “no”.

In the matter of License Application File Number 2010-04836, Oceanside Painting & More, Inc. the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2010-04836
Oceanside Painting & More, Inc.

Applicant Oceanside Painting & More, Inc. appeared at the IFF. Oceanside did not attend the Board meeting.

The presiding Board representative **Ms. Becker** was not present, did not participate in the discussion and did not vote.

After discussion **Mr. Sumpter** offered a motion that was seconded by **Mr. Walker** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant a license. The motion passed by unanimous vote. Members voting “Yes” were: **Tomlin, Dyer, Dowdy, Sumpter Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Wood, Walker, and Williams.**

Walton voted “no”.

In the matter of License Application File Number 2011-00012, Dominik Bielecki, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2010-04841
Dominik Bielecki

Applicant Dominik Bieleck did not appear at the Board meeting.

The presiding Board representative **Ms. Becker** was not present, did not participate in the discussion and did not vote.

After discussion **Mr. Gelardi** offered a motion that was seconded by **Mr. Sumpter** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant a license. The motion passed by unanimous vote. Members voting “Yes” were: **Tomlin, Dyer, Dowdy, Sumpter Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Wood, Walker, Walton and Williams.**

In the matter of License Application File Number 2010-04842 Bobby Hall, Jr., the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

Applicant Bobby Hall, Jr. did appear at the Board meeting. He addressed the Board and shared his agreement.

The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion **Mr. Williams** offered a motion that was seconded by **Mr. Sumpter** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant a license. The motion passed by unanimous vote. Members voting "Yes" were: **Tomlin, Dyer, Dowdy, Sumpter Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Wood, Walker, Walton and Williams.**

In the matter of License Application File Number 2010-04843 Corey Brown, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2010-04843
Corey Brown

Applicant Corey Brown and his spouse, Mrs. Brown did appear at the Board meeting. He addressed the Board and shared his agreement.

The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

Mr. Sumpter offered a motion that failed due to lack of a second, to amend the recommendation and approve the license.

Mr. Walker had questions that were answered.

After further discussion **Mr. Gelardi** offered a motion that was seconded by **Mr. Walker** to amend the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant a license. The motion passed by unanimous vote. Members voting "Yes" were: **Tomlin, Dyer, Dowdy, Sumpter Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Wood, Walker, Walton and Williams.**

In the matter of License Application File Number 2010-05442 William Johnston IV, t/a AAA Solutions, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2010-05442
William Johnston IV
t/a AAA Solutions

Applicant William Johnston IV, t/a AAA Solutions did appear at the Board meeting. He addressed the Board and shared his agreement.

The presiding Board representative **Ms. Brigil** was not present, did not participate in

the discussion and did not vote.

Earlyne Perkins shared with the Board that in the summary on page 2 should indicate statute as 54.1-1108.

After discussion **Mr. Walton** offered a motion that was seconded by **Mr. Sumpter** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant a license incorporating the language from Mrs. Perkins in the minutes.. The motion passed by unanimous vote. Members voting "Yes" were: **Tomlin, Dyer, Dowdy, Sumpter Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Wood, Walker, Walton and Williams.**

In the matter of License Application File Number 2010-05450, Built Wright Home Improvement, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2010-05450
Built Wright Home
Improvement

Applicant Reagon Wright for Build Wright Home Improvement did appear at the Board meeting. He addressed the Board and shared his agreement.

The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion **Mr. Gelardi** offered a motion that was seconded by **Mr. Sumpter** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant a license. The motion passed by unanimous vote. Members voting "Yes" were: **Tomlin, Dyer, Dowdy, Sumpter Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Wood, Walker, Walton and Williams.**

In the matter of License Application File Number 2010-05451, Southern Residential Construction, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2010-05451
Southern Residential
Construction

Applicant Southern Residential Construction did not appear at the Board meeting.

The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion **Mr. Sumpter** offered a motion to reject the recommendation and deny the license. The motion failed.

After further discussion **Mr. Gelardi** offered a motion that was seconded by **Mr. Sumpter** to reject the recommendation contained in the Summary of the Informal Fact-Finding Conference and deny the license application based upon the record,

including the information obtained from the Central Criminal Records Exchange, and in consideration of the criteria outlined in §54.1-204.B. The motion passed by majority vote. Members voting “Yes” were: **Tomlin, Dowdy, Sumpter Gelardi, Giesen, Middleton, Murrow, Walker, Walton and Williams.**

Members voting “no” were: Wood, Smith, Dyer and Pace.

In the matter of License Application File Number 2010-05455, Creative Rain Irrigation & Grading Inc., the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2010-05455
Creative Rain Irrigation &
Grading Inc.**

Applicant Creative Rain Irrigation & Grading Inc. did not appear at the Board meeting.

The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

Mrs. Perkins shared with the Board that in the Summary first paragraph it should state “The Class A...” not the Class B.

After discussion **Mr. Gelardi** offered a motion that was seconded by **Mr. Sumpter** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant a license incorporating in the minutes the notes from Mrs. Perkins. The motion passed by unanimous vote. Members voting “Yes” were: **Tomlin, Dyer, Dowdy, Sumpter Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Wood, Walker, Walton and Williams.**

In the matter of License Application File Number 2010-05449, Charles Wright, Jr., the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2010-05449
Charles Wright, Jr.**

Applicant Charles Wright, Jr. did not appear at the Board meeting. Mike Mahieu, plumbing instructor and Norris Williams from the Department of Corrections appeared at the meeting on behalf of the applicant. They addressed the Board and shared how they felt Mr. Wright is an excellent for the license.

The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion **Mr. Sumpter** offered a motion that was seconded by **Ms. Tomlin** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and deny a license. The Board denies the application based upon the record, including the information obtained from the central Criminal Records

Exchange, and in consideration of the criteria outlined in §54.1-204.B. The motion passed by majority vote. Members voting “Yes” were: **Tomlin, Dyer, Dowdy, Sumpter Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Walker, and Walton.**

Members voting “no” were: Williams and Wood.

In the matter of License File Number 2011-00013, Kids Zone Playgrounds, Inc., the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2011-00013
Kids Zone Playgrounds, Inc**

Applicant Mark M Marth for Kids Zone Playgrounds, Inc did appear at the Board meeting. He addressed the Board and shared his agreement.

The presiding Board representative **Ms. Becker** was not present, did not participate in the discussion and did not vote.

After discussion **Mr. Dyer** offered a motion that was seconded by **Mr. Williams** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant a license. The motion passed by unanimous vote. Members voting “Yes” were: **Tomlin, Dyer, Dowdy, Sumpter Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Wood, Walton, Walker and Williams.**

In the matter of License File Number 2010-00014, Kenneth Hedrick, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2010-00014
Kenneth Hedrick**

Applicant Kenneth Hedrick did appear at the Board meeting. He addressed the Board and shared his agreement.

The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion **Mr. Giesen** offered a motion that was seconded by **Mr. Gelardi** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant a license. The motion passed by unanimous vote. Members voting “Yes” were: **Tomlin, Dyer, Dowdy, Sumpter Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Wood, Walton, Walker and Williams.**

In the matter of License File Number 2010-00015, Clifford Shiley, Jr., the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2010-00015
Clifford Shiley, Jr.**

Applicant Clifford Shiley, Jr. did not appear at the Board meeting.

The presiding Board representative **Ms. Becker** was not present, did not participate in the discussion and did not vote.

Mr. Middleton recused himself from this case.

After discussion **Mr. Sumpter** offered a motion that was seconded by **Mr. Gelardi** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant a conditional license. The motion passed by majority vote. Members voting "Yes" were: **Tomlin, Sumpter Gelardi, Giesen, Murrow, Pace, Walker and Dowdy.**

Members voting "no" were: Williams, Smith, Dyer, Walton and Wood.

In the matter of License File Number 2010-00016, Carlton Collins, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2010-00016
Carlton Collins

Applicant Carlton Collins and David Geib did appear at the Board meeting. Collins addressed the Board and shared his agreement.

The presiding Board representative **Ms. Becker** was not present, did not participate in the discussion and did not vote.

Earlyne Perkins addressed the Board and shared that a correction needed to be noted for the minutes. She requested that the Board note that in the Summary, paragraph number three, the last sentence should be "...this information, it does not appear...".

After discussion **Mr. Williams** offered a motion that was seconded by **Mr. Gelardi** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant a conditional license. The motion passed by unanimous vote. Members voting "Yes" were: **Tomlin, Dyer, Dowdy, Sumpter Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Wood, Walton, Walker and Williams.**

In the matter of License File Number 2010-00018, John Sims t/a Surewood Cleaning LLC., the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2010-00018
John Sims t/a Surewood
Cleaning LLC

Applicant John Sims t/a Surewood Cleaning LLC did appear at the Board meeting. He addressed the Board and shared his agreement.

The presiding Board representative **Ms. Becker** was not present, did not participate in

the discussion and did not vote.

After discussion **Mr. Sumpter** offered a motion that was seconded by **Mr. Gelardi** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant a conditional license. The motion passed by majority vote. Members voting “Yes” were: **Tomlin, Dyer, Dowdy, Sumpter Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Walton, Walker and Williams.**

Wood voted “no”.

In the matter of License File Number 2011-00019, Gary Rinaca, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2011-00019
Gary Rinaca

Applicant Gary Rinaca did not appear at the Board meeting.

The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion **Mr. Sumpter** offered a motion that was seconded by **Mr. Walton** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant a license. The motion passed by majority vote. Members voting “Yes” were: **Tomlin, Dyer, Dowdy, Sumpter Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Wood, Walton, and Walker.**

Mr. Williams voted “no”.

In the matter of License File Number 2010-00885, Larry Lundy & Bobby Lowe t/a L & L Construction, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2010-00885
Larry Lundy & Bobby Lowe
t/a L & L Construction

Applicant Larry Lundy & Bobby Lowe t/a L & L Construction did appear at the Board meeting by way of letter. He addressed the Board via letter and shared his agreement.

The presiding Board representative **Ms. Becker** was not present, did not participate in the discussion and did not vote.

After discussion **Mr. Sumpter** offered a motion that was seconded by **Mr. Williams** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant a license. The motion passed by unanimous vote. Members voting “Yes” were: **Tomlin, Dyer, Dowdy, Sumpter Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Wood, Walton, Walker and Williams.**

In the matter of License File Number 2010-00886, Dunbar Industries, Inc. t/a Commonwealth Htg & Cooling, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2011-00886
Dunbar Industries, Inc. t/a
Commonwealth Htg &
Cooling

Applicant Mr. Dunbar for Dunbar Industries, Inc. t/a Commonwealth Htg & Cooling did appear at the Board meeting. He addressed the Board and shared his disagreement.

The presiding Board representative **Ms. Becker** was not present, did not participate in the discussion and did not vote.

Adrienne Mayo shared that Board staff spoke with attorney and finally were able to move forward in June of 2010 and the attorney was advised and aware of the problems.

Mr. Walker abstained from voting.

After discussion a motion was made by Mr. Sumpter and seconded by Mr. Pace to approve the recommendation contained in the Summary of the Informal Fact-Finding Conference and deny the license. This motion failed due to not receiving enough “yes” votes. Members voting “no” were: **Gelardi, Middleton, Wood, Dyer, Smith, Dowdy, Walton, and Tomlin**. Members voting “yes” were: **Sumpter, Giesen, Murrow, Pace and Williams**.

After discussion **Mr. Gelardi** offered a motion that was seconded by **Mr. Smith** to amend the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant a license. The motion passed by unanimous vote. Members voting “Yes” were: **Dyer, Dowdy, Gelardi, Giesen, Middleton, Smith, Pace, Wood, Walton, and Williams**.

Members voting no” were: Murrow, Tomlin and Sumpter.

In the matter of License File Number 2011-00887, Michael Sweeney., the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2011-00887
Michael Sweeney

Applicant Michael Sweeney did not appear at the Board meeting.

The presiding Board representative **Ms. Becker** was not present, did not participate in the discussion and did not vote.

After discussion **Mr. Dyer** offered a motion that was seconded by **Mr. Sumpter** to

adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and deny an exam waiver for license application. The motion passed by unanimous vote. Members voting "Yes" were: **Tomlin, Dyer, Dowdy, Sumpter Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Wood, Walton, Walker and Williams.**

In the matter of Disciplinary File Number 2011-00889, Danny Edwards, (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference, and the Summary and recommendation.

File Number
2011-00889
Danny Edwards

Danny Edwards (Respondent) did appear at the IFF. He addressed the Board.

The presiding Board representatives **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

Mrs. Perkins shared with the Board: in the Summary Board regulations effective date should be July 9, 1999 and not January 1, 2003; for Count 1 add 18 VAC 50-30-190 11 instead of ending at 190.

After discussion, a motion was made by **Mr. Williams** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations and information provided by Mrs. Perkins for minutes. The Board found that **Danny Edwards**, violated the following sections of its Regulations:

Effective July 1, 1999		
Count 1:	18 VAC 50-30-190 11	
Count 2:	18 VAC 50-30-190 12	

The motion passed by unanimous vote. Members voting "yes" were: **Tomlin, Gelardi, Giesen, Middleton, Dowdy, Sumpter, Walker, Murrow, Smith, Pace, Wood, Williams and Walton.**

After discussion, a motion was made by **Mr. Williams** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Danny Edwards**, violated the following sections of its Regulations:

The Board voted to impose the following penalty for the violation of the regulation.

Sanctions		
Count 1:		\$00.00
Count 2:		\$200.00
Total		\$200.00

In addition, for violation of Count 1 the Board voted to impose no sanction for violation.

The motion passed by unanimous vote. Members voting “yes” were: **Tomlin, Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Dowdy, Sumpter, Walker, Wood, Williams and Walton.**

In the matter of License File Number 2011-00888, Danny Edwards, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2011-00888
Danny Edwards**

Applicant Danny Edwards did not appear at the Board meeting.

The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion **Mr. Middleton** offered a motion that was seconded by **Mr. Giesen** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and approve issuance of a conditional license. The motion passed by unanimous vote. Members voting “Yes” were: **Tomlin, Dyer, Dowdy, Sumpter Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Wood, Walton, Walker and Williams.**

In the matter of Licensing File Number 2011-01398, Trey Adkins t/a Tay Co.,; the board members reviewed the record, which consisted of the application file, transcript, exhibits Conference, and the Summary of the Informal Fact-Finding.

**File Number
2011-01398
Trey Adkins t/a Tay Co.**

Trey Adkins t/a Tay Co requested that this case be continued to the December 7, 2010 board meeting.

The presiding Board representatives **Ms. Becker** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Williams** and seconded by **Mrs. Tomlin** to continue the case to the December Board meeting.

The motion passed by unanimous vote. Members voting “yes” were: **Tomlin,**

Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Dowdy, Sumpter and Walker, Wood, Williams and Walton.

In the matter of License File Number 2011-01421, Winchester Plumber & Gas Services, Inc., the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2011-01421
Winchester Plumbing & Gas Serv
Inc.**

Applicant Rodney and Kim Sinkauf for Winchester Plumbing & Gas Services, Inc did appear at the Board meeting. They addressed the Board and shared their agreement.

The presiding Board representative **Ms. Becker** was not present, did not participate in the discussion and did not vote.

After discussion **Mr. Sumpter** offered a motion that was seconded by **Mr. Gelardi** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and approve issuance of a license. The motion passed by unanimous vote. Members voting "Yes" were: **Tomlin, Dyer, Dowdy, Sumpter Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Wood, Walton, Walker and Williams.**

In the matter of Disciplinary File Number 2009-04017, Hermitage Custom Homes LLC, (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference, and the Summary and recommendation.

**File Number
2009-04017
Hermitage Custom Homes LLC**

Hermitage Custom Homes LLC (Respondent) did not appear at the IFF. **Hermitage Custom Homes LLC** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

The presiding Board representatives **Mr. Dowdy** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Williams** and seconded by **Mr. Middleton** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Hermitage Custom Homes LLC, did** violate the following sections of its Regulations:

Effective September 1, 2001

Count 1:	§54.1-1110 of the code of
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	Virginia	
Count 2:	18 VAC 50-22-230 B	

The motion passed by unanimous vote. Members voting “yes” were: **Tomlin, Gelardi, Giesen, Middleton, Murrow, Dowdy, Sumpter, Smith, Walker, Wood, Williams and Walton.**

After discussion, a motion was made by **Mr. Williams** and seconded by **Mr. Sumpter** to impose the following: The Board voted to impose the following penalty for the violation of the regulation.

Sanctions		
Count 2:		\$500.00
Total		\$500.00

In addition, for violation of Count 1, the Board voted to revoke the license 2705-120831.

The motion passed by unanimous vote. Members voting “Yes” were: **Tomlin, Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Walker, Dowdy, Sumpter, Wood, Williams and Walton.**

In the matter of Disciplinary File Number 2010-01819, Harber’s Construction Inc (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference, and the Summary and recommendation.

File Number
2010-01819
Harber’s Construction Inc

Harber’s Construction Inc (Respondent) did not appear at the IFF. **Harber’s Construction Inc** did not appear at the Board meeting.

The presiding Board representative **Mr. Dowdy** was not present, did not participate in the discussion and did not vote.

Sumpter recused himself.

After discussion, a motion was made by **Mrs. Tomlin** and seconded by **Mr. Pace** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Harber’s Construction Inc**, violated the following sections of its Regulations:

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Effective September 1, 2001		
Count 1:	18 VAC 50-22-260 B 6	
Count 2:	18 VAC 50-22-260 B 29	

The motion passed by unanimous vote. Members voting “yes” were: **Tomlin, Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Wood, Williams, Dowdy, Walker and Walton.**

The Board voted to impose the following monetary penalty for the violation of the regulation.

Count 1:	\$1,200.00
Count 2:	\$1,000.00
Total	\$2,200.00

In addition, for violation of Count 1, the Board voted to require **Harber’s Construction Inc** have a member of responsible management successfully complete a Board-approved remedial education class within 90 days of the effective date of this order.

The motion passed by unanimous vote. Members voting “Yes” were: **Tomlin, Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Wood, Dowdy, Walker, Williams and Walton.**

In the matter of Disciplinary File Number 2010-02072, Michael Jawish t/a Tilecrafters, (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference, and the Summary and recommendation.

**File Number
2010-02072
Michael Jawish t/a Tilecrafters**

Michael Jawish t/a Tilecrafters (Respondent) did appear at the IFF. Dennis Richardson, t/a Home Specialists did appear at the Board meeting in person. He addressed the Board and shared his disagreement.

The presiding Board representative **Mr. Dowdy** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Williams** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Michael Jawish, t/a Tilecrafters** violated the following sections of its Regulations:

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Effective September 1, 2001	
Count 1:	18 VAC 50-22-260 B 8
Count 2:	18 VAC 50-22-260 B 27

The motion passed by unanimous vote. Members voting “yes” were: **Tomlin, Gelardi, Giesen, Middleton, Murrow, Smith, Sumpter, Walker, Pace, Wood, Williams and Walton.**

After discussion a motion was offered by **Dyer** and seconded by **Williams** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board voted to impose the following monetary penalty for the violation of the regulation.

Count 1:	\$ 350.00
Count 2:	\$1,000.00
Total	\$1,350.00

In addition, for violation of Count 1 and 2 the Board voted to require Michael Demuth Jawish have a member of Responsible Management successfully complete a board-approved remedial education class within 90 days of the effective date of this order..

The motion passed by unanimous vote. Members voting “Yes” were: **Tomlin, Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Wood, Sumpter, Walker, Williams and Walton.**

In the matter of Disciplinary Case File Number 2010-05264 Empty Pools LLC, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2010-05264
Empty Pools LLC**

Empty Pools LLC did not attend the Board meeting in person or by counsel or by any other qualified representative.

The presiding Board representative **Mr. Dowdy** was not present, did not participate in the discussion and did not vote.

After discussion a motion was offered by **Sumpter** and seconded by **Gelardi** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding

Conference with Recommendations. The Board voted to impose the following monetary penalty for the violation of the regulation.

Effective February 1, 2006	
Count 1:	18 VAC 50-22-260 B 13

The motion passed by unanimous vote. Members voting "Yes" were: **Tomlin, Gelardi, Giesen, Middleton, Murrow, Sumpter, Walker, Dyer, Pace, Wood, Williams and Walton.**

After discussion a motion was offered by **Sumpter** and seconded by **Gelardi** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board voted to impose the following monetary penalty for the violation of the regulation.

Count 1	\$2,500.00
Total	\$2,500.00

The motion passed unanimously. **Members voting "yes" were: Tomlin, Gelardi, Giesen, Middleton, Murrow, Sumpter, Walker, Dyer, Pace, Wood, Williams and Walton.**

In the matter of Disciplinary File Number 2010-01756, Stone Images, Inc., (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference, and the Summary and recommendation.

File Number
2010-01756
Stone Images, Inc.

Stone Images, Inc. (Respondent) requested a continuance to the December 7th, 2010 Board meeting.

The presiding Board representatives **Mr. Dowdy and Sumpter** were not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr Williams** and seconded by **Mrs. Tomlin** to continue the case to the December Board meeting.

The motion passed by unanimous vote. Members voting "Yes" were: **Tomlin, Gelardi, Giesen, Middleton, Murrow, Dyer, Pace, Walker, Wood, Williams and Walton.**

In the matter of Disciplinary File Number 2010-01159, Abacus Construction of Hampton Roads, Inc. (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

**File Number
2010-01159
Abacus Construction of
Hampton Roads, Inc.**

Nicholas Cary and Elizabeth Watts of Abacus Construction of Hampton Roads, Inc (Respondent) did attend the IFF and the Board meeting in person. They addressed the Board.

Matthew Mader, Complainant attended the Board meeting and addressed and shared his disagreement.

The Board's hearing representatives; **Mr. Dyer and Kirby** were not present and did not vote.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Gelardi** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations to close the case with a finding of no violations.

The motion passed by unanimous vote. Members voting "yes" were: **Tomlin, Gelardi, Giesen, Middleton, Murrow, Dowdy, Sumpter, Walker, Pace, Wood, Williams and Walton.**

In the matter of Disciplinary File Number 2009-03237 Harber's Construction Inc, (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

**File Number
2009-03237
Harber's Construction Inc**

Harber's Construction Inc, (Respondent) did appear at the IFF. **Harber's Construction Inc** did not attend the Board meeting in person by counsel nor by any other qualified representative.

Pam Hale Complainant attended the IFF.

The presiding Board representative **Mr. Kirby** was not present, did not participate in the discussion and did not vote.

Sumpter recused himself.

After discussion, a motion was made by **Mr. Williams** and seconded by **Mr. Gelardi** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations The Board found that **Harber's Construction Inc** violated the following sections of its Regulations:.

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260 B 6	
Count 2:	18 VAC 50-22-260.B 15	

The motion passed by unanimous vote. Members voting “Yes” were: **Tomlin, Gelardi, Giesen, Middleton, Murrow, Dyer, Dowdy, Walker, Pace, Wood, Williams and Walton.**

After discussion a motion was offered by **Gelardi** and seconded by **Williams** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board voted to impose the following monetary penalty for the violation of its regulations.

Count 1:		\$1,000.00
Count 3:		\$1,700.00
Total		\$2,700.00
The board also imposes revocation of license 2705-056162 for violations of its Regulations.		

The motion passed by unanimous vote. Members voting “Yes” were: **Tomlin, Gelardi, Giesen, Middleton, Murrow, Dyer, Pace, Dowdy, Walker, Wood, Williams and Walton.**

In the matter of Disciplinary File Number 2010-02225, Robert Dwight Wilkerson, t/a Wilkerson Excavation (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

**File Number
 2010-02225
 Robert Dwight Wilkerson, t/a
 Wilkerson Excavation**

Neither **Robert Dwight Wilkerson, t/a Wilkerson Excavation, (Respondent)** did not appear at the Board meeting in person or by counsel or by any other qualified representation. Wilkerson attended the IFF.

Lucian Reed (Complainant) attended the IFF.

The presiding Board representatives **Mr. Kirby** was not present, did not participate

in the discussion and did not vote.

After discussion, a motion was made by **Mr. Smith** and seconded by **Mr. Walton** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference and Recommendations. The Board found that **Robert Dwight Wilkerson** violated the following sections of its Regulations:

Effective September 1, 2001
Count 3: 18 VAC 50-22-260 B 6
Count 4: 18 VAC 50-22-260.B 27

The motion passed by unanimous vote. Members voting “Yes” were: **Tomlin, Gelardi, Giesen, Middleton, Murrow, Smith, Dowdy, Sumpter, Walker, Pace, Wood, Williams and Walton.**

After discussion a motion was made by **Mr. Smith** and seconded by **Mr. Walton** to impose the following sanctions.

Count 3:		\$1,500.00
Count 4:		\$2,500.00
Total		\$4,000.00
In addition, for violation of Count 3 and 4, the Board voted to impose the requirement of Robert Dwight Wilkerson having a member of Responsible Management to successfully complete a Board-approved remedial education class within 90 days of the effective date of the order. Failure to comply with the terms will result in the automatic imposition of license suspension. For Count 2 and5 , the Board closes this aspect of the file with a finding of no violation.		

The motion passed by unanimous vote. Members voting “Yes” were: **Tomlin, Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Dowdy, Sumpter, Walker, Wood, Williams and Walton.**

In the matter of Disciplinary File Number 2010-00436, James Simpson III t/a Shoreline Construction & Design (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **James**

File Number
2010-00436
James Simpson III t/a
Shoreline Construction

H Simpson III, t/a Shoreline Construction & Design (Respondent) did not appear at the IFF. Simpson did not attend the Board meeting in person or by counsel or by any other qualified representative.

& Design

The presiding Board representatives **Mr. Smith and Mrs. Wall** were not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Pace** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **James H Simpson III** violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260.B 9	
Count 2:	18 VAC 50-22-260.B 6	
Count 3:	18 VAC 50-22-260.B.31	
Count 4:	18 VAC 50-22-260.B.28	

The motion passed by unanimous vote. Members voting “Yes” were: **Tomlin, Gelardi, Giesen, Middleton, Murrow, Pace, Dyer, Dowdy, Sumpter, Walker, Williams and Walton.**

Smith did not vote and were not present.

After discussion a motion was made by **Mr. Sumpter** and seconded by **Mr. Walker** to impose the following monetary sanctions:

Count 1:		\$600.00
Count 2		\$800.00
Count 3:		\$400.00
Count 4:		\$1,900.00
Total		\$3,700.00

In addition, for violation of **Count 2, 3, and 4**, the Board imposes Revocation of license 2705-116473 for the violation.

The motion passed by majority vote. Members voting “Yes” were: **Tomlin, Gelardi, Giesen, Middleton, Murrow, Dyer, Walton, Walker, Sumpter, Dowdy, Pace, and Williams.**

In the matter of Disciplinary File Number 2010-01542, Ted Roberts t/a Ted

File Number

Roberts Builder (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Ted Roberts t/a Ted Roberts Builder (Respondent)** did appear at the IFF and the Board meeting. He addressed the Board and shared his agreement.

2010-01542
Ted Roberts t/a Ted Roberts Builder

Smith and Kirby were not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Williams** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Ted Roberts t/a Ted Roberts Builder**, file be closed with a \$0.00 fine.

The motion passed by unanimous vote. Members voting "Yes" were: **Tomlin, Gelardi, Giesen, Middleton, Murrow, Dowdy, Sumpter, Walker, Williams, Walton, Pace, Wood, and Dyer.**

In the matter of Disciplinary File Number 2010-02638, Ashlee Kersey, t/a All Exteriors (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Ashlee Kersey, t/a All Exteriors (Respondent)** did not appear at the IFF. **Kersey** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

File Number
2010-02638
Ashlee Kersey, t/a All Exteriors

The presiding Board representatives **Sumpter and Wall** were not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Middleton** and seconded by **Mr. Walker** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Ashlee Kersey** violated the following of its Regulations.

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260 B 2	
Count 2:	18 VAC 50-22-260.B 27	February 1, 2006

The motion passed by unanimous vote. Members voting "Yes" were: **Tomlin, Gelardi, Giesen, Middleton, Murrow, Smith, Dowdy, Walker, Williams, Pace, Wood, Dyer and Walton.**

After further discussion, a motion was made by **Mr. Middleton** and seconded by **Mr. Gelardi** to impose the following sanctions:

Count 1:	\$650.00	
Count 2:	\$650.00	
Total		\$1,300.00

In addition, for violation of Count 1, the Board voted to require Ashlee Kersey have a member of Responsible Management successfully complete a Board approved remedial education class within 90 days of the effective date of this order. The Board voted to revoke the license for the violation of Count 2.

The motion passed by unanimous vote. Members voting “Yes” were: **Tomlin, Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Walker, Dowdy, Williams, Wood, Dyer and Walton.**

In the matter of Disciplinary File Number 2010-01533 Thomas Shores t/a David Shores Heating and Air (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Thomas Shores t/a David Shores Heating and Air (Respondent);** did appear at the IFF. **Thomas Shores** did not attend the Board meeting in person or by counsel or by any other qualified representative.

File Number
2010-01533
Thomas Shores t/a David Shores
Heating and Air

Tammy Stanley (Complainant) did attend the Board meeting. She addressed the Board and shared her agreement.

The presiding Board representative **Wall** was not present and did not vote.

After discussion, a motion was made by **Mr. Walker** and seconded by **Mr. Gelardi** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Thomas David Shores**, violated the following sections of its Regulations:

February 1, 2006		
Count 1:	18 VAC 50-22-260 B 8	
Count 2:	18 VAC 50-22-260.B 27	
Count 3:	18 VAC 50-22-260 B 6	

The motion passed by unanimous vote. Members voting “Yes” were: **Tomlin, Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Dowdy, Sumpter, Walker, Williams, Wood, Dyer and Walton.**

After discussion a motion was made by **Mr. Walker** and seconded by **Mr. Gelardi** to impose the following sanctions.

Count 1		\$350.00
Count 2		\$650.00
Count 3:		\$800.00
Total		\$1,800.00

The Board imposes revocation of license for the violation of Count 1, 2 and 3.

The motion passed by majority vote. Members voting “Yes” were: **Tomlin, Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Dowdy, Sumpter, Walker, Williams, Wood, and Dyer.**

Walton voted “no”.

In the matter of Disciplinary File Number 2010-01973 Phillip Starkey t/a Performance Concrete & Repair (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Phillip Starkey t/a Performance Concrete & Repair (Respondent)** did appear at the IFF. Phillip M Starkey did not attend the Board meeting in person or by counsel or by any other qualified person.

File Number
2010-01973
Phillip Starkey t/a Performance
Concrete & Repair

The presiding Board representative **Mrs. Wall** was not present, did not participate in the discussion and did not vote.

After discussion **Mr. Sumpter** offered a motion seconded by **Mr. Gelardi** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopts the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that Phillip M Starkey violated the following section of its Regulations:

Count !:	18 VAC 50-22-260 B 28 Eff. February 1, 2006
Count 2:	18 VAC 50-22-230 B Eff. September 1, 2001

The motion passed by unanimous vote. Members voting “Yes” were: **Tomlin, Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Dowdy, Sumpter, Walker, Williams, Wood, Dyer and Walton.**

After discussion a motion was made by **Mr. Sumpter** and seconded by **Mr. Dyer** to

impose the following sanctions:

Count 1:	\$1,900.00	
Count 2:	\$850.00	
Total		\$2,750.00

The motion passed by unanimous vote. Members voting “Yes” were: **Tomlin, Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Dowdy, Sumpter, Walker, Williams, Wood, Dyer and Walton.**

In the matter of Disciplinary File Number 2010-02386, Christopher M Atkins, t/a ADCO Construction, (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. Chad Dixon on behalf of Christopher M Atkins (Respondent) did appear at the IFF. He did not appear at the Board meeting in person or by counsel or by any other qualified representative.

File Number
2010-02386
Christopher M Atkins, t/a
ADCO Construction

Oleta Clark, the Complainant, attended the IFF.

The presiding Board representative Mrs. Wall was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by Mr. Sumpter and seconded by Mr. Walker to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that Christopher M Atkins violated the following sections of its Regulations:

Effective February 1, 2006	
Count 2:	18 VAC 50-22-260 B 28

The motion passed by unanimous vote. Members voting “yes” were: **Tomlin, Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Wood, Dowdy, Sumpter, Walker, Williams and Walton.**

After discussion, Mr. Sumpter offered a motion seconded by Mr. Gelardi to impose the following monetary penalty for the violation of the regulation.

Count 2:	\$1,900.00

Total	\$1,890.00
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In addition, for violation of Count 1, the Board voted to impose revocation of license. As to Count 1, the board closes this aspect of the file with a finding of no violation.

The motion passed by unanimous vote. Members voting “Yes” were: **Tomlin, Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Dowdy, Sumpter, Walker, Williams, Wood, Dyer and Walton.**

In the matter of Disciplinary File Number 2010-02464, Scott Joseph Barry, t/a SSB Painting & Design (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

**File Number
 2010-02464
 Scott Joseph Barry, t/a SSB
 Painting & Design**

Scott Joseph Barry, t/a SSB Painting & Design (Respondent) did attend the Informal Fact Finding Conference. Barry did not attend the Board meeting in person or by counsel or by any other qualified representative.

The presiding Board representative **Mrs. Wall** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Sumpter** seconded by, **Mr. Dyer** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations for violations as follows: The Board found that **Scott Joseph Barry** violated the following sections of its Regulations:

February 1, 2006		
Count 1:	18 VAC 50-22-260 B 8	
Count 2:	18 VAC 50-22-260.B 27	
Count 3:	18 VAC 50-22-260.B.9	Two violations
Count 4:	18 VAC 50-22-260.B.9	

The motion passed by unanimous vote. Members voting “yes” were: Tomlin, Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Dowdy, Sumpter, Walker, Williams, Wood, Dyer and Walton.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Dyer** to impose the following sanctions:

Count 2;	\$350.00	
Count 3:	\$300.00	
Count 4:	\$500.00	

Total		\$1,150.00

In addition, for violation of Count 1, 2, 3 and 4, the Board voted to require Scott Joseph Barry have a member of Responsible Management successfully complete a Board approved remedial education class within 90 days of the effective date of this order. As to Count 1, the Board voted to impose no monetary penalty for the violation of the regulation. As to the second count of Count 3, the second violation pertaining to the electrical work, the Board closes this aspect of the file with a finding of no violation.

The motion passed by majority vote. Members voting “yes” were: **Tomlin, Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Dowdy, Sumpter, Walker, Williams, Wood, Dyer and Walton.**

In the matter of Disciplinary File Number 2010-02940, Daly Business Services LLC, t/a Alley’s Tree Removal (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

**File Number
 2010-02940
 Daly Business Services LLC,
 t/a Alley’s Tree Removal**

Daly Business Services LLC, t/a Alley’s Tree Removal (Respondent) did attend the Informal Fact Finding Conference. **Christopher John Daly** did appear at the Board meeting in person. He addressed the Board and requested a reduction in fines due to Military obligations and shared he wishes to terminate Class B and get a Class C license.

The presiding Board representatives **Mrs. Wall** was not present, did not participate in the discussion and did not vote.

After discussion a motion was made by Mr. Walton and seconded by Mr. Sumpter to approve the recommendation contained in the Summary of the Informal Fact-Finding Conference finding violations of the Boards Regulations:

February 1, 2006		
Count 1:	§54.1-1110 Code of Virginia	
Count 2:	18 VAC 50-22-260.B 13	

The motion passed by unanimous vote. Members voting “yes” were: **Tomlin, Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Dowdy, Sumpter, Walker, Williams, Wood, Dyer and Walton.**

After discussion, a motion was made by **Mr. Walton** seconded by, **Mr. Williams** to impose the following monetary penalty for the violation of the regulation.

Count 2:	\$250.00	
Total		\$250.00

In addition, for violation of Count 2, the board voted to require Daly Business Services LLC have a member of Responsible Management successfully complete a Board approved remedial education class within 90 days of the effective date of the order. As to Count 1, the Board voted to impose no sanction for the violation of the Statute.

The motion passed by unanimous vote. Members voting “yes” were: Tomlin, Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Dowdy, Sumpter, Walker, Williams, Wood, Dyer and Walton.

In the matter of Disciplinary File Number 2010-03954, Christopher Atkins t/a ADCO Construction (Respondent); the Board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Christopher Atkins t/a ADCO Construction (Respondent)** did appear at the IFF. **They** did not attend the Board meeting in person or by counsel or by any other qualified representative.

**File Number
2010-03954
Christopher Atkins t/a ADCO
Construction**

The presiding Board representative **Mrs. Wall** was not present and did not participate and did not vote.

After discussion a motion was made by **Mr. Sumpter** and seconded by **Mr. Gelardi** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations to close the case with a finding of no violation.

The motion passed by unanimous vote. Members voting “yes” were: Tomlin, Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Dowdy, Sumpter, Walker, Williams, Wood, Dyer and Walton.

In the matter of Disciplinary File Number 2010-04811, Theresa Thomas t/a American Woodcrafter & Designs (Respondent); the Board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Theresa Thomas t/a American Woodcrafter & Designs** did appear at the IFF. They did not attend the Board meeting in person or by counsel or by any other qualified representative.

**File Number
2010-04811
Theresa Thomas t/a American
Woodcrafter & Designs**

The presiding Board representative **Mrs. Wall** was not present and did not participate and did not vote.

After discussion a motion was made by **Williams and seconded by Giesen** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact Finding Conference with Recommendations to close the case with a finding of no violation.

The motion passed by unanimous vote. Members voting “yes” were: Tomlin, Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Dowdy, Sumpter, Walker, Williams, Wood, Dyer and Walton.

In the matter of Disciplinary File Number 2010-02157, Benjamin Turner And Angela Turner, t/a B & A Construction And Roofing (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference, and the Summary and recommendation.

**File Number
2010-02157
Benjamin Turner And Angela
Turner, t/a B & A Construction
And Roofing**

Benjamin Turner and Angela Turner, t/a B & A Construction And Roofing (Respondent) did not appear at the IFF. **The Turners** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

The presiding Board representatives **Wall and Redifer** were not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Gelardi** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Benjamin Turner and Angela Turner**, violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1:	18 VAC 50-22-230 A	
Count 2:	18 VAC 50-22-260 B 9	February 1, 2006
Count 3:	18 VAC 50-260 B 27	September 1, 2001
Count 4:	18 VAC 50-22-260 B 27	
Count 5:	18 VAC 50-22-260 B 15	
Count 6:	18 VAC 50-22-260 B 17	February 1, 2006
Count 7:	18 VAC 50-22-260 B 15	
Count 8:	18 VAC 50-22-260 B 16	

The motion passed by unanimous vote. Members voting “yes” were: **Tomlin, Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Dowdy, Sumpter, Walker, Williams, Wood, Dyer and Walton.**

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Williams** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Benjamin Turner And Angela Turner**, violated the following sections of its Regulations:

The Board voted to imposes the following penalty for the violation of the regulation.

Sanctions		
Count 1:		\$350.00
Count 2:		\$300.00
Count 3:		\$650.00
Count 4:		\$650.00
Count 5:		\$1,700.00
Count 6:		\$1,500.00
Count 7:		\$1,700.00
Count 8:		\$1,950.00
Total		\$8,800.00

In addition, for violation of Count 1, and 2, the Board voted to require **Benjamin Turner And Angela Turner** has a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the effective date of this order. Failure to comply with the terms will result in the automatic imposition of license suspension.

The Board also imposes Revocation of license for the violation of Count 3, 4, 5, 6 and 7.

The motion passed by unanimous vote. Members voting “yes” were: **Tomlin, Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Dowdy, Sumpter, Walker, Williams, Wood, Dyer and Walton.**

In the matter of Disciplinary File Number 2010-03147, Joseph Delise Sr, t/a Delise Painting & Tile, (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference, and the Summary and recommendation.

**File Number
2010-03147
Joseph Delise Sr, t/a Delise
Painting & Tile**

Joseph Delise Sr, t/a Delise Painting & Tiles (Respondent) did appear at the IFF. **Joseph Delise Sr** did not appear at the Board meeting in person or by counsel or by any qualified individual.

The presiding Board representatives **Wall and Redifer** were not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Gelardi** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Joseph Delise Sr**, violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260 B 2	

The motion passed by unanimous vote. Members voting “yes” were: **Tomlin, Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Dowdy, Sumpter, Walker, Williams, Wood, Dyer and Walton.**

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Gelardi** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Joseph Delise Sr**, violated the following sections of its Regulations:

The Board voted to impose the following penalty for the violation of the regulation.

Sanctions		
Count 1:		Remedial Education
Total		Remedial Education

In addition, for violation of Count 1, the Board voted to require **Joseph Delise Sr** has a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the effective date of this order. Failure to comply with the terms will result in the automatic imposition of license suspension.

The motion passed by unanimous vote. Members voting “yes” were: **Tomlin, Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Dowdy, Sumpter, Walker, Williams, Wood, Dyer and Walton.**

In the matter of Disciplinary File Number 2010-04229, Cardinal Construction Services, Inc, (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference, and the Summary and recommendation.

**File Number
2010-04229
Cardinal Construction
Services, Inc.**

Patrick Rankin for Cardinal Construction Services, Inc (Respondent) did appear at the IFF. **Patrick Rankin** did not appear at the Board meeting in person, or by

counsel, or by qualified individual.

The presiding Board representatives **Wall and Hart** were not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Walker** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Cardinal Construction Services Inc**, violated the following sections of its Regulations:

Count 1: §54.1-1110 Code of Virginia

The motion passed by unanimous vote. Members voting “yes” were: **Tomlin, Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Dowdy, Sumpter, Walker, Williams, Wood, Dyer and Walton.**

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Dowdy** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Cardinal Construction Services Inc**, violated the following sections of its Regulations:

The Board voted to impose the following penalty for the violation of the regulation.

Revocation of license for the violation of Count 1.

The motion passed by unanimous vote. Members voting “yes” were: **Tomlin, Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Dowdy, Sumpter, Walker, Williams, Wood, Dyer and Walton.**

In the matter of Disciplinary File Number 2009-04087, King’s Construction Inc., (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference, and the Summary and recommendation.

File Number
2009-04087
King’s Construction Inc.

King’s Construction Inc (Respondent) did not appear at the IFF. **King’s Construction Inc** did not appear at the Board meeting in person, or by counsel or by qualified individual.

The presiding Board representatives **Walton and Wood** were not present, did not participate in the discussion and did not vote. Mr. Smith chaired this case.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Dowdy** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **King's Construction Incorporated**, violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260 B 6	
Count 2:	18 VAC 50-22-260 B 29	February 1, 2006
Count 3:	18 VAC 50-260 B 29	Two violations
Count 4:	18 VAC 50-22-260 B 26	
Count 5:	18 VAC 50-22-220 A	
Count 6:	18 VAC 50-22-260 B 28	February 1, 2006
Count 7:	18 VAC 50-22-260 B 13	
Count 8:	18 VAC 50-22-260 B 12	

The motion passed by unanimous vote. Members voting "yes" were: **Tomlin, Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Dowdy, Sumpter, Walker, Williams, and Dyer.**

After discussion, a motion was made by **Mr. Williams** and seconded by **Mrs. Tomlin** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **King's Construction Incorporated**, violated the following sections of its Regulations:

The Board voted to impose the following penalty for the violation of the regulation.

Sanctions		
Count 1:		\$1,000.00
Count 3:		\$500.00
Count 4:		\$1,000.00
Count 5:		\$400.00
Count 6:		\$350.00
Count 7:		\$2,000.00
Count 8:		\$2,500.00
Total		\$10,250.00

In addition, for violation of Count 1, 2, 3, 4, and 5, the Board voted to require **King's Construction Incorporated** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of

the effective date of this order. Failure to comply with the terms will result in the automatic imposition of license suspension.

The Board also imposes Revocation of license for the violation of Count 6, 7, and 8.

The motion passed by unanimous vote. Members voting “yes” were: **Tomlin, Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Dowdy, Sumpter, Walker, Williams, and Dyer.**

In the of Disciplinary File Number 2010-00537, Man Chun Kim, t/a With Us Interior, (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference, and the Summary and recommendation.

**File Number
2010-00537
Man Chun Kim, t/a With Us
Interior**

Man Chun Kim, t/a With Us Interior (Respondent) did appear at the IFF. **Man Chun Kim** did not appear at the Board meeting in person, or by counsel or by qualified representative.

The presiding Board representative **Mr. Wood** was not present, did not participate in the discussion and did not vote. Mr. Smith chaired this case.

After discussion, a motion was made by **Mr. Williams** and seconded by **Mrs. Tomlin** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Man Chun Kim**, violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260 B 18	Two violations
Count 2:	18 VAC 50-22-260 B 13	

The motion passed by unanimous vote. Members voting “yes” were: **Tomlin, Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Dowdy, Sumpter, Walker, Williams, Dyer and Walton.**

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Gelardi** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Man Chun Kim**, violated the following sections of its Regulations:

The Board voted to impose the following penalty for the violation of the regulation.

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Sanctions		
Count 1:		\$800.00
Count 2:		\$1,300.00
Total		\$2,100.00

In addition, for violation of Count 1, the Board voted to require **Man Chun Kim** has a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the effective date of this order. Failure to comply with the terms will result in the automatic imposition of license suspension.

The Board also imposes Revocation of license for the violation of Count 2

The motion passed by unanimous vote. Members voting “yes” were: **Tomlin, Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Dowdy, Sumpter, Walker, Williams, Dyer and Walton.**

In the matter of Disciplinary File Number 20101-01902, The Q Companies LLC, (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference, and the Summary and recommendation.

File Number
2010-01902

The Q Companies LLC

Quin Hershberger for The Q Companies LLC (Respondent) did appear at the IFF. **The Q Companies LLC** did not appear at the Board meeting in person or by counsel or by qualified representative.

The presiding Board representatives **Wood, Redifer and Wall** were not present, did not participate in the discussion and did not vote. Mr. Smith chaired this case.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **The Q Companies LLC**, violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260 B 2	
Count 2:	18 VAC 50-22-260 B 8	February 1, 2006
Count 4:	18 VAC 50-260 B 6	
Count 4:	18 VAC 50-22-260 B 6	
Count 5:	18 VAC 50-22-260 B 6	

The motion passed by unanimous vote. Members voting “yes” were: **Tomlin, Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Dowdy, Sumpter, Walker,**

Williams, Dyer and Walton.

After discussion, a motion was made by **Mr. Pace** and seconded by **Mrs. Tomlin** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **The Q Companies LLC**, violated the following sections of its Regulations:

The Board voted to impose the following penalty for the violation of the regulation.

Sanctions		
Count 1:		\$650.00
Count 2:		\$350.00
Count 3:		\$800.00
Count 4:		\$800.00
Count 5:		\$800.00
Total		\$3,400.00

The Board also imposes Revocation of license for the violation of Count 3, 4, and 5.

The motion passed by unanimous vote. Members voting “yes” were: **Tomlin, Gelardi, Giesen, Middleton, Murrow, Smith, Pace, Dowdy, Sumpter, Walker, Williams, Dyer and Walton.**

In the matter of Consent Order File Number 2010-01822 Board v. Alan Toothman Construction Inc.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
 2010-01822
 Alan Toothman
 Construction, Inc.**

Alan Toothman Construction, Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 29	\$250.00
Count 2:	18 VAC 50-22-260 B 29	\$250.00
Count 3:	18 VAC 50-22-260 B 9	\$500.00
Board Costs		\$350.00
Total		\$1,350.00
Further, Alan Toothman Construction, Inc., agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2010-00119 Board v. John Henry Oakley, t/a Precision Renovations; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
 2010-00119
 John Henry Oakley, t/a
 Precision Renovations**

John Henry Oakley, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-230 A	\$350.00
Count 2:	18 VAC 50-22-260.B.6	\$800.00
Board Costs		\$150.00
Total		\$1,300.00
Further, John Henry Oakley , agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, and Williams.**

Mrs. Wood was not present and did not vote.

In the matter of Consent Order File Number 2010-00980 Board v. CMH Homes, Inc., t/a Oakwood Homes; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
 2010-00980
 CMH Homes, Inc., t/a Oakwood
 Homes**

CMH Homes, Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 6	\$1,000.00
Board Costs		\$ 150.00
Total		\$1,150.00
Further, CMH Homes, Inc. , agrees to have a member of Responsible Management successfully complete a Board-approved		

remedial education class.

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2010-02066 Board v. Chuck Renner Contracting, LLC; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-02066
Chuck Renner
Contracting, LLC

Chuck Renner Contracting, LLC, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 27	\$500.00
Count 2:	18 VAC 50-22-260.B.29 (3 violations @ \$300.00 each)	\$900.00
Count 3:	18 VAC 50-22-260 B 18	\$600.00
Count 4:	18 VAC 50-22-260 B 17	\$1,000.00
Board Costs		\$150.00
Total		\$3,150.00

In addition, for violation of Counts 3 and 4, Chuck Renner Contracting, LLC agrees to a two (2) year probation of its license as of the effective date of this Order. During this two (2) year probation, Chuck Renner Contracting, LLC agrees to :

1. Not be in violation of any rules and regulations of the Board for Contractors for transactions occurring after the effective date of this Order;
2. Not be involved in any lawsuits that arise from conduct related to its licensure with the Board/Department;

If Chuck Renner Contracting LLC violates any terms of this probation, its license shall be automatically revoked. Chuck Renner Contracting, LLC understands the right to have this revocation considered in an Informal Fact Finding Conference and/or formal hearing under sections 2.2-4010, 2.2-4020 and 2.2-4021 of the Code of Virginia, and knowingly and voluntarily waives and rights to these proceedings.

Further, **Chuck Renner Contracting, LLC**, agrees to have a member of Responsible Management successfully complete a

Board-approved remedial education class.

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2010-02158 Board v. Virgil L Henry, t/a Paving & Seal Coating; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2010-02158
Virgil L Henry, t/a
Paving & Seal Coating**

Virgil L Henry, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 27	\$650.00
Count 2:	18 VAC 50-22-260.B.10	\$300.00
Board Costs		\$150.00
Total		\$1,100.00
Further, Virgil L Henry , agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2010-02175 Board v. Rays Drywall & Painting LC, t/a Drywall & Painting LC; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2010-02175
Rays Drywall & Painting LC,
t/a Rays Drywall & Painting LC**

Rays Drywall & Painting LC, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$100.00
Board Costs		\$150.00
Total		\$250.00
Further, Rays Drywall & Painting LC , agrees to have a member of Responsible Management successfully complete a Board-		

approved remedial education class.

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2010-02240 Board v. James R McGhee, t/a Personalized Custom Building; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
 2010-02240
 James R McGhee, t/a
 Personalized Custom Building**

James r McGhee, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 9	\$900.00
Count 2:	18 VAC 50-22-230 A	\$1,000.00
Board Costs		\$150.00
Total		\$2,050.00
Further, James R McGhee , agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2010-01822 Board v. Alan Toothman Construction Inc.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
 2010-01822
 Alan Toothman
 Construction, Inc.**

Alan Toothman Construction, Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 29	\$250.00
Count 2:	18 VAC 50-22-260 B 29	\$250.00
Count 3:	18 VAC 50-22-260 B 9	\$500.00
Board Costs		\$350.00
Total		\$1,350.00

Further, **Alan Toothman Construction, Inc.**, agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2010-00119 Board v. John Henry Oakley, t/a Precision Renovations; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-00119
John Henry Oakley, t/a
Precision Renovations

John Henry Oakley, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-230 A	\$350.00
Count 2:	18 VAC 50-22-260.B.6	\$800.00
Board Costs		\$150.00
Total		\$1,300.00

Further, **John Henry Oakley**, agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, and Williams.**

Mrs. Wood was not present and did not vote.

In the matter of Consent Order File Number 2010-00980 Board v. CMH Homes, Inc., t/a Oakwood Homes; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-00980
CMH Homes, Inc., t/a Oakwood
Homes

CMH Homes, Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 6	\$1,000.00
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Board Costs		\$ 150.00
Total		\$1,150.00
Further, CMH Homes, Inc. , agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2010-02066 Board v. Chuck Renner Contracting, LLC; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-02066
Chuck Renner
Contracting, LLC

Chuck Renner Contracting, LLC, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 27	\$500.00
Count 2:	18 VAC 50-22-260.B.29 (3 violations @ \$300.00 each)	\$900.00
Count 3:	18 VAC 50-22-260 B 18	\$600.00
Count 4:	18 VAC 50-22-260 B 17	\$1,000.00
Board Costs		\$150.00
Total		\$3,150.00

In addition, for violation of Counts 3 and 4, Chuck Renner Contracting, LLC agrees to a two (2) year probation of its license as of the effective date of this Order. During this two (2) year probation, Chuck Renner Contracting, LLC agrees to :

3. Not be in violation of any rules and regulations of the Board for Contractors for transactions occurring after the effective date of this Order;
4. Not be involved in any lawsuits that arise from conduct related to its licensure with the Board/Department;

If Chuck Renner Contracting LLC violates any terms of this probation, its license shall be automatically revoked. Chuck Renner Contracting, LLC understands the right to have this revocation considered in an Informal Fact Finding Conference and/or formal hearing under sections 2.2-4010, 2.2-4020 and 2.2-4021 of the Code of Virginia, and knowingly and voluntarily

waives and rights to these proceedings.

Further, **Chuck Renner Contracting, LLC**, agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2010-02158 Board v. Virgil L Henry, t/a Paving & Seal Coating; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-02158
Virgil L Henry, t/a
Paving & Seal Coating

Virgil L Henry, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 27	\$650.00
Count 2:	18 VAC 50-22-260.B.10	\$300.00
Board Costs		\$150.00
Total		\$1,100.00
Further, Virgil L Henry , agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2010-02175 Board v. Rays Drywall & Painting LC, t/a Drywall & Painting LC; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-02175
Rays Drywall & Painting LC,
t/a Rays Drywall & Painting LC

Rays Drywall & Painting LC, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$100.00
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Board Costs		\$150.00
Total		\$250.00
Further, Rays Drywall & Painting LC , agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2010-02240 Board v. James R McGhee, t/a Personalized Custom Building; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number

2010-02240

James R McGhee, t/a

Personalized Custom Building

James r McGhee, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 9	\$900.00
Count 2:	18 VAC 50-22-230 A	\$1,000.00
Board Costs		\$150.00
Total		\$2,050.00
Further, James R McGhee , agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2010-02392 Board v. Thomas Edward Showers; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number

2010-02392

Thomas Edward Showers

Thomas Edward Showers, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

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Count 1:	18 VAC 50-22-260 B 18	\$500.00
Board Costs		\$150.00
Total		\$650.00
Further, Thomas Edward Showers , agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2010-02419 Board v. Pro Construction Tidewater Inc.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-02419
Pro Construction of Tidewater, Inc.

Pro Construction of Tidewater, Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 27	\$650.00
Board Costs		\$150.00
Total		\$800.00
Further, Pro Construction of Tidewater Inc., agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2010-02645 Board v. George T Weeks, t/a G T Weeks Contracting; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-02645
George T Weeks, t/a
G T Weeks Contracting

George T Weeks, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 31	\$800.00
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Count 2:	18 VAC 50-22-260.B.26	\$850.00
Board Costs		\$150.00
Total		\$1,800.00
Further, George T Weeks , agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2010-02897 Board v. Leetta Bateman, t/a Bateman Powerwashing & Sealing; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number

2010-02897

Leetta Bateman, t/a Bateman Powerwashing & Sealing

Leetta Bateman, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$350.00
Count 2:	18 VAC 50-22-260.B 8	\$350.00
Board Costs		\$150.00
Total		\$850.00
Further, Leetta Bateman , agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2010-02918 Board v. ANM Carpentry Inc.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number

2010-02918

ANM Carpentry Inc.

ANM Carpentry Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

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Count 1:	18 VAC 50-22-260 B 18	\$2,500.00
Board Costs		\$150.00
Total		\$2,650.00
It is noted that a member of Responsible Management for ANM Carpentry completed the Virginia Contractor Basic Business/Pre-License education course on May 7, 2010.		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2010-03205 Board v. Stuart Components Inc.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-03205
Stuart Components Inc.

Stuart Components Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 31	\$100.00
Board Costs		\$150.00
Total		\$250.00
Further, Stuart Components Inc., agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2010-03382 Board v. Roctile LLC; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-03382
Roctile LLC

Roctile LLC, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8 (5)	\$1,750.00
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	violations @ \$350.00 each)	
Count 2:	18 VAC 50-22-260.B.29 (2 violations @ \$600.00 each)	\$1,200.00
Board Costs		\$150.00
Total		\$3,100.00
<p>In addition, for violation of Counts 1 and 2, Roctile LLC agrees to revocation of its license.</p> <p>The Board shall waive imposition of the \$1,750.00 monetary penalty for violation of Count 1 and the Board shall waive imposition of the \$1,200.00 monetary penalty for violation of Count 2.</p> <p>Further, the Board shall waive imposition of the Board costs in the amount of \$150.00.</p>		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2010-03498 Board v. M W Blake, t/a M W Blake General Contractor; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-03498

M W Blake, t/a M W Blake
General Contractor

M W Blake, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 28 – 2008 regulations	\$1,900.00
Count 2:	18 VAC 50-22-260.B.28 – 2008 regulations	\$1,900.00
Count 3:	18 VAC 50-22-260 B 28 – 2006 regulations (2 violations @ \$1,900.00 each)	\$3,800.00
Count 4:	18 VAC 50-22-260 B 28 – 2003 regulations (2 violations @ \$1,900.00 each)	\$3,800.00
Count 5:	18 VAC 50-22-260 B 28 – 2001 regulations	\$1,900.00

Board Costs		\$150.00
Total		\$13,450.00
<p>In addition, for violation of Counts 1-5, M W Blake agrees to revocation of his license.</p> <p>The Board shall waive imposition of the \$13,300.00 in monetary penalties and license revocation for Counts 1-5 provided M W Blake satisfies the judgments and provides the Board with proof of the satisfaction within ninety (90) days of the effective date of this order. If Blake fails to comply with these conditions, then the full monetary penalties and license revocation will be automatically imposed.</p>		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2010-03571 Board v. Theresa Faye Thomas, t/a American Woodcrafter & Designs; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
 2010-03571
 Theresa Faye Thomas, t/a
 American Woodcrafter & Designs**

Theresa Faye Thomas, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 10	\$30000
Count 2:	18 VAC 50-22-260.B.27	\$650.00
Board Costs		\$150.00
Total		\$1,100.00
<p>Further, Theresa Faye Thomas, agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.</p>		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2010-03575 Board v. M W Blake, t/a M W Blake General Contractor; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts

**File Number
 2010-03575
 M W Blake, t/a M W Blake**

regarding the regulatory and/or statutory issues in this matter.

General Contractor

M W Blake, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 28	\$1,900.00
Board Costs		\$150.00
Total		\$2,050.00

In addition, for violation of Count 1, M W Blake agrees to revocation of his license.

The Board shall waive imposition of the \$1,900.00 in monetary penalties and license revocation for Count 1 provided M W Blake satisfies the judgments and provides the Board with proof of the satisfaction within ninety (90) days of the effective date of this order. If Blake fails to comply with these conditions, then the full monetary penalties and license revocation will be automatically imposed.

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2010-03649 Board v. James O Brook, Jr.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-03649
James O Brook, Jr.

James O Brook, Jr., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 9	\$150.00
Count 2:	18 VAC 50-22-260.B 27	\$500.00
Board Costs		\$150.00
Total		\$800.00

Further, **James O Brooks, Jr.**, agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the

Consent Order with an unanimous vote: Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2010-03663 Board v. Dement Development, Inc.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2010-03663
Dement Development, Inc.**

Dement Development, Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 17	\$1,200.00
Count 2:	18 VAC 50-22-260.B 6	\$600.00
Count 3:	18 VAC 50-22-260 B 25	\$850.00
Count 4:	18 VAC 50-22-260 B 16	\$600.00
Board Costs		\$150.00
Total		\$3,400.00
Further, Dement Development, Inc., agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams,** the Board ratified the Consent Order with an unanimous vote: Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2010-03689 Board v. BRAC T, Inc.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2010-03689
BRAC T Inc.**

BRAC T, Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 28	\$1,900.00
Board Costs		\$150.00
Total		\$2,050.00
In addition, for violation of Count 1, BRAC T, Inc. agrees to revocation of its license.		
Further, the Board shall waive imposition of the \$1,900.00		

monetary penalty and license revocation for Count 1 provided BRAC, Inc. satisfies the judgment and provides the Board with proof of the satisfaction within ninety (90) days of the effective date of this Order. If BRAC, Inc. fails to comply with these conditions, then the full monetary penalty and license revocation will be automatically imposed.

Further, **BRAC, Inc.**, agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2010-03733 Board v. William F. Insley; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-03733
William F. Insley

William F. Insley, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-30-190.5	\$250.00
Board Costs		\$150.00
Total		\$400.00
Further, William F. Insley, agrees to successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2010-03743 Board v. R C Koontz Carpentry, Inc.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-03743
R C Koontz Carpentry, Inc.

R C Koontz Carpentry, Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

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Count 1:	18 VAC 50-22-260 B 27	\$650.00
Board Costs		\$150.00
Total		\$800.00

In addition, the Board shall waive imposition of the \$650.00 monetary penalty for Count 1 provided R C Koontz Carpentry, Inc. adds the building (BLD) specialty to its license within ninety (90) days of the effective date of this Order. If R C Koontz Carpentry, Inc. fails to comply with this condition, then the full monetary penalty will be automatically imposed.

Further, **R C Koontz Carpentry, Inc.**, agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2010-03757 Board v. George L. Gobble; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-03757

George L. Gobble

George L. Gobble, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$350.00
Count 2:	18 VAC 50-22-230 A	\$100.00
Count 3:	18 VAC 50-22-260 B 27	\$200.00
Board Costs		\$150.00
Total		\$800.00

In addition, the Board shall waive imposition of the \$350.00 monetary penalty for Count1, the \$100.00 monetary penalty for Count 2, and the \$200.00 monetary penalty for Count 3 provided George L Gobble successfully completes a Board-approved remedial education class within ninety (90) days of the effective date of this Order. If George L Gobble fails to comply with this condition, then the full monetary penalties will be automatically imposed.

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2010-03970 Board v. JTL Construction Inc.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-03970
JTL Construction, Inc.

JTL Construction, Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$350.00
Board Costs		\$150.00
Total		\$500.00
Further, JTL Construction , agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2010-03997 Board v. Robert Wayne Willis; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-03997
Robert Wayne Willis

Robert Wayne Willis, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-30-190 1	\$1,000.00
Count 2:	18 VAC 50-30-190 5	\$1,000.00
Board Costs		\$150.00
Total		\$2,150.00
In addition, for violation of Count 1, Robert Wayne Willis agrees to a six (6) month suspension of his license.		
Also, for violation of Count 1, Robert Wayne Willis agrees to successfully complete a Board-approved remedial education class.		

Further, for violation of Count 2, Robert Wayne Willis agrees to satisfy the judgment and provide the Board with proof of the satisfaction within ninety (90) days of the effective date of this Order. If Willis fails to comply with these conditions, then license revocation will be automatically imposed.

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2010-04108 Board v. Wedge Construction, Inc.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number

2010-04108

Wedge Construction, Inc.

Wedge Construction Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$350.00
Count 2:	18 VAC 50-22-260.B 6	\$800.00
Board Costs		\$150.00
Total		\$1,300.00

Further, **Wedge Construction, Inc.,** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2010-04122 Board v. Mehran Michael Bahremand, t/a General Contracting Solutions; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number

2010-04122

**Mehran Michael Bahremand, t/a
General Contracting Solutions**

Mehran Michael Bahremand, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 31	\$400.00
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Count 2:	18 VAC 50-22-260.B 27	\$650.00
Board Costs		\$150.00
Total		\$1,200.00
Further, Mehran Michael Bahremand , agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2010-04296 Board v. Hardesty Construction, Inc.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-04296
Hardesty Construction, Inc.

Hardesty Construction, Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 29	\$0.00
Board Costs		\$150.00
Total		\$150.00
Further, Hardesty Construction, Inc. , agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2010-04324 Board v. Waters Craftsmen, Inc., t/a Preservation Trades Co.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-04324
Waters Craftsmen, Inc., t/a
Preservation Trades Co.

Waters Craftsmen, Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 9	\$100.00
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Board Costs		\$150.00
Total		\$250.00
Further, Waters Craftsmen, Inc. , agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2010-04365 Board v. Richard Alvin Crotty; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-04365
Richard Alvin Crotty

Richard Alvin Crotty, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-30-190-5	\$450.00
Board Costs		\$150.00
Total		\$600.00
Further, Richard Alvin Crotty, agrees to successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2010-04717 Board v. All Points Countertop, Inc.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-04717
All Points Countertop, Inc.

All Points Countertop, Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 27	\$650.00
Board Costs		\$150.00
Total		\$800.00
Further, All Points Countertop, Inc. , agrees to have a member of		

Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2010-04725 Board v. David Bowman, t/a Bowman’s Construction; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-04725
David Bowman, t/a Bowman’s
Construction

David Bowman, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 27	\$650.00
Board Costs		\$150.00
Total		\$800.00

In addition, the Board agrees to waive \$350.00 of the monetary penalty for Count 1 provided David Bowman obtains a Class B license within ninety (90) days of the effective date of this Order. If David Bowman fails to comply with this condition, then the full monetary penalty will be imposed.

Further, **David Bowman**, agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2010-04804 Board v. Talbert E. Dowling, III; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-04804
Talbert E. Dowling, III

Talbert E. Dowling, III, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

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Count 1:	18 VAC 50-30-190 1	\$750.00
Count 2:	18 VAC 50-30-190 5	\$750.00
Board Costs		\$150.00
Total		\$1,650.00
Further, Talbert E. Dowling, III , agrees to successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2010-04816 Board v. Southern Landscaping and Construction, Inc.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-04816
Southern Landscaping and Construction, Inc.

Southern Landscaping and Construction, Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 9	\$400.00
Count 2:	18 VAC 50-22-260.B 8	\$350.00
Board Costs		\$150.00
Total		\$900.00
Further, Southern Landscaping and Construction, Inc. , agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2010-05939 Board v. Dale Alan Beard; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-05939
Dale Alan Beard

Dale Alan Beard, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

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Count 1:	18 VAC 50-22-260 B 19	\$0.00
Board Costs		\$150.00
Total		\$150.00
Further, Dale Alan Bear , agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2011-00628 Board v. Woodlawn Construction Company, Inc.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2011-00628
Woodlawn Construction
Company, Inc.

Woodlawn Construction Company, Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 29	\$1,000.00
Board Costs		\$150.00
Total		\$1,150.00
Further, Woodlawn Construction Company, Inc., agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2011-01137 Board v. Brian K. Anderson, t/a Anderson Homes; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2011-01137
Brian K. Anderson, t/a Anderson
Homes

Brian K. Anderson, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 28	\$0.00
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Board Costs		\$0.00
Total		\$0.00
Further, Brian K. Anderson , agrees to revocation of his license (Number 2705-083181).		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Consent Order File Number 2010-02929 Board v. Homemedik LLC, t/a Homemedik LLC; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-02929
Homemedik LLC, t/a
Homemedik LLC

Homemedik LLC, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 10	\$150.00
Count 2:	18 VAC 50-22-260.B 6	\$600.00
Board Costs		\$150.00
Total		\$900.00
Further, Homemedik LLC , agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with an unanimous vote: Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

The DPOR team of Mrs. Mayo and Mrs. Roth shared there were six education providers and course applications for consideration before the Committee on Monday, October 18, 2010. The Recommendations were shared with the Board and a vote was requested.

Committee Report
Adrienne Mayo and
Leas Roth

NAME	EDUCATION	TYPE
Elton Fahnestock	Gas Fitter	Continuing Education in the Classroom (1 class total)
Carolinas Electrical Contractors Association, Inc.	Electrical	Continuing Education in the Classroom (1 class)
A+ Tradesman Continuing	HVAC, Plumbing, Gas Fitting,	Continuing Education in the

Education	Electrical	Classroom, Online and via Correspondence (12 classes total) (All subjects are being offered three diff. ways)
Chesterfield County Building Inspector's Office	HVAC, Plumbing, Gas Fitting, Electrical	Continuing Education in the Classroom (4 classes total)
Premier Electric	Gas Fitter	Continuing Education in the Classroom (1 class total)
MyElectricalCEU.com	Electrical	Continuing Education Online (1 class total)

A motion was offered by Mr. Walton and seconded by Mr. Sumpter to receive the report and the recommendations from the Committee granting approval to the schools listed. The Motion passed with an unanimous vote: Members voting "Yes" were: Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.

The Board took a 10 minute break to get their lunch and continue working.

Break

Committee Information: The Committee chairman is Mr. Middleton and the vice Chair is Mr. Dowdy.

Adrienne Mayo

Mr. Robinson, Chief Inspector for Chesterfield County addressed the Board. He commented on the Board and Staff and commended them for their hard work and dedication.

Mr. Roger Robinson

Mr. Dean Ricks provided training to the Board members and talked with them about the Informal Fact Finding Conference Schedule for 2011. He shared that he would be pairing them with other Board members as they start hearing the proceedings. He would develop a schedule and be in touch with each Board member.

Dean Ricks

Eric Olson discussed the Recovery Fund statement that has been provided to the Board. It is mandatory (statutory Requirement) to maintain a balance of \$400,000.00 in the account.

Recovery Fund Statement

The Board voted to withdraw its emergency regulatory package for the issuance of temporary licenses to tradesman and certificate holders. This was in response to instruction received regarding those packages submitted where the regulations were being amended to indicate that no temporary licenses would be issued. Motion was offered by Walton and seconded by Tomlin. The Motion passed with an unanimous vote: Members voting "Yes" were: Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.

Adrienne Mayo

Board Business

Motion was offered by Sumpter and seconded by Smith to retain the policy, adopted in 1997, that allows a contractor holding the Highway/Heavy classification to complete the installation and repair of service lines to residential and commercial structures.

The Motion passed with an unanimous vote: Members voting “Yes” were: Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.

Motion was offered by Tomlin and seconded by Smith to adopt a policy, which will eventually make its way into the regulations, which will allow a contractor holding the Building classification to perform foundation work. Current regulations list foundation work under the definition of the scope of practice for Highway/Heavy Contractors.

The Motion passed with an unanimous vote: Members voting “Yes” were: Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.

Dowdy offered a Motion seconded by Williams to adopt a policy clarifying the scope of practice for plumbers, with regards to work that may be performed on water well systems. The new policy will require contractors to hold the Water Well/Pump (WWP) specialty to perform work inside a well or well casing. This particular clarification will prohibit plumbers from performing work on submersible pumps in drilled wells.

The Motion passed with an unanimous vote: Members voting “Yes” were: Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.

A motion was offered by Sumpter and seconded by Walker to adopt a policy stating that once an individual license or certification candidate completes the regulatory portion of the examination, it does not have to be retaken if the candidate decides to upgrade an existing license. This new policy matches the one that has been in place for contractor Designated Employee candidates since 1995.

The Motion passed with an unanimous vote: Members voting “Yes” were: Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.

Williams offered a motion seconded by Walton to direct staff to allow courses that are not comprehensive code updates, but are still based on code elements, to apply for review by the committee and let them be subject to approval by the board for continuing education. Prior to this direction, only comprehensive code

update courses were approved by the Board.

The Motion passed with an unanimous vote: Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

Smith offered a motion seconded by Dowdy to grant the authority of approving course provider applications to the Licensing and Education Administrator as part of the job duties in the processing of education course applications. This authority only extends to already approved providers and already approved courses. It does not extend to new applications for approval.

The Motion passed with an unanimous vote: Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

Eric Olson shared that “Scope of Practice” will be discussed at the December Board meeting.

2011 Committee and Board meeting schedule was reviewed and voted as final. Smith offered a motion seconded by Tomlin to adopt the 2011 Committee and Board meeting schedule as final.

The Motion passed with an unanimous vote: Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

The next Board meeting will be December 7th, 2010.

The Board Chair asked all members to be certain to complete and turn in their paperwork for processing to Sheila Watkins prior to leaving the meeting. She also shared that their being no objections, staff would be preparing Resolutions for previous Board members to be given at the December meeting.

Their being no further business to come before the board, the meeting was adjourned at **12:20 p.m.** upon a motion by **Mrs. Tomlin** and seconded by **Mr. Smith**. The motion passed by unanimous vote. Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

Agenda item for December

2011 Board Meeting Schedule and 2011 Committee Meeting Schedule

Next Board meeting

Paperwork and Resolutions

Adjournment

Board for Contractors Meeting Minutes

October 20th, 2010

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Dorothy Wood, Chairman

Gordon N. Dixon, Secretary

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Custodian of the Record