BOARD FOR CONTRACTORS BOARD MEETING

MINUTES

The Board for Contractors met on Tuesday, April 19th, 2011 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 15 members on this board, in which seven constitutes a quorum pursuant to §54.1-1102.

Dorothy Wood, Chairman
Herbert "Jack" Dyer, Jr.
Bailey Dowdy
Michael Gelardi
David Giesen
E. G. "Rudy" Middleton, III
Doug Murrow
E. C. "Chick" Pace, III
Troy Smith
Pete Sumpter
Deborah Tomlin
Dwight Todd Vander Pol
Bruce Williams

Board members absent from the meeting were: Chancey Walker and Wyatt H. Walton, III.

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

Eric L. Olson, Executive Director
Sheila Watkins, Administrative Assistant
Karen Bullock, Administrative Assistant
Earlyne Perkins, Legal Analyst
Victoria Traylor, Legal Analyst
Kristen Becker, Legal Analyst
Chris Kunkel, Licensing Education Specialist
Deborah Ogram. Licensing 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

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

Approval of the Agenda

Board members, Walker and Walton, were not present at the Board meeting.

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

Approval of Minutes

January 11th, 2011 Board for Contractors Meeting
January 4th , 2011 Informal Fact Finding Conference
January 25th , 2011 Informal Fact Finding Conference
January 26th, 2011 Informal Fact Finding Conference
January 27th , 2011 Informal Fact Finding Conference
February 8th, 2011 Informal Fact Finding Conference
February 15th, 2011 Informal Fact Finding Conference
February 22nd, 2011 Informal Fact Finding Conference
February 24th, 2011 Informal Fact Finding Conference
February 25th, 2011 Informal Fact Finding Conference
March 8th, 2011 Informal Fact Finding Conference

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

Board members, Walker and Walton, were not present at the Board meeting.

There was no public comment.

Public Comment Period

In the matter of Recovery Fund File Number 2010-02364, Mark and Mary Brandon (Claimants) vs. Cory Fitchett t/a C L Fitchett Construction (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Cory Fitchett T/a Fitchett Construction (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Mark and Mary Brandon (Claimant) did not** attend the Board meeting.

File Number
2010-02364
Mark & Mary Brandon (Claimant) vs. Cory Fitchett t/a C L Fitchett Construction (Regulant)

This is a Prima Facie case.

After discussion, a motion was made by **Mr. Giesen** and seconded by **Mr. Vander Pol** 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: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Sumpter, Tomlin, Williams and Wood.**

Board members, Smith, Walker and Walton, were not present at the Board meeting.

In the matter of Recovery Fund File Number 2010-04384, Gary & Mary Brooks (Claimant) vs. Daniel Dodson Custom Builder (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Daniel Dodson Custom Builder (Regulant)** did appear at the board meeting. They addressed the board. **Daniel Dodson Custom Builder (Claimant) did not** attend the Board meeting.

File Number
2010-04384
Gary & Mary Brooks (Claimant) vs. Daniel Dodson Custom Builder (Regulant)

This is a Prima Facie case.

After discussion, a motion was made by **Mr. Gelardi** and seconded by **Mr. Williams** 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: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Sumpter, Tomlin, Williams and Wood.**

Board members, Smith, Walker and Walton, were not present at the Board meeting.

Mr. Smith arrived at the meeting at 9:20 am.

Board Member Arrival

In the matter of Recovery Fund File Number 2010-01477, Mengistu Haile (Claimants) vs. Castro Carlos t/a Castro Construction (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Castro Carlos t/a Castro Construction (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Mengistu Haile (Claimants) did not** attend the Board meeting.

File Number
2010-01477
Mengistu Haile (Claimant) vs. Castro Carlos t/a Castro Construction (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. 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 in the amount of $16, 950.87. The Claim Review and Summary are incorporated as a part of this Order. The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Sumpter, Tomlin, Williams and Wood.**

Board members, Smith, Walker and Walton, were not present at the Board meeting.

In the matter of Recovery Fund File Number 2010-03141, Karen Manthesius (Claimants) vs. Candice DiMarchi t/a Homes By Candice (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Candice DeMarchi t/a Homes By Candice (Regulant)** did not appear at the board meeting. **H. Karen Manthesius (Claimants)** did attend the Board meeting.

File Number
2010-03141
Karen Manthesius (Claimant) vs. Eugenio Pencina, Sr. (Regulant)

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

A handout was given to the Board members for consideration.

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 in the amount of $20,000.00. The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Williams and Wood.**

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of Recovery Fund File Number 2010-03419, Ronald & Dana Hunnings (Claimants) vs. D & S General Contracting of Virginia, LLC (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Ronald and Dana Hunnings (Regulant)** did not appear at the board meeting. **D & S General Contracting of Virginia, LLC (Claimant) did not** attend the Board meeting.

File Number
2010-03419
Ronald & Dana Hunnings (Claimants)
vs.
D & S General Contracting of Virginia, 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.**

Williams to adopt the claim review and the hearing officer's recommendations and summary and pay the claim in the amount of $20,000.00. Mr. Dyer had some questions and concerns about the judgment. The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Sumpter, Smith, Tomlin, Williams and Wood.**

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of Recovery Fund File Number 2010-04269, Roberta Infant (Claimants) vs. Head to Head Irrigation, LLC (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Head to Head Irrigation LLC (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Roberta Infant (Claimant)** did attend the Board meeting. She addressed the board and shared her agreement.

File Number
2010-04269
Roberta Infant
(Claimant) vs. Head to Head Irrigation, 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. Gelardi** to adopt the claim review and approve the recommendation and approve the recovery fund claim meets all criteria for payment in the amount of $1,656.66. The Claim Review and Summary are incorporated as a part of this Order. The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Williams and Wood.**

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of Recovery Fund File Number 2010-04360, Dorothy Begs (Claimant) vs. James DiCostanzo t/a Insignia Design Contractors (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **James DiCostanzo t/a Insignia Design Contractors (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Dorothy Begs (Claimant)** did not attend the Board meeting.

File Number
2010-04360
Dorothy Begs (claimant)
James DiCostanzo t/a Insignia Design Contractors (Regulant)

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. A handout was given to the Board for consideration.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Murrow** to adopt the claim review and approve the recommendation and approve the recovery fund claim meets all criteria for payment in the amount of $8,053.00. The Claim

Review and Summary are incorporated as a part of this Order. The motion passed by unanimous vote. The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Williams and Wood.**

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of Recovery Fund File Number 2010-04794, Nicole Carter (Claimant) vs. Grady T. Jones, t/a Real Investors Home Improvement Co. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Grady T. Jones (Regulant)** did not appear at the board meeting. **Nicole Carter (Claimants)** did attend the Board meeting. She addressed the Board and shared her agreement.

File Number
2010-04794
Nicole Carter (Claimant)
Grady T. Jones t/a Real Investors Home Improvement Co. (Regulant)

Mr. Redifer, 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. Williams** to adopt the claim review and the hearing officer's recommendations and summary and pay the claim in the amount of $11,000.00. The Claim Review and Summary are incorporated as a part of this Order. The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Williams and Wood.**

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of Recovery Fund File Number 2010-06033, Bette Sisk (Claimant) vs. Hollywood & Hall, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Hollywood & Hall, Inc. (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Bette Sisk (Claimant)** attended the Board meeting. She addressed the Board and shared her agreement with the recommendation.

File Number
2010-06033
Bette Sisk (Claimant)
Hollywood & Hall, 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. Pace** 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: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Williams and Wood.**

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of Recovery Fund File Number 2011-00674, Christina Lundberg (Claimants) vs. James DiCostanzo t/a Insignia Design Contractors (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **James DiCostanzo t/a Insignia (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Christina Lundberg (Claimants) did not** attend the Board meeting.

File Number
2011-00674
Christina Lundberg (Claimants) and James DiCostanzo t/a Insignia Design Contractors (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. Vander Pol** to adopt the claim review and the hearing officer's recommendations and summary and pay the claim in the amount of $15,065.00. The Claim Review and Summary are incorporated as a part of this Order. Mr. Dyer had some concerns with this recommendation and he voiced them. The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Williams and Wood.**

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of Recovery Fund File Number 2011-00704, George & Michelle Barth (Claimant) vs. Thoroughbred Investment Corp, t/a Advanced Air Services (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation.

File Number
2011-00704
George & Michelle Barth (Claimant)
Thoroughbred Investment Corp, t/a Advanced Air Services (Regulant)

Kristen Becker shared with the Board that this case perhaps could be moved to the end of the Recovery Fund cases to be heard as the Participants called and were going to be late arriving.

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. Vander Pol** and seconded by **Mr. Dyer** to move this case to the end of the Recovery Fund docket for the day at the requests of Ms. Becker on behalf of the participants. The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Williams and Wood.**

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of Recovery Fund File Number 2011-00857, Bill & Jane Miller (Claimant) vs. BHM Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **BHM Inc. (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Bill & Jane Miller and their attorney, Cary Gregg (Claimants) did** attend the Board meeting. Attorney Gregg addressed the Board on behalf of the Millers and shared their agreement.

File Number
2011-00857
Bill & Jane Miller
(Claimant)
BHM 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. Williams** and seconded by **Mr. Giesen** 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: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Williams and Wood.**

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of Recovery Fund File Number 2011-01527, Scott & Betty Schultz (Claimant) vs. PCI 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. **PCI Homes, Inc. (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Scott & Betty Schultz (Claimants) did** attend the Board meeting. They addressed the Board and shared their agreement.

File Number
2011-01527
Scott Schultz
(Claimant)
PCI 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 **Mr. Pace** 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: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Williams and Wood.**

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of Recovery Fund File Number 2009-03755, Sharon Alderman

File Number

(Claimant) vs. Raymond Rivenbark t/a Affordable Decks (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Raymond Rivenbark t/a Affordable Decks (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Sharon Alderman (Claimants) did** attend the Board meeting. She addressed the Board and shared her disagreement.

2009-03755
Sharon Alderman (Claimant)
Raymond Rivenbark t/a Affordable Decks (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 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: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Williams and Wood.**

Board members, Tomlin, Walker and Walton, were not present at the Board meeting.

In the matter of Recovery Fund File Number 2010-00529, John & Kathy Whalen (Claimant) vs. Michael Siers t/a J S Michael Construction (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Michael Siers t/a J S Michael Construction (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Bill & Jane Miller and their attorney, Cary Gregg (Claimants) did** attend the Board meeting. Attorney Gregg addressed the Board on behalf of the Millers and shared their agreement.

File Number
2010-00529
John & Kathy Whalen (Claimant)
Michael Siers t/a J S Michael 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. Gelardi** and seconded by **Mr. Pace** to adopt the claim review and the hearing officer's recommendations and amended the summary to pay the claim in the amount of $20,000.00 instead of $6,718.04. The Claim Review and Summary are incorporated as a part of this Order. The motion passed by unanimous vote.

Members voting "Yes" were: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Williams and Wood.**

Board members, Tomlin, Walker and Walton, were not present at the Board meeting.

In the matter of Recovery Fund File Number 2010-00904, Edward Douberly (Claimant) vs. Renaissance Homes of Virginia, LLC (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Renaissance Homes of Virginia, LLC (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Edward Douberly and this attorney, Denis Englishby (Claimants) did** attend the Board meeting. Attorney Englishby addressed the Board on behalf of Douberly and shared their disagreement.

File Number
2010-00904
Edward Douberly (Claimant)
Renaissance Homes of Virginia, 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. Dyer** and seconded by **Mr. Sumpter** to adopt the claim review and the hearing officer's recommendations and summary and deny payment of 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: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Williams and Wood.**

Board members, Tomlin, Walker and Walton, were not present at the Board meeting.

In the matter of Recovery Fund File Number 2010-02859, William & Susan Hughes (Claimant) vs. Kenneth Morton, Sr. & Kenneth Morton, Jr., t/a Morton Quality Home Builders (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Kenneth Morton Sr & Kenneth Morton Jr. t/a Morton Quality Home Builders (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **William Hughes (Claimants) did** attend the Board meeting. He addressed the Board and shared his disagreement.

File Number
2010-02859
William & Susan Hughes (Claimant)
Kenneth Morton Sr & Kenneth Morton Jr., t/a Morton Quality Home Builders (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. Dyer** and seconded by **Mr. Williams** to adopt the claim review and the hearing officer's recommendations and summary and deny payment of the claim in the amount of $20,000.00. The Claim Review and Summary are incorporated as a part of this Order. Mr. Vander Pol asked questions concerning this recommendation. The motion passed by unanimous vote.

Members voting "Yes" were: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow,**

Pace, Vander Pol, Smith, Sumpter, Williams and Wood.

Board members, Tomlin, Walker and Walton, were not present at the Board meeting.

In the matter of Recovery Fund File Number 2010-03150, Steven & Dawn Schroeder (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 Inc. (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Steven Schroeder (Claimants) did** attend the Board meeting. He addressed the Board and shared this agreement.

File Number
2010-03150
Steven & Dawn Schroeder (Claimant)
"Get Smart" Home 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. Williams** and seconded by **Mr. Giesen** to adopt the claim review and the hearing officer's recommendations and summary and pay the claim in the amount of $8,739.46. The Claim Review and Summary are incorporated as a part of this Order. The motion passed by unanimous vote.

Members voting "Yes" were: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Williams and Wood.**

Board members, Tomlin, Walker and Walton, were not present at the Board meeting.

In the matter of Recovery Fund File Number 2010-03299, Todd & Laurie Cooksey (Claimant) vs. Walls Custom Builders Corp (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Walls Custom Builders Corp (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Todd Cooksey and his attorney, Tessie Baker (Claimants) did** attend the Board meeting. Attorney Baker addressed the Board on behalf of the Todd's and shared their agreement.

File Number
2010-03299
Todd & Laurie Cooksey (Claimant)
Walls Custom Builders Corp (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. Giesen** 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: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Williams and Wood.**

Board members, Tomlin, Walker and Walton, were not present at the Board meeting.

In the matter of Recovery Fund File Number 2010-03551, tom & Cathie Hilton (Claimant) vs. Hamlet & Company, Inc. t/a Ocean Construction & Development (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Hamlet & Company, Inc. t/a Ocean Construction & Development (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Cathie Hilton, (Claimants) did** attend the Board meeting. She addressed the Board and shared her disagreement. She also read her attorney's letter to the Board.

File Number
2010-03551
Tom & Cathie Hilton (Claimant)
Hamlet & Company, Inc. t/a Ocean Construction & Development (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. Dyer to consider pleadings on page 3217 and pay the claim in the amount of $16,131.00 and then he withdrew the motion. Board counsel, Steven Jack addressed the Board and shared that all information should be considered. Mrs. Traylor, legal analyst shared with the Board that is not a default judgment. 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 deny payment of 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: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Williams and Wood.**

Board members, Tomlin, Walker and Walton, were not present at the Board meeting.

In the matter of Recovery Fund File Number 2010-03633, Jeremy & Grace Mais (Claimant) vs. Shoreline Holding, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Shoreline Holding, Inc. (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Jeremy & Grace Mais, (Claimants) did** attend the Board meeting. They addressed the Board and shared their agreement.

File Number
2010-03633
Jeremy & Grace Mais (Claimant)
Shoreline Holding, 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. Smith** 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: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Williams and Wood.**

Board members, Tomlin, Walker and Walton, were not present at the Board meeting.

In the matter of Recovery Fund File Number 2010-04194, Julia Rae Bell (Claimant) vs. Hawley Construction LLC (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Hawley Construction LLC (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Julia Rae Bell (Claimants) did** attend the Board meeting. She addressed the Board and shared her disagreement.

File Number
2010-04194
Julia Rae Bell
(Claimant)
Hawley Construction 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. Williams** and seconded by **Mr. Giesen** to adopt the claim review and reject the hearing officer's recommendations and summary and pay the claim in the amount of $15,053.00. The Claim Review and Summary are incorporated as a part of this Order. The Board finds substantial evidence that the actions of Hawley Construction LLC do fall within the statutory definition of improper and dishonest conduct. The motion passed by unanimous vote.

Members voting "Yes" were: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Williams and Wood.**

Board members, Tomlin, Walker and Walton, were not present at the Board meeting.

In the matter of Recovery Fund File Number 2010-04275, Steven Lesnick (Claimant) vs. Lions Watch & Company, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Lions Watch & Company, Inc. (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Steven Lesnick and his attorney, Joe Versner (Claimants) did** attend the Board meeting. Attorney Versner addressed the Board on behalf of Mr. Lesnick and shared their agreement.

File Number
2010-04275
Steven Lesnick
(Claimant)
Lions Watch & Company, 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. Pace** 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: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Williams and Wood.**

Board members, Tomlin, Walker and Walton, were not present at the Board meeting.

In the matter of Recovery Fund File Number 2010-04390, Robert & Patricia Meurer (Claimant) vs. Custom Log Builders, LLC (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Custom Log Builders, LLC (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Robert & Patricia Meurer (Claimants) did** attend the Board meeting. The Meurer's addressed the Board and shared their disagreement.

File Number
2010-04390
Robert & Patricia Meurer (Claimant)
Custom Log Builders, 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. Gelardi** and seconded by **Mr. Giesen** to adopt the claim review and to amend the hearing officer's recommendations based on the court findings that stated fraud in the contract 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. Board counsel Steven Jack shared with the Board it is correct for them to consider factual findings of fraud as evidenced on page 4044. The motion passed by unanimous vote.

Members voting "Yes" were: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Williams and Wood.**

Board members, Tomlin, Walker and Walton, were not present at the Board meeting.

In the matter of Recovery Fund File Number 2010-04391, Mahboob & Anium Chaghtai (Claimant) vs. Carl M. Lewis, Jr. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Carl M. Lewis, Jr. (Regulant)** did not appear at the

File Number
2010-04391
Mahboob & Anium Chaghtai (Claimant)

board meeting in person or by counsel or by any other qualified representative. **Mahboob & Anjum Chaghtai and their attorney, Morris Fine (Claimants) did** attend the Board meeting. Attorney Fine addressed the Board on behalf of the Chaghtai's and shared their agreement.

Carl M. Lewis, 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. Pace** 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: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Williams and Wood.**

Board members, Tomlin, Walker and Walton, were not present at the Board meeting.

In the matter of Recovery Fund File Number 2010-04404, Benjamin & Donna Haun (Claimant) vs. Cross Creek Properties, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Cross Creek Properties, Inc. (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Benjamin Haun (Claimants) did** attend the Board meeting. He addressed the Board and shared their agreement.

File Number
2010-04404
Benjamin & Donna Haun (Claimant)
Cross Creek Properties, 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. Pace** 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: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Williams and Wood.**

Board members, Tomlin, Walker and Walton, were not present at the Board meeting.

In the matter of Recovery Fund File Number 2010-04859, Michael & Nina Lathers (Claimant) vs. Kenneth Husted t/a Ken Husted Wallcoverings (Regulant); the board reviewed the record, which consisted of the claim file,

File Number
2010-04859
Michael & Nina Lathers

transcript and exhibits from the IFF, and the summary and recommendation. **Kenneth Husted t/a Ken Husted Wallcoverings (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Michael & Nina Lathers (Claimants) did** attend the Board meeting. They addressed the Board and shared their disagreement.

(Claimant)
Kenneth Husted t/a Ken Husted Wallcoverings (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 in the amount of $15,063.00. The Claim Review and Summary are incorporated as a part of this Order. The motion passed by unanimous vote.

Members voting "Yes" were: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Williams and Wood.**

Board members, Tomlin, Walker and Walton, were not present at the Board meeting.

In the matter of Recovery Fund File Number 2010-05029, Bruce Evans (Claimant) vs. Schwartz t/a Gary Schwartz Central VA (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Schwartz t/a Gary Schwartz Central VA (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Bruce Evans (Claimants) did not** attend the Board meeting.

File Number
2010-05029
Bruce Evans
(Claimant)
Schwartz t/a Gary Schwartz Central VA (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. Pace** to adopt the claim review and amend the hearing officer's recommendations and summary and deny payment of the claim in the amount of $8,683.00. The Claim Review and Summary are incorporated as a part of this Order. The motion passed by unanimous vote.

Members voting "Yes" were: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Williams and Wood.**

Board members, Tomlin, Walker and Walton, were not present at the Board meeting.

In the matter of Recovery Fund File Number 2010-05750, Renee Smith (Claimant) vs. Trinity Construction, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Trinity Construction, Inc. (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Renee Smith (Claimants) did** attend the Board meeting. She addressed the Board and shared her agreement.

File Number
2010-05750
Renee Smith
(Claimant)
Trinity Construction, 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 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: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Williams and Wood.**

Board members, Tomlin, Walker and Walton, were not present at the Board meeting.

In the matter of Recovery Fund File Number 2010-05905, Tomas & Christie Chango (Claimant) vs. Trident Pools Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Trident Pools Inc. (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Tomas & Christie Chango and their attorney, Jeffrey Flax (Claimants) did** attend the Board meeting. Attorney Flax addressed the Board on behalf of the Changos and shared their agreement.

File Number
2010-05905
Tomas & Christie Chango
(Claimant)
Trident Pools 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. Williams** to adopt the claim review and the hearing officer's recommendations and summary and pay the claim in the amount of $15,073.00. The Claim Review and Summary are incorporated as a part of this Order. The motion passed by unanimous vote.

Members voting "Yes" were: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Williams and Wood.**

Board members, Tomlin, Walker and Walton, were not present at the Board

meeting.

In the matter of Recovery Fund File Number 2011-00244, Bill & Jane Miller (Claimant) vs. JB Contracting & Electrical (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **JB Contracting & Electrical (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Robert & Veronica Crawford (Claimants) did not** attend the Board meeting.

File Number
2011-00244
Robert & Veronica Crawford (Claimant)
JB Contracting & Electrical (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. Williams** 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: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Williams and Wood.**

Board members, Tomlin, Walker and Walton, were not present at the Board meeting.

In the matter of Recovery Fund File Number 2011-00655, David & Elizabeth Lucchesi (Claimant) vs. Davinci Construction, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Davinci Construction Inc. (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **David Lucchesi (Claimants) did** attend the Board meeting. He addressed the Board and shared their agreement.

File Number
2011-00655
David & Elizabeth Lucchesi (Claimant)
Davinci Construction, 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. Williams** 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: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Williams and Wood.**

Board members, Tomlin, Walker and Walton, were not present at the Board meeting.

In the matter of Recovery Fund File Number 2011-00704, George & Michelle Barth (Claimant) vs. Thoroughbred Investment Corp t/a Advanced Air Services (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Thoroughbred Investment Corp t/a Advanced Air Services (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **George & Michelle Barth (Claimants) did** attend the IFF via telephone conference along with their attorney. They attended the Board meeting in person. Attorney Gregg addressed the Board on behalf of the Barth's and shared their agreement.

File Number
2011-00704
George & Michelle Barth (Claimant)
Thoroughbred Investment 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. Williams** and seconded by **Mr. Giesen** 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: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Williams and Wood.**

Board members, Walker and Walton, were not present at the Board meeting.

The Board took a five minute break.

Break

In the matter of License Application File Number 2011-02910, C F Seamless, Inc., the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2011-02910
C F Seamless, Inc.

Applicant Charles Fisk for C F Seamless, Inc appeared at the IFF. He did attend the Board meeting and shared that he agrees.

The presiding Board representative **Ms. Becker** was not present, did not participate in the discussion and did not vote. Ms. Perkins shared with the Board that in the Summary and Recommendation the 2nd paragraph, last sentence should be "It is my opinion that Fisk's convictions will not have a negative impact" and not will have.

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 approve the license. The motion passed by unanimous. Members voting "Yes" were: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Williams and Wood.**

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of License Application File Number 2011-02911, Robert Marchese, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2011-02911
Robert Marchese

Applicant Robert Marchese appeared at the IFF he 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. Vander Pol** 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 the license. The motion passed by majority vote. Members voting "Yes" were: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Williams and Wood.**

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of License Application File Number 2011-02913, Randolph Lacy, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2011-02913
Randolph Lacy

Applicant Randolph Lacy appeared at the IFF. He 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. Pace** 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 majority vote.

Members voting "Yes" were: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Williams and Wood.**

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of License Application File Number 2011-02914 Jeffrey Gaylor, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2011-02914
Jeffrey Gaylor

Applicant Jeffrey Gaylor appeared at the IFF. He did not attend 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 died due to lack of a second. After further discussion **Mr. Vander Pol** offered a motion that was seconded by **Mr**. **Williams** to reject the recommendation contained in the Summary of the Informal Fact-Finding Conference and deny issuance of 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. After reviewing the facts and the nature of the crimes, the Board is of the opinion that in consideration of 54.1-204 B 7 based on the seriousness of the crimes, sufficient time has not elapsed since the offenses occurred to warrant approval of the license. The motion passed by majority vote. Members voting "Yes" were: **Dowdy, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Williams and Wood.**

Dyer voted "no".

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of License Application File Number 2011-02915 Carl Gill t/a B P Roofing, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2011-02915
Carl Gill t/a B P Roofing

Applicant Carl Gill t/a B P Roofing appeared at the IFF and the Board meeting. He shared his agreement with the recommendations with the Board.

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**. **Dyer** 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: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Williams and Wood.**

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of License Application File Number 2011-02916 Tonie Chapman, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF). **Applicant Tonie Chapman** appeared at the IFF.

File Number 2011-02916 Tonie Chapman

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

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

Williams voted "no".

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of License Application File Number 2011-02918 Melvin Newman III, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number 2011-02918 Melvin Newman III

Applicant Melvin Newman III appeared at the IFF. He attended the Board Meeting. At first he shared that he disagreed with the recommendation and then he shared that he agreed.

The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote. Mrs. Perkins shared that the type of license applied for should be Master and not journeyman.

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 license. The motion passed by unanimous vote.

Members voting "Yes" were: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Williams and Wood.**

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of License Application File Number 2011-02919 Buddy Saunders Flooring, LLC, the Board members reviewed the record, which consisted of the

File Number 2011-02919

application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

Buddy Saunders Flooring, LLC

Applicant James Roth Saunders appeared at the IFF and the Board meeting. He 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**. **Giesen** 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: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Williams and Wood.**

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of License Application File Number 2011-03124 Alvin Padro-Monell, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number 2011-03124 Alvin Padro-Monell

Applicant Alvin Padro-Monell appeared at the IFF and the Board meeting. He shared his disagreement with the recommendation to the Board.

The presiding Board representative **Ms. Becker** was not present, did not participate in the discussion and did not vote. Ms. Perkins shared that in the summary – conviction is "child neglect" – not abuse and neglect of children and in the recommendation – last paragraph should be "grant him a license" – not certification. The correct spelling of the name should be Padro and not Pardo.

After discussion **Mr. Sumpter** offered a motion that was seconded by **Mr**. **Pace** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant the license. The motion passed by majority vote.

Members voting "Yes" were: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Williams and Wood.**

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of License Application File Number 2011-03125 Metro Datacom LLC, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number 2011-03125 Metro Datacom LLC

Applicant Metro Datacom LLC appeared at the IFF. They **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**. **Dyer** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grants a license. The motion passed by unanimous vote.

Members voting "Yes" were: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Williams and Wood.**

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of License Application File Number 2011-03126 Walter Luna, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number 2011-03126 Walter Luna

Applicant Walter Luna appeared at the IFF. He attended the Board meeting and shared his agreement with the recommendation.

The presiding Board representative **Ms. Brigil** 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: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Williams and Wood.**

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of License Application File Number 2011-03127 Charles Adams, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number 2011-03127 Charles Adams

Applicant Charles Adams appeared at the IFF. He did not attend 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**. **Dyer** 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: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Williams and Wood.**

Board members, Walker and Walton, were not present at the Board meeting.

File Number
2011-03129
Brandon Harless t/a BH Landscaping Services

In the matter of License Application File Number 2011-03129 Brandon Harless t/a BH Landscaping Services, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

Applicant Brandon Harless t/a BH Landscaping Services appeared at the IFF and the Board meeting.

The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote. Ms. Perkins shared with the Board the following corrections need to be made, in the transcript it should state that the applicant is applying for a class C license and not a class A license. In the summary the first paragraph should be convicted of Grand Larceny and not larceny.

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 grants a license. The motion passed by unanimous vote.

Members voting "Yes" were: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Williams and Wood.**

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of License Application File Number 2011-03130 Robert Clayton, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2011-03130
Robert Clayton

Applicant Robert Clayton appeared at the IFF. He attended the meeting and shared his agreement with the recommendation.

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**. **Murrow** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grants a license. The motion passed by unanimous vote.

Members voting "Yes" were: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Williams and Wood.**

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of License Application File Number 2011-03276 Edward Kay, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2011-03276
Edward Kay

Applicant Edward Kay appeared at the IFF and the Board meeting. He shared his agreement with the recommendation. Ms. Perkins shared with the Board that in the summary embezzlement in number 5 needs to be deleted as it is referenced on Page 1 and it is not two separate convictions as noted in the transcript page 16 and line 2.

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**. **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: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Williams and Wood.**

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of License Application File Number 2011-03436 Ted Brown, t/a Ted's Custom Painting, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2011-03436
Ted Brown t/a Ted's Custom Painting

Applicant Ted Brown appeared at the IFF. He attended the Board meeting and shared his agreement. Mrs. Perkins shared that in the summary paragraph 3 should be On September 19, 2008 and not September 8. In number 6 of the summary it should be ages of 39 and 56 not 54 and 56.

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**. **Giesen** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grants a license. The motion passed by unanimous vote.

Members voting "Yes" were: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Williams and Wood.**

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of License File Number 2011-03437, New Grid Energy Solutions, LLC (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the Informal Fact-Finding Conference, and the Summary of the Informal Fact-Finding Conference (IFF).

File Number
2011-03437
New Grid Energy Solutions, LLC

Applicant New Grid Energy Solutions, LLC (Respondent) appeared at the IFF. New Grid 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. 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 grants a license. The motion passed by unanimous vote.

Members voting "Yes" were: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Williams and Wood.**

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of License Application File Number 2011-03434 Kim Parrish t/a E P Construction, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2011-03434
Kim Parrish t/a E P Construction

Applicant Kim Parish appeared at the IFF and the Board meeting. She addressed the Board and shared her agreement with the recommendation.

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

After discussion **Mr. Dowdy** 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 majority vote.

Members voting "Yes" were: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin and Williams.**

Wood voted "no".

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of License Application File Number 2011-03441 Richard Allen, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2011-03441
Richard Allen

Roger Allen appeared on behalf of Applicant Richard Allen at the IFF and the Board meeting. Roger Allen addressed the Board and shared his agreement with the recommendation.

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

After discussion Mr. Vander Pol offered a motion to delete the condition from the license and grant it. The motion failed due to lack of a second.

After further 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 grants a conditional 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. After reviewing the facts, the nature and seriousness of the crimes, the Board is of the opinion that sufficient time has not elapsed since rehabilitation and is of the opinion that although it appears Sobota is making progress at rehabilitation, sufficient time has not elapsed for him to have demonstrated that he is serious about a change in his lifestyle. The Board is of the opinion it could not protect the health, safety and welfare of the public by granting a license. The motion passed by unanimous vote.

Members voting "Yes" were: **Dowdy, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin and Williams.**

Members voting "no" were: Wood and Dyer.

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of License Application File 2011-03444, David Sobota, Jr. the board members reviewed record, which consisted of the application file, transcript, exhibits and the Summary of the Informal Fact Finding Conference (IFF).

File Number
2011-03444
David Sobota, Jr.

Applicant David Sobota, Jr. at the IFF and 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**. **Gelardi** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grants a conditional license. Mr. Gelardi withdrew his second and the motion failed.

After further discussion Mr Williams offered a motion seconded by Mr. Dyer to reject the recommendation contained in the Summary of the Informal Fact-Finding Conference and deny granting of a conditional license.

The motion passed by unanimous vote.

Members voting "Yes" were: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Wood and Williams .**

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of License Application File 2011-03445, Reginald Barnes the board members reviewed record, which consisted of the application file, transcript, exhibits and the Summary of the Informal Fact Finding Conference (IFF).

File Number
2011-03445
Reginald Barnes

Applicant Reginald Barnes attended the IFF and 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: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Wood and Williams .**

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of Disciplinary File Number 2011-03447, Reginald D. Barnes, (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
2011-03447
Reginald D. Barnes

Reginald Barnes (Respondent) appeared at the IFF and Board meeting.

The presiding Board representatives **Ms. Becker** was not present, did not participate in the discussion and did not vote. Ms. Perkins shared with the Board that the last sentence of the Summary should be 18 VAC 50-30-190 2.

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 and corrections as noted by Ms. Perkins. The Board found that **Reginald D Barnes,** did violate the following sections of its Regulations:

Effective November 15, 2007		
Count 1:	18 VAC 50-30-190 2	

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

Board members, Walker and Walton, were not present at the Board meeting.
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After discussion, a motion was made by **Mr. Williams** and seconded by **Mr. Dyer** to impose the following: The Board voted to impose the following penalty for the violation of the regulation.

Count 1 $350.00 In addition, for violation of Count 1, the Board voted to require Barnes have a member of Responsible Management successfully complete a board-approved remedial education class within 90 days of the effective date of the order.

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

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of License Application File Number 2011-02109 Sky Mario Baski, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number 2011-02109 Sky Mario Baski

Applicant Sky Mario Baski appeared at the IFF. He 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. The Board was given a handout for consideration in this case.

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 deny granting a license. The Board determined that although it appears that Baski has the experience and the knowledge to perform the duties of a master plumber, Baski has not submitted sufficient evidence to meet the elements required for the exemption from taking and passing the Virginia examination. The motion passed by unanimous vote.

Members voting "yes" were: Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Wood and Williams .

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of License Application File Number 2011-02700 William Mallory, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number 2011-02700 William Mallory

Applicant William Mallory appeared at the IFF. He attended the Board meeting and addressed the members.

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**. **Pace** 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: **Dowdy, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin and Williams.**

Members voting "no" were: Wood and Dyer.

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of Licensing Application File Number 2011-02701, James Holland, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2011-02701
James Holland

Applicant James Holland appeared at the IFF. He did not attend the Board meeting, he called and requested that his case be continued to the June Board meeting because he wishes to attend and he cannot be here because his mother is seriously ill.

After discussion Mr. Gelardi offered a motion that was seconded by Mr. Sumpter to grant a continuous of case 2011-02701 to June 7th, 2011 Board meeting.

Members voting "yes" were: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Wood and Williams.**

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of License Application File Number 2011-02702 John Carr, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2011-02702
John Carr

Applicant John Carr appeared at the IFF. He attended the Board meeting and addressed the members.

The presiding Board representative **Ms. Becker** was not present, did not participate in the discussion and did not vote. Ms Perkins shared that in the summary and recommendation number 2 states "conviction could indicate that he does not have" – instead of would indicate he does not have and number 4 state "there does not appear to be a relationship" instead of "there does appear to be a relationship".

After discussion **Mr. Sumpter** offered a motion that was seconded by **Mr**. **Dyer** 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: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow,**

Pace, Vander Pol, Smith, Sumpter, Tomlin and Williams.

Members voting "no" was: Wood.

Board members, Walker and Walton, were not present at the Board meeting.

File Number
2011-02703
Jason Simpson

In the matter of License Application File Number 2011-02703 Jason Simpson, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

Applicant Jason Simpson appeared at the IFF. He 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. 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 deny granting a license. The Board denies the application based upon the record, including the o\information obtained from the Central Criminal Records Exchange, and in consideration of the criteria outlined in §54.1-204.B. The motion passed by unanimous vote.

Members voting "yes" were: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Wood and Williams.**

Board members, Walker and Walton, were not present at the Board meeting.

File Number
2011-03435
A & M Mechanical IAQ Division LLC

In the matter of License Application File Number 2011-03435 A & M Mechanical IAQ Division LLC, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

Applicant Rodney Moon for A & M Mechanical IAQ Division LLC appeared at the IFF. He attended the Board meeting and addressed the members 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**. **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: **Dowdy, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Dyer, Wood, Tomlin and Williams.**

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of License Application File Number 2011-03605 Jacob Chittum, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2011-03605
Jacob Chittum

Applicant Jacob Chittum appeared at the IFF. He 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. Gelardi** offered a motion that died due to lack of a second.

After further discussion **Mr. Middleton** shared he had concerns with the experience and wanted to off a substitute motion to approved journeyman but not Master. **Mr. Middleton** withdrew his motion.

After further discussion **Mr. Gelardi** offered a motion that was seconded by **Mr**. **Giesen** 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: **Dowdy, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin and Williams.**

Member voting "no" was: Mr. Middleton.

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of License Application File Number 2011-02700 Michael Mitchell t/a Fix the Home, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2011-02909
Michael Mitchell t/a Fix the Home

Applicant Michael Mitchell t/a Fix the Home appeared at the IFF. He attended the Board meeting and addressed the members.

The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote. Ms. Perkins shared with the Board that the following corrections need to be made. In the transcript on page 7 paragraph 3, it should identify that the applicant is applying for a class C license and in the Summary in the background information paragraph 3 in 54.1-1110 should state in part and in the summary of Facts in paragraph 1 it should identify September 2007 and not

September 2005.

During discussion Mr. Dyer had some questions but he withdrew them.

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 with the corrections as identified by Ms. Perkins and grant a license. The motion passed by unanimous vote.

Members voting "yes" were: **Dowdy, Dyer, Wood, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin and Williams.**

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of License Application File Number 2011-01912 Jason Moore t/a About Trees, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2011-01912
Jason Moore t/a About Trees

Applicant Jason Moore appeared at the IFF. He 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. Ms. Perkins shared with the Board that corrections need to be made as follows: in the Summary paragraph 5 should be "on December 8, 2005 and not December 18th.

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 grant a conditional license.

After discussion Mr. Vander Pol offered a substitute motion seconded by Mr. Dyer to reject the recommendation contained in the Summary of the Informal Fact-Finding Conference and deny the application based on the record, including the information obtained from the Central Criminal Records exchange, and in consideration of the crimes, and taking into consideration of the crimes outlined in §54.1-204.B. After reviewing the facts and the nature of the crimes, and taking into consideration 54.1-204 B 7, the Board determined that due to the recentness of the convictions that sufficient time has not elapsed since the offenses; therefore, the issuance of a license will be denied.

The motion passed by unanimous vote.

Members voting "yes" were: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Wood and Williams.**

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of License Application File Number 2011-02917 Richard Toney Jr., the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2011-02917
Richard Toney Jr.

Applicant Richard Toney, Jr. appeared at the IFF. He attended the Board meeting and addressed the members.

The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote. Ms. Perkins shared with the Board that the following corrections need to be identified: In the summary, background information, paragraph 3 it should be §54.1.1110 states in part; in paragraph 1 should be true, license was revoked on April 10 not February 9, 2008, and in the Recommendation in the first paragraph it should be revoked the license on April 10, 2008 and not February 9; also it should be through the Consent Order associated and not Final Opinion and Order in paragraph 1.

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: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Wood, Tomlin and Williams.**

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of License Application File Number 2011-03121 David Woods Painting & Home Improvement LLC, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2011-03121
David Woods Painting & Home Improvement LLC

Applicant David Woods appeared at the IFF. He attended the Board meeting and addressed the members.

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**. **Pace** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant a conditional license. The motion passed by a unanimous vote.

Members voting "yes" were: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Wood and Williams.**

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of License Application File Number 2011-03132 Majestic Pools LLC, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2011-03132
Majestic Pools LLC

Applicant James Helm appeared at the IFF. He attended the Board meeting and addressed the members.

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. Pace** to adopt the recommendation contained in the Summary of the Informal Fact-Finding adopt Conference and grant a conditional license. During discussion a substitute motion was offered by **Mr. Williams** and seconded by **Mr. Vander Pol** to deny the license based on the character of the Regulant. The motion failed due to lack of a majority vote.

Members voting "yes": Williams and Vander Pol. Members voting "no" were: Pace, Smith, Sumpter, Tomlin, Wood, Dowdy, Dyer, Giesen, Gelardi, Middleton and Murrow.

After additional discussion **Mr. Dyer** offered a motion that was seconded by **Mr**. **Pace** 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: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Wood, Smith, Sumpter, Tomlin and Williams.**

Members voting "no" were: Vander Pol.

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of License Application File Number 2011-03123 Thomas West, Jr., the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2011-03123
Thomas West, Jr.

Applicant Thomas West, Jr. appeared at the IFF. He attended the Board meeting and addressed the members.

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**. **Dowdy** 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: **Dowdy, Dyer, Giesen, Gelardi, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Wood and Williams.**

Board members, Walker and Walton, were not present at the Board meeting.

In the matter of Disciplinary File Number 2010-05240, RN Contracting, LLC (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

File Number
2010-05240
RN Contracting, LLC

RN Contracting, LLC (Respondent) appeared at the IFF. **RN Contracting 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 and Mrs. Wood** 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. 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 **R N Contracting, LLC,** did violate 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: **Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin and Williams.**

Walker and Walton were not present.

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

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

Sanctions		
Count 1:	$1,000.00	
Total		$1,000.00

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

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

Mr. Walker and Mr. Walton were not present; did not participate in the discussion and did not vote.

Due to the arrival of **Tracy Cook on behalf of R N Contracting LLC** after the first hearing of this case, **Mr. Dyer** motioned to revisit this case. The motion was seconded **by Mr. Williams and** passed by unanimous vote. Members voting "yes" were: **Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin and Williams.**

Mr. Dowdy and Mrs Wood were not present; did not participate in the discussion and did not vote.

Walker and Walton were absent.
Cook addressed the Board on behalf of R N Contracting LLC.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Williams** to adopt the above mentioned 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 motion passed by unanimous vote. Members voting "yes" were: **Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin and Williams.**

Mr. Dowdy and Mrs Wood were not present; did not participate in the discussion and did not vote.

Walker and Walton were absent.

After discussion, a motion was made by **Mr. Williams** and seconded by **Mr. Dyer** to impose the following sanction for violation of count l $1,000.00 and to have the D

E (Designated Employee) retake the exam and successfully pass it within six months of the order. Mr. Vander Pol offered a friendly amendment to place a six month probation on the license in lieu of revocation and if the terms of the order are not complied with in six months then the license will be revoked.

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

Mr. Dowdy and Mrs Wood were not present; did not participate in the discussion and did not vote.

Walker and Walton were absent.

Mr. Smith chaired this case.

In the matter of Disciplinary File Number 2010-03694, Cedrus LLC (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

File Number
2010-03694
Cedrus LLC

Cedrus LLC (Respondent) nor anyone on its behalf appeared at the IFF or at the Board meeting.

The presiding Board representative **Mr. Dowdy and Mr. Middleton** 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 **Cedrus LLC,** 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 8	
Effective February 1, 2006		
Count 3:	18 VAC 50-22-260 B 9	
Effective September 1, 2001		
Count 4:	18 VAC 50-22-260 B 6	
Effective February 1, 2006		
Count 5	18 VAC 50-22-260 B 31	
Effective September 1, 2001		

Count 6:	18 VAC 50-22-230 B	
Effective February 1, 2006		
Count 7:	18 VAC 50-22-260 B 12	

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

Mr. Dowdy and Mr. Middleton were not present; did not participate in the discussion and did not vote.

Walker and Walton were absent.

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

Count 1:	$1,500.00 Rem Ed
Count 2:	$1,000.00 Rem Ed
Count 3:	$1,000.00 Rem Education
Count 4:	$1,500.00 Revocation
Count 5:	$1,000.00 Rem Education
Count 6:	$1,000.00 Rem Education
Count 7:	$1,000.00 Revocation
Total	$8,000.00

In addition, for violation of Count 1, 2, 3, 5,and 6, the Board voted to require **Cedrus LLC** have a member of responsible management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Order.

The Board also imposes revocation of license (Number 2705-124393) for the violation of the regulation in Counts 4 and 7.

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

Mr. Dowdy and Mr. Middleton were not present; did not participate in the discussion and did not vote.

Walker and Walton were absent.

Due to the arrival of **Antoine Arbid owner of Cedrus LLC** after the first hearing of this case, **Mr. Williams** motioned to revisit this case. The motion was seconded **by**

Mr. Vander Pol and passed by unanimous vote. Members voting "yes" were: **Dyer, Gelardi, Giesen, Wood, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin and Williams.**

Mr. Dowdy and Mr. Middleton were not present; did not participate in the discussion and did not vote.

Walker and Walton were absent.

Arbid addressed the Board on behalf of Cedrus LLC. He shared that he has a medical condition that prohibited his replying to the Board representatives during the investigation process and requested that the Board reconsider and issue a lesser fine for the violations.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Sumpter** to adopt the above mentioned 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 motion passed by unanimous vote. Members voting "yes" were: **Dyer, Gelardi, Giesen, Wood, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin and Williams.**

Mr. Dowdy and Mr. Middleton were not present; did not participate in the discussion and did not vote.

Walker and Walton were absent.

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

Count 1:	$1,500.00 Rem Ed
Count 2:	$1,000.00 Rem Ed
Count 3:	$1,000.00 Rem Education
Count 4:	$1,500.00 Revocation
Count 5:	$1,000.00 Rem Education
Count 6:	$1,000.00 Rem Education
Count 7:	$1,000.00 Revocation
Total	$8,000.00

The motion failed. Members voting "yes" were: **Dyer, Giesen, Murrow, Pace, Smith and Tomlin.**

Members voting "no" were: Williams, Sumpter, Vander Pol, Gelardi, and

Wood.

Mr. Dowdy and Mr. Middleton were not present; did not participate in the discussion and did not vote.

Walker and Walton were absent.

After further discussion a motion was offered by Mr. Vander Pol and seconded by Mr. Gelardi to reduce the fine to $300.00 per count and to keep license revocation on counts 4 and 7 and remove remedial education from all counts.

Count 1:	$300.00
Count 2:	$300.00
Count 3:	$300.00
Count 4:	$300.00 Revocation
Count 5:	$300.00
Count 6:	$300.00
Count 7:	$300.00 Revocation
Total	$2,100.00

The motion passed by majority vote. Members voting "yes" were: **Dyer, Gelardi, Giesen, Wood, Murrow, Pace, Vander Pol, Tomlin and Williams.**

Members voting "no" were: Smith and Sumpter.

Mr. Dowdy and Mr. Middleton were not present; did not participate in the discussion and did not vote.

Walker and Walton were absent.

File Number
2011-00414
Kenneth Morton Sr & Kenneth Morton Jr. t/a Morton Quality Home Builders

In the matter of Disciplinary File Number 2011-00414, Kenneth Morton Sr & Kenneth Morton Jr. t/a Morton Quality Home Builders, (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

Kenneth Morton Sr. & Kenneth Morton Jr. t/a Morton Quality Home Builders (Respondent) did not appear at the IFF. **Neither Morton Quality Home Builders,** Respondent, nor anyone on its behalf appeared at the Board meeting.

The presiding Board representatives **Mr. Dowdy and Mr. Middleton** 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. 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 **Kenneth Paul Morton Sr & Kenneth Paul Morton Jr** violated the following sections of its Regulations:

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

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

Mr. Dowdy and Mr. Middleton were not present; did not participate in the discussion and did not vote.

Walker and Walton were absent.

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

Count 1:	$2,500.00 each violation x 3
Total	$7,500.00

In addition, for violation of Count 1, the Board voted to revoke the license 2705-060144 effective date of the Board's Final Opinion and Order.

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

Mr. Dowdy and Mr. Middleton were not present; did not participate in the discussion and did not vote.

Walker and Walton were absent.

In the matter of Disciplinary Case File Number 2011-01735 Jody Coryell t/a Pillar Enterprises, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2011-01735
Jody Coryell t/a Pillar Enterprises

Jody Coryell t/a Pillar Enterprises did not attend the IFF or the Board meeting in person or by counsel or by any other qualified representative. He contacted the Board Staff and requested consideration for a continuance to the June Board meeting

because he is unable to attend the April Board meeting.

The presiding Board representatives **Mr. Dowdy and Mr. Middleton** were 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. Sumpter** to continue the hearing of case 2011-01735 to the Board's June 2011 meeting

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

Mr. Dowdy and Mr. Middleton were not present; did not participate in the discussion and did not vote.

Walker and Walton were absent.

File Number
2011-02482
Jesse Michael Roberts t/a Robert's Construction

In the matter of Disciplinary File Number 2011-02482, Jesse Michael Roberts t/a Robert's Construction (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.

Neither Roberts, (Respondent), nor anyone on his behalf appeared at the IFF or the Board meeting.

The presiding Board representatives **Mr. Dowdy and Mr. Middleton** 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. 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 The Board found that **Jesse Michael Roberts** violated the following sections of its Regulations:

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

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

Mr. Dowdy and Mr. Middleton were not present; did not participate in the discussion and did not vote.

Walker and Walton were absent.

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

Count 1	$2,500.00
Total	$2,500.00

In addition, for violation of Count 1, the Board recommends revocation of license 2705-135653.

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

Mr. Dowdy and Mr. Middleton were not present; did not participate in the discussion and did not vote.

Walker and Walton were absent.

File Number
2011-02529
CharlieTurlington Farlow, Jr.

In the matter of Disciplinary File Number 2011-02529, CharlieTurlington Farlow, Jr. (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 (IFF) and the recommendation.

Neither Farlow, (Respondent), nor anyone on his behalf appeared at the IFF or the Board meeting.

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

After discussion, a motion was made by **Mr. Sumpter** and 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 with a finding of violations.

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

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

Mr. Dowdy and Mr. Middleton were not present; did not participate in the discussion and did not vote.

Walker and Walton were absent.

After discussion a motion was offered by **Mr. Sumpter** and 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 and adopt the Recommendations. The Board voted to impose the following monetary penalty for the violation of its regulations.

Count 1:		$2,500.00
Total		$2,500.00
In addition, for violation of Count 1, the Board voted to revoke the license 2705-062447.		

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

Mr. Dowdy and Mr. Middleton were not present; did not participate in the discussion and did not vote.

Walker and Walton were absent.

File Number
2011-02602
James A George, t/a Jim and Jake's Paving

In the matter of Disciplinary File Number 2011-02602 James A George, t/a Jim and Jake's Paving, (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 (IFF) and the recommendation.

Neither George, (Respondent) nor anyone on his behalf appeared at the IFF or at the Board meeting in person, by counsel nor by any other qualified representative.

The presiding Board representatives **Mr. Dowdy and Mr. Middleton** 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. 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 The Board found that **James A George** violated the following sections of its Regulations:.

Effective February 1, 2006

Count 1:	18 VAC 50-22-260 B 13	

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

Mr. Dowdy and Mr. Middleton were not present; did not participate in the discussion and did not vote.

Walker and Walton were absent.

After discussion a motion was offered by **Mr. Sumpter** and seconded by **Mr. Dyer t**he Board voted to impose the following monetary penalty for the violation of its regulations.

Count 1:		$2,500.00
Total		$2,500.00
In addition, for violation of Count 1, the Board voted to revoke the license 2705-070014 with the effective date of the Final Opinion and Order.		

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

Mr. Dowdy and Mr. Middleton were not present; did not participate in the discussion and did not vote.

Walker and Walton were absent.

<u>File Number</u>
2010-05890
Bobby R Gamble, t/a Gamble Home Improvement

In the matter of Disciplinary File Number 2010-05890, Bobby R Gamble, t/a Gamble Home Improvement (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 (IFF) and the recommendation.

Bobby R Gamble, t/a Gamble Home Improvement, (Respondent) did appear at the IFF **and** the Board meeting in person. He addressed the Board on behalf of Gamble Home Improvement. **Kim Sahr on behalf of Steven Sahr, Sr (Complainant)** appeared at the IFF. Neither Sahr, counsel nor by any other qualified representative attended the Board meeting.

The presiding Board representatives **Mr. Dyer and Mr. Murrow** 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 and Recommendations. The Board found that **Bobby R Gamble** violated the following sections of its Regulations:

Effective September 1, 2001
Count 1: 18 VAC 50-22-260 B 8
Effective February 1, 2006
Count 2: 18 VAC 50-22-260 B 28

The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Gelardi, Giesen, Wood, Middleton, Pace, Smith, Sumpter, Vander Pol, Tomlin and Williams.**

Mr. Dyer and Mr. Murrow were not present; did not participate in the discussion and did not vote.

Walker and Walton were absent.

After discussion a motion was offered by **Mr. Dowdy** and seconded by **Mr. Sumpter** the Board voted to impose the following monetary penalty for the violation of its regulations.

For violation of Count 1, the Board voted to require Bobby R Gamble 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 2, the Board closes this aspect of the file with a finding of no violation.
As to Count 3, the Board closes this aspect of the file with no further action.

The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Gelardi, Giesen, Wood, Middleton, Pace, Smith, Sumpter, Vander Pol, Tomlin and Williams.**

Mr. Dyer and Mr. Murrow were not present; did not participate in the discussion and did not vote.

Walker and Walton were absent.

File Number
2010-05890
Reynaldo A Perdomo, t/a RP Mechanical

In the matter of Disciplinary File Number 2010-05890, Reynaldo A Perdomo, t/a RP Mechanical (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 (IFF) and the recommendation. **Reynaldo a Perdomo (Respondent)** did appear at the IFF. He did not attend the Board meeting in person or by counsel or by any other qualified representative. Ray Pylant (Complainant) attended the IFF. Melissa Smar attended the Board meeting on behalf of Ray Pylant (retired), for Fairfax county.

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

During discussion Mr. Williams had some questions.

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 (IFF) with Recommendations. The Board found that **Reynaldo A Perdomo** violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260 B 6	
Count 2:	18 VAC 50-22-260.B 13	

The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Gelardi, Giesen, Wood, Middleton, Pace, Smith, Sumpter, Vander Pol, Tomlin and Williams.**

Mr. Dyer and Mr. Murrow were not present; did not participate in the discussion and did not vote.

Walker and Walton were absent.

After discussion a motion was made by **Mr. Sumpter** and seconded by **Mr. Gelardi** to impose the following monetary sanctions, Mr. Williams offered a friendly amendment to the motion prior to the vote to include revocation on count 1 due to the egregious nature of the violation:

Count 1		$1,500.00
Count 2		$1,500.00
Total		$3,000.00

In addition, for violation of Count 1 and 2, the Board imposes requirement of Reynaldo A Perdomo to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the effective date of the order. The Board also imposed revocation of license 2705-093750 for violation of count 1.

The motion passed by majority vote. Members voting "Yes" were: **Dowdy, Gelardi, Giesen, Wood, Middleton, Pace, Smith, Sumpter, Vander Pol, Tomlin and Williams.**

Mr. Dyer and Mr. Murrow were not present; did not participate in the discussion and did not vote.

Walker and Walton were absent.

File Number
2010-04047
Phillip G Parris t/a Phillip G Parris

In the matter of Disciplinary File Number 2010-04047, Phillip G Parris (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 (IFF) and the recommendation. **Phillip G Parris (Respondent)** did not appear at the IFF. **Phillip G Parris** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

The presiding Board representatives **Mr. Sumpter and Mr. Kirby** were not present, did not participate in the discussion and did not vote. Mrs. Perkins shared that in the Summary, Count 3, next to the last paragraph should be 18 VAC 50-22-260 31 and not 230 B 31.

After discussion and agreement from the respondent and complainant, 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 including the corrections as stated by Mrs. Perkins. The Board found that **Phillip G Parris** violated the following of its Regulations.

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260 B 9	
Count 2:	18 VAC 50-22-230 A	Effective September 1, 2001
Effective February 1, 2006		
Count 3:	18 VAC 50-22-260 B 31	
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 16	
Count 7:	18 VAC 50-22-260 B 13	

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

Mr. Kirby and Mr. Sumpter were not present; did not participate in the discussion and did not vote.

Walker and Walton were absent.

After further discussion, a motion was made by **Mr. Williams** and seconded by **Mr. Dyer** to impose the following sanctions for the violation of the regulations.

Count 1:		$500.00
Count 2:		$1,000.00
Count 3:		$1,000.00
Count 4:		$1,500.00
Count 5:		$2,500.00
Count 6:		$2,500.00
Count 7:		$2,000.00
Total		$11,000.00
In addition, for violation of count 1, 2 and 3, the board requires Phillip G Parris have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order. For violation of Count 4, 5, and 6 the Board imposes revocation of license 2705-095892.		

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

Mr. Kirby and Mr. Sumpter were not present; did not participate in the discussion and did not vote.

Walker and Walton were absent.

In the matter of Disciplinary File Number 2010-04767, Michael K DeLauder, t/a Virginia Pool Builders (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the

<u>File Number</u>
2010-04767
Michael K DeLauder, t/a

Virginia Pool Builders

Informal Fact-Finding Conference (IFF) and the recommendation. **Michael K DeLauder (Respondent)** did not appear at the IFF nor anyone on behalf of Virginia Pool Builders. **DeLauder** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **Deborah Flippo** on behalf of the Lake Caroline Property Owner's Association **(Complainant)** attended the IFF and also the Board meeting. She addressed the Board.

The presiding Board representatives **Kirby and Wood** 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. 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 **Michael K DeLauder** violated the following of its Regulations.

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260 B 27	
Count 2:	18 VAC 50-22-260 B 15	
Effective February 1, 2006		
Count 3:	18 VAC 50-22-260 B 6	
Count 4:	18 VAC 50-22-260 B 12	

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

Mr. Kirby and Mrs. Wood were not present; did not participate in the discussion and did not vote.

Walker and Walton were absent.

After further discussion, a motion was made by **Mr. Williams** and seconded by **Mr**. **Sumpter** to impose the following sanctions for the violation of the regulation.

Count 1:		$2,500.00
Count 2:		$2,500.00
Count 3:		$2,500.00
Count 4:		$1,500.00
Total		$9,000.00
In addition, for violation of count 1 and 4, the board requires Michael DeLauder have a member of Responsible Management successfully		

complete a Board-approved remedial education class within 90 days of the order. For violation of Count 2and 3 the Board imposes revocation of license 2705-055287.

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

Mr. Kirby and Mrs. Wood were not present; did not participate in the discussion and did not vote.

Walker and Walton were absent.

Mr. Smith, Vice Chairman chaired this case.

File Number
2011-00838
R D Levasseur Inc

In the matter of Disciplinary File Number 2011-00838 R D Levasseur 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 (IFF) and the recommendation. **Roger Levasseur** on behalf of **R D Levasseur Inc (Respondent);** did appear at the IFF. **Roger Levasseur** did attend the Board meeting on behalf of **R D Levasseur Inc** and he addressed the Board and shared his agreement.

The presiding Board representatives **Mr. Dyer and Mr. Kirby** were not present and did not vote**.**

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 **R D Levasseur Inc,** violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260 B 8	
Count 2:	18 VAC 50-22-260.B 6	
Count 3:	18 VAC 50-22-260 B 5	

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

Mr. Kirby and Mr. Dyer were not present; did not participate in the discussion and did not vote.

Walker and Walton were absent.

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

Count 1		$500.00
Count 2		$1,500.00
Count 3:		$2,500.00
Total		$4,500.00

In addition, for violation of Counts 1, 2, and 3, the Board voted to require **R D Levasseur Inc** have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of effective date of this Order.

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

Mr. Kirby and Mr. Dyer were not present; did not participate in the discussion and did not vote.

Walker and Walton were absent.

File Number
2011-01985
William Todd Hodges

In the matter of Disciplinary File Number 2011-01985 William Todd Hodges (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 (IFF) and the recommendation. **William Todd Hodges (Respondent);** did not appear at the IFF. **William Todd Hodges** did not attend the Board meeting in person or by counsel or by any other qualified representative.

The presiding Board representatives **Mr. Murrow and Mr. Dyer** was 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. The Board found that **William Todd Hodges,** violated the following sections of its Regulations:

Effective July 9, 1999		
Count 1:	18 VAC 50-30-190 8	

The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer**

Gelardi, Giesen, Wood, Middleton, Pace, Smith, Sumpter, Vander Pol, Tomlin and Williams.

Mr. Murrow and Mr. Dyer were not present; did not participate in the discussion and did not vote.

Walker and Walton were absent.

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

Count 1		$2,500.00
Total		$2,500.00

In addition, for violation of Count 1, the Board voted to revoke the license 2705-000662 effective with the Order.

The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Gelardi, Giesen, Wood, Middleton, Pace, Smith, Sumpter, Vander Pol, Tomlin and Williams.**

Mr. Murrow and Mr. Dyer were not present; did not participate in the discussion and did not vote.

Walker and Walton were absent.

File Number
2011-02330
Rightway Remodelers Inc

In the matter of Disciplinary File Number 2011-02330 Rightway Remodelers 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 (IFF) and the recommendation. **Rightway Remodelers Inc (Respondent);** did not appear at the IFF. **Rightway Remodelers Inc** did not attend the Board meeting in person or by counsel or by any other qualified representative. **Charles Hilstrom, Sr (Complainant)** attended the IFF and the Board meeting. He addressed the Board.

The presiding Board representatives **Mr. Dyer and Mr. Murrow** were not present 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 **Rightway Remodelers Inc,** violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260 B 14	
Count 2:	18 VAC 50-22-269 B 16	
Count 3:	18 VAC 50-22-260 B 28	
Count 4:	18 VAC 50-22-260 B 13	

The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Wood, Gelardi, Giesen, Middleton, Pace, Smith, Sumpter, Vander Pol, Tomlin and Williams.**

Mr. Murrow and Mr. Dyer were not present; did not participate in the discussion and did not vote.

Walker and Walton were absent.

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

Count 1		$2,500.00
Count 2		$2,500.00
Count 3		$2,500.00
Count 4		$2,500.00
Total		$10,000.00

The Board imposes revocation of license (Number 2705-128737) for the violation of Count 1, 2, 3 and 4.

The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Gelardi, Giesen, Wood, Middleton, Pace, Smith, Sumpter, Vander Pol, Tomlin and Williams.**

Mr. Dyer and Mr. Murrow were not present; did not participate in the discussion and did not vote.

Walker and Walton were absent.

File Number
2010-02923
Crawford Construction Company Of Virginia

In the matter of Disciplinary File Number 2010-02923 Crawford Construction Company Of Virginia (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 (IFF) and the recommendation. Elwood Crawford Jr on behalf of **Crawford Construction Of Virginia along with Heikes, his attorney (Respondent);** did appear at the IFF. Both attended the Board meeting and addressed the Board. **Jonathan and Bonnie Klem** did attend the IFF and the Board meeting.

The presiding Board representatives **Mr. Rusher, Mr. Pace and Mr. Sumpter were** not present and did not vote**.**

After discussion, a motion was made by **Mr**. **Vander Pol** 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 **Crawford Construction Company of Virginia,** violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260 B 9	
Count 3:	18 VAC 50-22-260 B 31	
Count 4:	18 VAC 50-22-260 16	

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

Mr. Rusher and Mr. Pace, Mr. Sumpter were not present; did not participate in the discussion and did not vote.

Walker and Walton were absent.

After discussion **Mr. Williams offered** a motion to reduce the sanction in count 4 to $1,000.00 and impose probation of license and leave the other sanctions as identified in the recommendation. The motion died due to lack of a second.

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

Count 1		$400.00
Count 3:		$400.00
Count 4:		$2,000.00
Total		$2,800.00

In addition, for violation of Count 1 and 3, the Board voted to require **Crawford Construction Company of Virginia** have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of effective date of this Order.

As to Count 2, the Board closes this aspect of the file with a finding of no violation.

The Board also imposed revocation of license 2705-067853 for violation of Count 4.

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

Mr. Rusher and Mr. Pace and Mr. Sumpter were not present; did not participate in the discussion and did not vote.

Walker and Walton were absent.

File Number
2010-03469
Raymond F Evans, t/a Choice Construction

In the matter of Disciplinary File Number 2010-03469 Raymond F Evans, t/a Choice 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 (IFF) and the recommendation. **Raymond F Evans, t/a Choice Construction (Respondent);** did not appear at the IFF with his attorney, **Sam Baronian**. **They both** attended the Board meeting and addressed the Board sharing that his client agreed with Count 1. **David and Karen Hammond (Complainants)** attended the IFF.

The presiding Board representatives **Mr. Rusher, Mr. Smith, Mr. Pace and Mr. Redifer** were not present and did not vote**.**

After discussion, a motion was made by **Mr**. **Vander Pol** 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 **Raymond F Evans** violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260 B 9	
Count 3:	18 VAC 50-22-260 B 27	
Effective September 1, 2001		
Count 3:	18 VAC 50-22-260 B 18	
Count 4:	18 VAC 50-22-260 B 6	
Count 5:	18 VAC 50-22-260 B 5	

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

Mr. Rusher, Mr. Pace, Mr. Smith and Mr. Redifer were not present; did not participate in the discussion and did not vote.

Walker and Walton were absent.

After discussion a motion was made by **Mr. Vander Pol** and seconded by **Mr. Gelardi** to amend the recommendation and remove the revocation impose the following sanctions.

Count 1		$200.00
Count 2:		$1,000.00
Count 3:		$500.00
Count 4:		$1,000.00
Total		$3,700.00

In addition, for violation of Counts 1, the Board voted to require **Raymond F Evans** have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of effective date of this Order.

The motion passed by majority vote. Members voting "Yes" were: **Dowdy, Gelardi, Giesen, Murrow, Middleton, Pace, Sumpter, Vander Pol, Tomlin and Williams.**

Mr. Dyer voted "no".

Mr. Rusher, Mr. Pace, Mr. Smith and Mr. Redifer were not present; did not participate in the discussion and did not vote.

Walker and Walton were absent.

File Number
2010-04102
Schaffer Construction Co, Inc.

In the matter of Disciplinary File Number 2010-04102 Schaffer Construction Co 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 (IFF) and the recommendation. Marvin Schaffer on behalf of **Schaffer Construction Co., Inc. (Respondent);** did appear at the IFF. Marvin Schaffer on behalf of **Schaffer Construction Co., Inc.** did attend the Board meeting in person and he addressed the Board.

The presiding Board representatives **Mr. Rusher and Mr. Pace** were not present and did not vote**.**

After discussion, a motion was made by **Mr**. **Dyer** and seconded by **Mr. Murrow** 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 **Schaffer Construction Co Inc.,** violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260.B 31	2 violations

The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Rusher, Gelardi, Giesen, Pace, Middleton, Pace, Smith, Sumpter, Vander Pol, Tomlin and Williams.**

Mr. Dyer and Mr. Murrow were not present; did not participate in the discussion and did not vote.

Walker and Walton were absent.

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

Count 1		$400.00 on the first violation of Count 1
Count 1	Violation 2 of Count 1	$0 fine and close this violation
Total		$400.00

A substitute motion was offered by **Mr. Middleton** and seconded by **Mr. Gelardi** to impose the following sanctions:

Count 1		$0.00 on the first violation of Count 1 and Remedial Ed
Count 1	Violation 2 of Count 1	$0 fine and close this count with a finding of no violation.
Total		$00.00

The Board voted to require Schaffer Construction Co Inc. have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.

As to the second violation of Count 1, the Board closed this aspect of the file with a finding of no violation.

The motion passed by majority vote. Members voting "Yes" were: **Dowdy, Gelardi, Giesen, Pace, Middleton, Murrow, Smith, Sumpter, Vander Pol, Tomlin and Williams.**

Mr. Dyer voted "no".

Mr. Rusher and Mr. Pace were not present; did not participate in the discussion and did not vote.

Walker and Walton were absent.

Mr. Dowdy left the meeting at 1:00 pm.

Board Member Left

In the matter of Disciplinary File Number 2010-05195 Ralph A Mawyer III & Shannon D Mawyer, t/a R And S Outdoors (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 (IFF) and the recommendation. **Ralph A Mawyer III and Shannon Mawyer on behalf of R and S Outdoors (Respondent); and their attorney, Anton Stelly** did appear at the IFF and at the Board meeting. **Attorney Stelly** addressed the Board on behalf of his clients. **Shannon Mawyer** also addressed the Board.

File Number
2010-05195
Ralph A Mawyer III & Shannon D Mawyer, t/a R And S Outdoors

The presiding Board representatives **Mr. Rusher, Mr. Smith and Mr. Pace** were not present and did not vote**.**

After discussion, a motion was made by **Mr**. **Sumpter** and 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 (in part) of the Informal Fact-Finding Conference with Recommendations. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Ralph A Mawyer III & Shannon D Mawyer,** violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1:	§54.1-1110 of the Code of Virginia	
Count 2:	18 VAC 50-22-260 B 2	
Count 3:	18 VAC 50-22-260 B 1	Effective February 1, 2006

The motion passed by unanimous vote. Members voting "Yes" were: **Gelardi, Giesen, Middleton, Murrow, Sumpter, Vander Pol, Tomlin and Williams.**

Mr. Dyer voted "no".

Mr. Rusher, Smith, and Mr. Pace were not present; did not participate in the discussion and did not vote.

Dowdy, Walker and Walton were absent.

After discussion a motion was made by **Mr. Sumpter** and seconded by **Mrs. Tomlin** to impose the following sanctions.

Count 1		Revocation
Count 2		Revocation
Count 3		Revocation
Total		$O

The motion failed due to lack of a majority vote. Members voting "Yes" were: **Sumpter, Murrow, Middleton and Tomlin.**

Members voting "No" were: **Dyer, Wood, Williams, Vander Pol, Gelardi and Giesen.**

After further discussion, **Mr. Williams** offered a motion that was seconded by **Mr. Gelardi** to suspend the license for 3 months on counts 1, 2 and 3; remove revocation and replace it with remedial education on each count**.**

The motion failed due to lack of a majority vote. Members voting "Yes" were: **Gelardi, Williams and Murrow.**

Members voting "No" were: **Dyer, Wood, Vander Pol, Giesen, Sumpter, Middleton and Tomlin.**

During additional discussion **Mr. Vander Pol** had questions about the judgments**.** **Mr. Dyer** offered a motion that was seconded by **Mr. Sumpter** to**:**
Revoke the license for counts 1, 2 and 3.

The motion (three) failed due to lack of a majority vote. Members voting "yes" were: **Dyer, Wood, Vander Pol and Sumpter.**

Members voting "No" were: **Giesen, Williams, Gelardi, Middleton, Murrow and Tomlin**.

Further Discussion occurred and **Mr. Williams** offered a motion that was seconded by **Mr. Giesen** to impose a twelve month probationary period for license2705-111704, for counts 1, 2 and 3 removing the revocation from each count.

Motion four failed due to lack of a majority vote. Members voting "Yes" were: **Williams, Giesen, Middleton, Vander Pol and Middleton.**

Members voting "No" were: **Dyer, Wood, Sumpter, Gelardi, Murrow and Tomlin.**

After additional consideration a motion was offered by Mr**. Williams** and seconded

by **Mr. Gelardi** to impose no sanction and to require a twelve month probation for all three counts. The fifth motion failed due to lack of a majority vote. Members voting "Yes" were**: Williams, Gelardi, Vander Pol, and Giesen.**

Members voting "No" were: **Dyer, Sumpter, Wood, Middleton and Tomlin**.

Closed Session

Mr. Dyer offered the following motion: Madame Chairman, I move that this meeting be recessed and that the Board immediately reconvene in closed meeting for the purpose of deliberation on disciplinary cases resulting from Informal or Formal Hearings in order to reach a decision as permitted by §2.2-3711.A.15 of the Code of Virginia. The following non-members will be in attendance to reasonably aid the consideration o the topic; Steven Jack, Eric Olson and Leas Roth. The motion was seconded by **Mr. Sumpter**. The motion is made with respect to the matters identified as agenda item: Agenda item 85, case number 2010-05195.

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

Dowdy, Smith and Pace were absent during the vote:

Walker and Walton were not present during the meeting.

The Board for Contractors went into closed session at: 1:25 pm.

Closed Session

WHEREAS, the Board for Contractors has convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

Certification of Closed Meeting

WHEREAS, § 2.2-3712 of the Code of Virginia requires a certification by this Board for Contractors that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the Board for Contractors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies and (II) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Board for Contractors.

Call for vote (each member must answer "Aye" or "Nay"):

VOTE

AYES: Herbert "Jack" Dyer, Jr., Michael Gelardi, David Giesen, E G Rudy

Middleton, III, Doug Murrow, Homer C Pete Sumpter, Deborah Lynn Tomlin, Dwight Todd Vander Pol, A. Bruce Williams and Dorothy L Wood.

NAYS: none

ABSENT DURING VOTE: Dowdy, Smith and Pace

ABSENT DURING MEETING; Walker and Walton.

Reconvene Case 2010-05195

Mr. Dyer offered a motion seconded by **Mr. Vander Pol** to reconvene case 2010-05195. The motion passed by unanimous vote. Members voting "Yes" were: **Dyer, Sumpter, Wood, Tomlin, Williams, Gelardi, Vander Pol, Middleton and Giesen.**

Dowdy, Smith and Pace were absent during the vote:

Walker and Walton were not present during the meeting.

Conclusion of File 2010-05195

Mr. Dyer offered a motion seconded by **Mr. Vander Pol** to impose the following sanctions:

For Violation of Count 1, the Board voted to require Barnes have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order. Failure to comply with the terms will result in the automatic imposition of license suspension.

For Violation of Count 2 and Count 3, the Board voted to impose Probation for a period of two (2) years.

During the Probation period, the Ralph A Mawyer III and Shannon D Mawyer agree to:

1) Provide quarterly reports to the Board on the financial status of the company on a form provided by the Board;
2) Agrees to have no new disciplinary violations against it
3) Not to acquire any new unpaid judgments; and
4) Not be in violation of any rules and regulations of the Board for Contractors for transactions occurring after the effective date of this order;

If Ralph A Mawyer III & Shannon D Mawyer violates any terms of this probation, its license shall be automatically revoked. Ralph A Mawyer III & Shannon D Mawyer understands the right to have this revocation considered in an informal fact-finding conference and/or formal hearing under sections 2.2-4020, and 2-2.4021 of the Code of Virginia, and knowingly and voluntarily waives any rights to these proceedings.

In addition the Board imposes no monetary penalties for the violation of the

Regulations and/or Statues.

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

Dowdy, Smith and Pace were absent during the vote:

Walker and Walton were not present during the meeting.

File Number 2011-00392 Jamie Steven Cook, t/a Southern Construction

In the matter of Disciplinary File Number 2011-00392 Jamie Steven Cook, t/a Southern 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 (IFF) and the recommendation. **Jamie Steven Cook, t/a Southern Construction (Respondent);** did not appear at the IFF. **Jamie Steven Cook, t/a Southern Construction** did attend the Board meeting in person. He addressed the Board on behalf of Southern Construction. He shared his disagreement.

The presiding Board representatives **Mr. Rusher and Mr. Pace** were not present and did not vote**.**

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 **Jamie Steven Cook,** violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260 B 6	
Count 2:	18 VAC 50-22-260 B 13	

The motion passed by unanimous vote. Members voting "Yes" were: **Dyer, Smith, Sumpter, Wood, Tomlin, Williams, Gelardi, Vander Pol, Middleton and Giesen.**

Dowdy and Pace were absent during the vote:

Walker and Walton were not present during the meeting.

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

Count 1		$800.00

Count 2		$2,000.00
Total		$2,800.00

The Board imposes revocation of license (Number 2705-101405) for the violation of Count 1 and Count 2.

The motion passed by majority vote. Members voting "Yes" were: **Dyer, Smith, Sumpter, Wood, Tomlin, Williams, Gelardi, Vander Pol, Middleton and Giesen.**

Dowdy, Rusher and Pace were absent during the vote:

Walker and Walton were not present during the meeting.

File Number
2010-03737
James Custom Builders, Inc

In the matter of Disciplinary File Number 2010-03737 James Custom Builders, 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 (IFF) and the recommendation. **James Baker** on behalf of **James Custom Builders, Inc. (Respondent);** attended the Board meeting in person and requested the case be remanded to an Informal Fact Finding Conference to allow him to present pertinent information.

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

After discussion, a motion was made by **Mr**. **Williams** and seconded by **Mr. Gelardi** to remand the case back to staff for reconvening of an Informal Fact Finding Conference.

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

Dowdy and Smith were absent during the vote:

Walker and Walton were not present during the meeting.

File Number
2010-05136
James Backer II t/a Tiger Enterprises

In the matter of Disciplinary File Number 2010-05136 James Backer II t/a Tiger Enterprises (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 (IFF) and the recommendation. **James Backer II t/a Tiger Enterprises (Respondent);** appeared at the Board meeting in person and requested his case be remanded back to an Informal Fact Finding Conference.

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

Mr. Backer was asked to verify his address; he stated it is "5304 Tuza Lane Virginia Beach, Virginia 23464".

After discussion, a motion was made by **Mr**. **Williams** and seconded by **Mr. Gelardi** to remand the case back to staff for reconvening of an Informal Fact Finding

Conference. Staff is requested to use the address of mailing that has been provided by Mr. Backer.

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

Dowdy and Smith were absent during the vote:

Walker and Walton were not present during the meeting.

File Number 2010-04406 Timothy Wade Trainham, t/a Tims Well And Pump Repair

In the matter of Disciplinary File Number 2010-04406 Timothy Wade Trainham, t/a Tims Well And Pump 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 (IFF) and the recommendation. **Timothy Wade Trainham, t/a Tims Well And Pump Repair (Respondent);** did not appear at the IFF. **Timothy Wade Trainham, t/a Tims Well And Pump Repair** did not attend the Board meeting in person or by counsel or by any other qualified representative.

The presiding Board representatives **Mr. Smith and Mr. Giesen** were not present and did not vote**.**

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 **Timothy Wade Trainham,** violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260 B 19	

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

Dowdy, Smith, and Giesen were absent during the vote:

Walker and Walton were not present during the meeting.

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

Count 1		$1,000.00
Total		$1,000.00

In addition, for violation of Count 1, the Board voted to require **Timothy Wade**

Trainham have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of effective date of this Order.

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

Dowdy, Smith and Giesen were absent during the vote:

Walker and Walton were not present during the meeting.

In the matter of Disciplinary File Number 2011-03343 Lorenza D Wilson, t/a Wilson's Home Improvement (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 (IFF) and the recommendation. **Lorenza D Wilson, t/a Wilson's Home Improvement (Respondent);** did not appear at the IFF. **Lorenza D Wilson, t/a Wilson's Home Improvement** did not attend the Board meeting in person or by counsel or by any other qualified representative.

File Number
2011-03343
Lorenza D Wilson, t/a Wilson's Home Improvement

The presiding Board representatives **Mr. Smith and Mr. Giesen** were not present 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 **Lorenza D Wilson,** violated the following sections of its Regulations:

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

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

Dowdy, Smith and Giesen were absent during the vote:

Walker and Walton were not present during the meeting.

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

The Board voted to impose no sanction for the violation of the regulation

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

Dowdy, Smith and Giesen were absent during the vote:

Walker and Walton were not present during the meeting.

File Number
2011-01764
Danny L Mays, t/a Square D

In the matter of Disciplinary File Number 2011-01764 Danny L Mays, t/a Square D (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 (IFF) and the recommendation. **Danny L Mays, t/a Square D (Respondent);** did not appear at the IFF. **Danny L Mays, t/a Square D** did not attend the Board meeting in person or by counsel or by any other qualified representative. **Valerie Daniels (Complainant)** attended the IFF and the Board meeting. She addressed the Board and shared that **Mr. Danny Mays** is making payments.

The presiding Board representatives **Mr. Smith and Mr. Giesen** were not present and did not vote**.**

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 **Danny L Mays, t/a Square D,** violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260 B 8	
Count 2:	18 VAC 50-22-260 B 9	
Count 3:	18 VAC 50-22-260 B 27	
Count 4:	18 VAC 50-22-260 B 27	
Count 5:	18 VAC 50-22-260 B 16	
Count 6:	18 VAC 50-22-260 B 16	Effective: September 1, 2001
Count 7:	18 VAC 50-260 B 22	Effective: February 1, 2006
Count 8:	18 VAC 50-22-260 B 23	
Count 9:	18 VAC 50-22-230 B	Effective: September 1, 2001

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

Dowdy, Smith and Giesen were absent during the vote:

Walker and Walton were not present during the meeting.

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

Count 1		$500.00
Count 2		$400.00
Count 3		$500.00
Count 4		$650.00
Count 5		$2,000.00
Count 6		$650.00
Count 8		$700.00
Count 9		$850.00
Total		$6,250.00

In addition, for violation of Counts 1, 2, 3 and 4, the Board voted to require **Danny L Mays** have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of effective date of this Order.

The Board imposes revocation of license (Number 2705-099575) for the violation of Counts 5, 6, 7, 8 and 9.

As to Count 7, pursuant to §54.1-202 of the Cod of Virginia, the Board voted to impose no monetary penalty for the violation of the regulation.

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

Dowdy, Smith and Giesen were absent during the vote:

Walker and Walton were not present during the meeting.

In the matter of Disciplinary File Number 2011-03306 Lloyd D Currie, t/a Services By Lloyd (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 (IFF) and the recommendation. **Lloyd D Currie t/a Services By Lloyd (Respondent);** did not appear at the IFF. **Lloyd D Currie, t/a Services By Lloyd** did not attend the Board meeting in person or by counsel or by any other qualified representative.

File Number
2010-03306
Lloyd D Currie t/a Services By Lloyd

The presiding Board representatives **Mr. Smith and Mr. Giesen** were not present and did not vote**.**

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 **Lloyd D Currie,** violated the following sections of its Regulations:

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

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

Dowdy, Smith and Giesen were absent during the vote:

Walker and Walton were not present during the meeting.

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

Count 1		$1,350.00
Total		$1,350.00

The Board imposes revocation of license (Number 2705-131809) for the violation of Count 1.

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

Dowdy, Smith and Giesen were absent during the vote:

Walker and Walton were not present during the meeting.

In the matter of Disciplinary File Number 2011-03375 Hall Sexton General Contracting Inc, t/a Hall Sexton General Contracting 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 (IFF) and the recommendation. **Hall Sexton General Contracting Inc, t/a Hall Sexton General Contracting Inc (Respondent);** did not appear at the IFF. **Hall Sexton General Contracting Inc, t/a Hall Sexton General Contracting Inc** did not attend the Board meeting in person or by counsel or by any other qualified representative.

<u>File Number</u>
2011-03375
Hall Sexton General Contracting Inc, t/a Hall Sexton General Contracting Inc

The presiding Board representatives **Mr. Smith and Mr. Giesen** were not present and did not vote**.**

After discussion, a motion was made by **Mr**. **Sumpter** and 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. The Board found that **Hall Sexton General Contracting Inc,** violated the following sections of its Regulations:

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

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

Dowdy, Smith and Giesen were absent during the vote:

Walker and Walton were not present during the meeting.

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

Count 1		$1,350.00
Total		$1,350.00

In addition, for violation of Count 1, the Board voted to impose revocation of license (2705-072347) for the violation of the regulation.

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

Dowdy, Smith and Giesen were absent during the vote:

Walker and Walton were not present during the meeting.

In the matter of Disciplinary File Number 2010-04167 William Sommerville t/a Mid Atlantic Construction Services (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 (IFF) and the recommendation. **William D Sommerville, t/a Mid Atlantic Construction Services (Respondent);** did appear at the IFF. **William D Sommerville, t/a Mid Atlantic Construction**

File Number
2010-04167
William D Sommerville, t/a Mid Atlantic Construction Services

Services did attend the Board meeting in person. He addressed the Board and again requested that the Board grant him another Informal Finding Conference. He shared that he disagreed with the Recommendation.

The presiding Board representatives **Mr. Williams and Mrs. Wood** were not present and did not vote**.**

After discussion, a motion was made by **Mr**. **Sumpter** and 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. The Board denied the request for another continuance; the Board had just granted Mr. Sommerville a continuance in January, 2011. The Board found that **William D Sommerville,** violated the following sections of its Regulations:

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

The motion passed by unanimous vote. Members voting "Yes" were: **Dyer, Sumpter, Smith, Tomlin, Giesen, Gelardi, Vander Pol, Middleton and Pace.**

Dowdy, Wood and Williams were absent during the vote:

Walker and Walton were not present during the meeting.

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

Count 1		$1,900.00
Total		$1,900.00

In addition, for violation of Count 1, the Board voted to impose revocation of license (2705-072930) for the violation of the regulation.

The motion passed by unanimous vote. Members voting "Yes" were: **Dyer, Sumpter, Smith, Tomlin, Giesen Gelardi, Vander Pol, Middleton and Pace.**

Dowdy, Wood and Williams, were absent during the vote:

Walker and Walton were not present during the meeting.

In the matter of Disciplinary File Number 2010-04246 David F Milette, t/a Custom Design 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 (IFF) and the recommendation. **David F Milette, t/a Custom Design Construction (Respondent);** did participate at the IFF via phone. **David F Milette, t/a Custom Design Construction** did not attend the Board meeting in person or by counsel or by any other qualified representative.

File Number
2010-04246
David F Milette, t/a Custom Design Construction

The presiding Board representatives **Mr. Smith and Mrs. Wood** were not present and did not vote**.**

Mr. Middleton chaired this case.

After discussion, a motion was made by **Mr**. **Dyer** 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 **David F Milette,** violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260 B 13	
Count 2:	18 VAC 50-22-260 B 28	

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

Dowdy, Smith and Wood were absent during the vote:

Walker and Walton were not present during the meeting.

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

Count 1		$2,500.00
Count 2		$2,000.00
Total		$4, 500.00

In addition, for violation of Count 1and 2, the Board voted to impose revocation of license (2705-118909) for the violation of the regulation.

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

Dowdy, Smith and Wood were absent during the vote:

Walker and Walton were not present during the meeting.

File Number
2011-00627
JSC Concrete Construction Inc

In the matter of Disciplinary File Number 2011-00627 JSC Concrete 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 (IFF) and the recommendation. **JSC Concrete Construction Inc (Respondent);** did not appear at the IFF. **Glen Silva, Attorney** for **JSC Concrete Construction** did attend the Board meeting. He addressed the Board and Shared his client's disagreement with the recommendation.

The presiding Board representatives **Mr. Kirby and Mr. Redifer and Mrs. Wood** were not present 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 **JSC Concrete Construction Inc,** violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260 B 24	Two violations

The motion passed by unanimous vote. Members voting "Yes" were: **Dyer, Giesen, Sumpter, Smith, Tomlin, Williams, Gelardi, Vander Pol, Middleton and Pace.**

Dowdy, Wood, Kirby and Redifer were absent during the vote:

Walker and Walton were not present during the meeting.

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

Count 1	$1,000. Each times 2	$2,000.00
Total		$2,000.00

In addition, for violation of Count 2, the Board voted to require JSC Concrete Construction Inc have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.

As to Count 1, the Board closed this aspect of the file with a finding of no violation.

The motion passed by unanimous vote. Members voting "Yes" were: **Dyer, Giesen, Sumpter, Smith, Tomlin, Williams, Gelardi, Vander Pol, Middleton and Pace.**

Dowdy, Wood and Kirby and Redifer were absent during the vote:

Walker and Walton were not present during the meeting.

In the matter of Consent Order File Number 2010-04503 Board v. George Nelson, t/a What-not 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
2010-04503
George Nelson, t/a What-not Construction

George Nelson, 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 31	$400.00
Count 3:	18 VAC 50-22-230 B	$400.00
Board Costs		$150.00
Total		$1,350.00
Further for violation of Counts 1-3, **George Nelson,** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

Walker, Walton and Dowdy were absent.

In the matter of Consent Order File Number 2011-01750 Board v. SI Construction and Snow Removal Company; 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
2011-01750
SI Construction and Snow Removal Company

SI Construction and Snow Removal Company, 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	$2,500.00
Board Costs		$150.00
Total		$2,650.00
In addition, **for violation of Count 1, SI Construction and Snow Removal Company,** agrees to revocation of its license. Further, the Board shall waive imposition of the $2,500.00 monetary penalty and license revocation for Count 1 provided SI Construction and Snow Removal Company satisfies the judgment and provides the Board with proof of the satisfaction within ninety (90) days of the effective date of this Order. If SI Construction and Snow Removal Company fail to comply with these conditions, then the full monetary penalty and license revocation will be automatically imposed.		

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

Mr. Dowdy was not present; did not participate and did not vote.

Walker and Walton were absent.

File Number
2011-00651
Samuel Coleman, Jr., t/a Coleman's Construction

In the matter of Consent Order File Number 2011-00651 Board v. Samuel Coleman, Jr., t/a Coleman'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.

Samuel Coleman, 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	$500.00
Count 2:	18 VAC 50-22-260 B 8	$300.00
Count 3:	18 VAC 50-22-260 B 27	$1,000.00
Count 4:	18 VAC 50-22-260 B 2 (3 violations)	$2,500.00
Count 5:	18 VAC 50-22-260 B 22	$0.00
Count 6:	18 VAC 50-22-260 B 23	$1,000.00
Board Costs		$150.00
Total		$5,450.00
Further, **Samuel Coleman, Jr.,** agrees to have a member of		

Responsible Management successfully complete a Board-approved remedial education class. In addition, for violation of Count 4, Samuel Coleman, Jr. agrees to revocation of his license.

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

Mr. Dyer was not present; did not participate and did not vote.

Walker, Walton and Dowdy were absent.

In the matter of Consent Order File Number 2010-04691 Board v. Bennie W. Sigmon, t/a Bennie W. Sigmon Southern Virginia Mechanical; 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
2010-04691
Bennie W. Sigmon, t/a Bennie W. Sigmon Southern Virginia Mechanical

Bennie W. Sigmon, 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	$0.00
Board Costs		$500.00
Total		$500.00
Further for violation of Count 1, **Bennie W. Sigmon** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

Mr. Dyer was not present; did not participate and did not vote.

Walker, Walton and Dowdy were absent.

In the matter of Consent Order File Number 2010-05310 Board v. Angies

File Number

Remodeling, 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.

2010-05310
Angies Remodeling, Inc.

Angies Remodeling, 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 15	$2,500.00
Count 3:	18 VAC 50-22-220 A	$400.00
Board Costs		$150.00
Total		$3,450.00
Further, **Angies Remodeling, Inc.** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class. In addition, the Board shall waive imposition of the $400.00 monetary penalty for Count 3 provided Angies Remodeling, Inc. reports a change in the officers of the corporation within ninety (90) days of the effective date of this Order. If Angies Remodeling, Inc. fails to comply with this condition, then the full monetary penalty will be automatically imposed.		

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

Mr. Giesen was not present; did not participate and did not vote.

Walker, Walton and Dowdy were absent.

In the matter of Consent Order File Number 2011-01252 Board v. Larry Drummond; 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
2011-01252
Larry Drummond

Larry Drummond, 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	$2,500.00

Count 2:	18 VAC 50-30-190. 14	$2,500.00
Board Costs		$150.00
Total		$5,000.00
In addition, for violation of Counts 1 and 2, **Larry Drummond** agrees to revocation of his license. The Board shall waive imposition of the $2,500.00 monetary penalty for Count 1 and shall waive imposition of the $2,500.00 monetary penalty for Count 2.		

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

Mr. Middleton was not present; did not participate and did not vote.

Walker, Walton and Dowdy were absent.

In the matter of Consent Order File Number 2011-00446 Board v. A & E Enterprise, 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
2011-00446
A & E Enterprise, LLC

A & E Enterprise, 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.2 (2 violations @ $350.oo each)	$700.00
Count 2:	18 VAC 50-22-230 B	$850.00
Count 3:	18 VAC 50-22-260 B.9	$300.00
Count 4:	18 VAC 50-22-260 B.6	$800.00
Count 5:	18 VAC 50-22-260 B.15	$1,700.00
Count 6:	18 VAC 50-22-260 B.31	$400.00
Board Costs		$ 150.00
Total		$4,900.00
In addition, **A & E Enterprise, LLC,** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class. Further, for violation of Counts 2 and 3, A & E Enterprise, LLC agrees to probation of its license as of the effective date of this Order. During this probation, A & E Enterprise, LLC agrees to:		

1) Submit a change of address form to the Board.
2) Submit a copy of its current contract to the Board which complies with Board Regulation 18 VAC 50-22-260 B.9

If A & E Enterprise, LLC fails to comply with the above terms of probation within ninety (90) days of the effective date of this Order, its license shall be automatically suspended until such time as there is complete satisfactory compliance.

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

Mr. Murrow was not present; did not participate and did not vote.

Walker, Walton and Dowdy were absent.

In the matter of Consent Order File Number 2010-05091 Board v. Gary E. Harris, t/a Gary Harris 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 2010-05091 Gary E. Harris, t/a Gary Harris Construction

Gary E. Harris, t/a Gary Harris Construction, 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	$200.00
Board Costs		$150.00
Total		$350.00
Further, **Gary E. Harris** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

Walker, Walton and Dowdy were absent.

In the matter of Consent Order File Number 2010-05535 Board v. Daniel J.

File Number

2010-05535
Daniel J. Karczewski, t/a Riley Tree Interiors

Karczewski, t/a Riley Tree Interiors; 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.

Daniel J. Karczewski, 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, **Daniel J. Karczewski** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

Walker, Walton and Dowdy were absent.

File Number
2010-05583
Exterior & Interior Renovations, LLC

In the matter of Consent Order File Number 2010-05583 Board v. Exterior & Interior Renovations, 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.

Exterior & Interior Renovations, 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.6 (2 violations @ $400.00 each)	$800.00
Count 2:	18 VAC 50-22-260 B. 27	$350.00
Board Costs		$500.00
Total		$1,300.00
Further, **Exterior & Interior Renovations, LLC,** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mr. Pace,** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Dyer,**

Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Vander Pol, Williams and Wood.

Walker, Walton and Dowdy were absent.

File Number 2010-05715 Exterior & Interior Renovations LLC

In the matter of Consent Order File Number 2010-05715 Board v. Exterior & Interior Renovations, 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.

Exterior & Interior Renovations, 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.6	$400.00
Board Costs		$500.00
Total		$550.00
Further, **Exterior & Interior Renovations, LLC,** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

Walker, Walton and Dowdy were absent.

File Number 2010-05756 John A. Durrell, t/a Durrell's Painting & Home Maintenance, Co.

In the matter of Consent Order File Number 2010-05756 Board v. John A. Durrell, t/a Durrell's Painting & Home Maintenance, 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.

John A. Durrell, 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	$900.00
Count 2:	18 VAC 50-22-260 B.31	$300.00
Board Costs		$150.00
Total		$1,350.00
Further, **John A. Durrell** agrees to have a member of Responsible		

Management successfully complete a Board-approved remedial education class.

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

Walker, Walton and Dowdy were absent.

In the matter of Consent Order File Number 2010-05879 Board v. Ameritech Construction Corporation; 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
2010-05879
Ameritech Construction Corporation

Ameritech Construction Corporation, 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 (2 violations @ $200.00 each)	$400.00
Board Costs		$500.00
Total		$550.00
Further, **Ameritech Construction Corporation** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

Walker, Walton and Dowdy were absent.

In the matter of Consent Order File Number 2010-05924 Board v. Top Notch Remodeling, 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
2010-05924
Top Notch Remodeling, Inc.

Top Notch Remodeling, 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	$200.00
Board Costs		$150.00
Total		$350.00
Further, for violation of Count 1, **Top Notch Remodeling, Inc**., Agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

Walker, Walton and Dowdy were absent.

In the matter of Consent Order File Number 2010-05934 Board v. Design Concepts Contractors, 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
2010-05935
Design Concepts Contractors, Inc.

Design Concepts Contractors, 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	$600.00
Count 2:	18 VAC 50-22-260 B.31	$400.00
Board Costs		$150.00
Total		$1,150.00
Further, for violation of Counts 1 and 2, **Design Concepts Contractors, Inc. a**grees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

Walker, Walton and Dowdy were absent.

In the matter of Consent Order File Number 2010-06026 Board v. The Caffey

File Number

Corporation, 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.

2010-06026
The Caffey Corporation

The Caffey Corporation., 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.25	$300.00
Board Costs		$150.00
Total		$450.00
Further, for violation of Count 1, **The Caffey Corporation**, agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

Walker, Walton and Dowdy were absent.

In the matter of Consent Order File Number 2011-00270 Board v. Seaflor Construction Services, 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
2011-00270
Seaflor Construction Services, Inc.

Seaflor Construction Services, 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.8	$350.00
Board Costs		$150.00
Total		$850.00
Further, for violation of Counts 1 and 2, **Seaflor Construction Services, Inc.** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mr. Pace,** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Dyer,**

Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Tomlin, Vander Pol, Williams and Wood.

Walker, Walton and Dowdy were absent.

File Number 2011-00630 Tatari Construction, Inc.

In the matter of Consent Order File Number 2011-00630 Board v. Tatari 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.

Tatari 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.31	$400.00
Count 3:	18 VAC 50-22-260 B.6 (2 violations @ $800.00 each)	$1,600.00
Board Costs		$150.00
Total		$2,550.00
Further, for violation of Counts 1, 2, and 3, **Tatari Construction, Inc.** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

Walker, Walton and Dowdy were absent.

File Number 2011-00633 Dixon/Lee Development Group, LLC

In the matter of Consent Order File Number 2011-00633 Board v. Dixon/Lee Development Group, 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.

Dixon/Lee Development Group, 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.31	$400.00
Board Costs		$150.00
Total		$550.00

Further, for violation of Count 1, **Dixon/Lee Development Group, LLC** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

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

Walker, Walton and Dowdy were absent.

In the matter of Consent Order File Number 2011-01045 Board v. Suburban Construction, LLC, and 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
2011-01045
Suburban Construction, LLC

Suburban Construction, 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.28 (2 violations @ $1,900.00 each)	$350.00
Board Costs		$150.00
Total		$3,950.00
In addition, for violation of Count 1**, Suburban Construction, LLC** agrees to revocation of its license. The Board shall waive imposition of the $3,800.00 monetary penalty and license revocation for Count 1 provided Suburban Construction, LLC satisfies the judgments and provides the Board with proof of the satisfactions within ninety (90) days of the effective date of this Order. If Suburban Construction, LLC fails to comply with these conditions, then the full monetary penalty and license revocation will be automatically imposed.		

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

Walker, Walton and Dowdy were absent.

In the matter of Consent Order File Number 2011-01049 Board v. Energy Star Additions, 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
2011-01049
Energy Star Addition, Inc.

Energy Star Additions, 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	$500.00
Count 2:	18 VAC 50-22-260 B.6	$500.00
Count 3:	18 VAC 50-22-260 B.31	$350.00
Board Costs		$150.00
Total		$1,500.00
Further, **Energy Star Additions, Inc**. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

Walker, Walton and Dowdy were absent.

In the matter of Consent Order File Number 2011-01194 Board v. Matthew Thomas Warden, t/a Warden's, 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
2011-01194
Matthew Thomas Warden, t/a Warden's

Matthew Thomas Warden, 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, for violation of Count 1, **Matthew Thomas Warden** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

Walker, Walton and Dowdy were absent.

In the matter of Consent Order File Number 2011-01439 Board v. Torsten Seling, LLC, t/a Torsten Seling, 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
2011-01439
Torsten Seling, LLC, t/a Torsten Seling, LLC

Torsten Seling, 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	$350.00
Board Costs		$150.00
Total		$500.00
Further, for violation of Count 1, **Torsten Seling, LLC,** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

Walker, Walton and Dowdy were absent.

In the matter of Consent Order File Number 2011-01595 Board v. Giovani B. Garcia, t/a Giovani'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
2011-01595
Giovani B. Garcia, t/a Giovani's Construction

Giovani B. Garcia, 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.28	$1,900.00

Board Costs		$150.00
Total		$2,400.00
In addition, for violation of Count 2, **Giovani B. Garcia** agrees to revocation of his license. Further, the Board shall waive imposition of the monetary penalty of $350.00 for Count 1 and shall waive imposition of the monetary penalty of $1,900.00 for Count 2.		

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

Walker, Walton and Dowdy were absent.

File Number
2011-01756
Dollman Builders, Inc.

In the matter of Consent Order File Number 2011-01756 Board v. Dollman Builders, 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.

Dollman Builders, 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	$200.00
Count 2:	18 VAC 50-22-230 A	$100.00
Count 3:	18 VAC 50-22-260 B.27	$200.00
Count 4:	18 VAC 50-22-260 B.6	$400.00
Board Costs		$150.00
Total		$1,050.00
Further, for violation of Counts 1 - 4, **Dollman Builders, Inc.,** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

Walker, Walton and Dowdy were absent.

In the matter of Consent Order File Number 2011-01813 Board v. Kevin M. Bowman, t/a K & H Home Repair, 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
2011-01813
Kevin M. Bowman, t/a K & H Home Repair

Kevin M. 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.17	$0.00
Count 2:	18 VAC 50-22-260 B.28	$0.00
Board Costs		$0.00
Total		$0.00

In addition, for violation of Count 2, Kevin M. Bowman agrees to suspension of his license until the judgment is satisfied and Kevin M. Bowman Provides the Board with proof of the satisfaction.

The Board shall waive imposition of the license suspension for Count 2 provided Kevin M. Bowman satisfies the judgment and provides the Board with proof of satisfaction within ninety (90) days of the effective date of this Order. If Kevin M. Bowman fails to comply with these conditions, then the license suspension will be automatically imposed.

It is noted that a member of Responsible Management for Kevin M. Bowman was required to and did complete remedial education pursuant to the terms of the Consent Order entered into on September 1, 2009.

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

Walker, Walton and Dowdy were absent.

In the matter of Consent Order File Number 2011-01848 Board v. Dublin Developers, 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
2011-01848
Dublin Developers, LLC

Dublin Developers, 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.28 (2 violations @ $1,900.00 each)	$3,800.00
Board Costs		$150.00
Total		$3,950.00
In addition, for violation of Count1, Dublin Developers, LLC agrees to revocation of its license. The Board shall waive imposition of the monetary penalty of $3,800.00 for Count 1. Further, the Board shall waive imposition of license revocation for Count 1 provided Dublin Developers, LLC satisfies the judgment and provides the Board with proof of the satisfaction within ninety (90) days of the effective date of this Order. If Dublin Developers, LLC fails to comply with these conditions, then the license revocation will be automatically imposed.		

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

Walker, Walton and Dowdy were absent.

In the matter of Consent Order File Number 2011-01903 Board v. Timothy R. Chappell, t/a Mr. Fixer; 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
2011-01903
Timothy R. Chappell, t/a Mr. Fixer

Timothy R. Cappell, 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	$300.00
Board Costs		$150.00
Total		$450.00
Further, for violation of Count 1, **Timothy R. Chappell** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

Walker, Walton and Dowdy were absent.

File Number
2011-01982
TSA Construction, LLC

In the matter of Consent Order File Number 2011-01982 Board v. TSA Construction, 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.

TSA Construction, 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.9	$400.00
Count 2:	18 VAC 50-22-260 B.15 (two violations @ $500.00 each)	$1,000.00
Count 3:	18 VAC 50-22-260 B.29	$600.00
Board Costs		$150.00
Total		$2,150.00
Further, for violation of Counts 1 - 3, **TSA Construction, LLC,** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

Walker, Walton and Dowdy were absent.

File Number
2011-02089
Virginia Refinishing, Inc.

In the matter of Consent Order File Number 2011-02089 Board v. Virginia Refinishing, 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.

Virginia Refinishing, 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, Virginia Refinishing, Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

Walker, Walton and Dowdy were absent.

In the matter of Consent Order File Number 2011-02141 Board v. JLWC Associates, LLC, t/a Mr. Handyman of Prince William and Southern Fairfax Counties, 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 2011-02141 JLWC Associates, LLC, t/a Mr. Handyman of Prince William and Southern Fairfax Counties

JLWC Associates, 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	$350.00
Board Costs		$150.00
Total		$500.00
It is noted that a member of Responsible Management for JLWC Associates, LLC was required to and did complete the equivalent of remedial education as a prerequisite to the Class A license obtained in July 2010.		

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

Walker, Walton and Dowdy were absent.

In the matter of Consent Order File Number 2011-02360 Board v. James L. McCall, t/a James McCall Construction, Co.; the Board reviewed the Consent

File Number 2011-02360

James L. McCall, t/a James McCall Construction, Co.

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.

James L. McCall, 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.27	$650.00
Count 3:	18 VAC 50-22-260 B.29	$600.00
Board Costs		$150.00
Total		$1,800.00
In addition, for violation of Counts 2 and 3, James L. McCall agrees to revocation of his license (Number 2705-085879). Further, the Board shall waive imposition of the $400.00, $650.00, and $600.00 monetary penalties for Counts 1, 2 and 3, respectively.		

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

Walker, Walton and Dowdy were absent.

<u>File Number</u>
2011-02364
Chesapeake Mechanical, Inc.

In the matter of Consent Order File Number 2011-02364 Board v. Chesapeake Mechanical, 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.

Chesapeake Mechanical, 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.19	$650.00
Board Costs		$150.00
Total		$800.00
Further, Chesapeake Mechanical, Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

Walker, Walton and Dowdy were absent.

In the matter of Consent Order File Number 2011-02812 Board v. All Lit Up, 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
2011-02812
All Lit Up, LLC

All Lit Up, 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	$300.00
Count 2:	18 VAC 50-22-260 B.6	$400.00
Board Costs		$150.00
Total		$850.00
Further, All Lit Up, LLC agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

Walker, Walton and Dowdy were absent.

In the matter of Consent Order File Number 2011-02838 Board v. David C. Kisner, t/a The Home Doctor, 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
2011-02838
David C. Kisner, t/a
The Home Doctor, Co.

David C. Kisner, 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	$800.00
Count 2:	18 VAC 50-22-260 B.27 (2	$1,000.00

	violations @ $650.00 and $350.00)	
Board Costs		$150.00
Total		$1,950.00
Further, **David C. Kisner** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

Walker, Walton and Dowdy were absent.

In the matter of Consent Order File Number 2011-03037 Board v. Ronald W. Miller, t/a Rons Plumbing & Restoration Services, 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
2011-03037
Ronald W. Miller, t/a Rons Plumbing & Restoration Services

Ronald W. Miller, 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	$600.00
Count 2:	18 VAC 50-22-260 B.6	$1,200.00
Board Costs		$150.00
Total		$1,950.00
Further, **Ronald W. Miller** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

Walker, Walton and Dowdy were absent.

In the matter of Consent Order File Number 2011-03168 Board v. Bahram Bahramipanah, the Board reviewed the Consent Order. Incorporated in the Consent

File Number
2011-03168

Bahram Bahramipanah

Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.
Bahram Bahramipanah, 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	$400.00
Count 2:	18 VAC 50-22-260 B.9	$400.00
Board Costs		$150.00
Total		$950.00

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

Walker, Walton and Dowdy were absent.

File Number
2011-03332
Harry M. Golden, t/a Oasis General Contracting

In the matter of Consent Order File Number 2011-03332 Board v. Harry M. Golden, t/a Oasis General 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.

Harry M. Golden, 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.19	$650.00
Board Costs		$150.00
Total		$800.00
Further, **Harry M. Golden** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

Walker, Walton and Dowdy were absent.

File Number

In the matter of Consent Order File Number 2011-03626 Board v. Ronnie

Shackelford, t/a No Leak Roofing, 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.

2011-03626
Ronnie Shackelford, t/a No Leak Roofing, Co.

Ronnie Shackelford, 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.	$0.00
Board Costs		$150.00
Total		$150.00
In addition, for violation of Count1, Ronnie Shackelford agrees to license (Number 2705-015567) revocation.		

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

Walker, Walton and Dowdy were absent.

In the matter of Consent Order File Number 2011-04772 Board v. Jay P. Anderson, t/a Anderson Aluminum and 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
2010-04772
Jay P. Anderson, t/a Anderson Aluminum and Contracting

Jay P. 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.6	$800.00
Count 2:	18 VAC 50-22-260 B.9	$600.00
Board Costs		$150.00
Total		$1,550.00
Further, **Jay P. Anderson** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

Walker, Walton and Dowdy were absent.

In the matter of Consent Order File Number 2011-01629 Board v. Michael A. Thompson, t/a Pro Tech Construction, 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 2011-01629 Michael A. Thompson, t/a Pro Tech Construction, Co.

Michael A. Thompson, 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.15	$1,500.00
Count 2:	18 VAC 50-22-260 B.31	$400.00
Count 3:	18 VAC 50-22-260 B.31	$400.00
Board Costs		$150.00
Total		$2,450.00
Further, **Michael A. Thompson** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

Mr. Smith was not present; did not participate and did not vote.

Walker, Walton and Dowdy were absent.

In the matter of Consent Order File Number 2011-02311 Board v. Wright Way Irrigation & Landscape, 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 2011-02311 Wright Way Irrigation & Landscape, Inc.

Wright Way Irrigation & Landscape, 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	$0.00
Total		$0.00
In addition, for violation of Count 1, **Wright Way Irrigation & Landscape, Inc.** agrees to revocation of its license (Number 2705-		

110854).

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

Mr. Smith was not present; did not participate and did not vote.

Walker, Walton and Dowdy were absent.

File Number
2011-03201
JES Construction, Inc.

In the matter of Consent Order File Number 2011-03201 Board v. JES 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.

JES 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.24	$0.00
Board Costs		$150.00
Total		$150.00
In addition, for violation of Count 1, **JES Construction, Inc.** agrees to revocation of its license (Number 2705-110854).		

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

Mr. Smith was not present; did not participate and did not vote.

Walker, Walton and Dowdy were absent.

File Number
2010-05726
Quality Construction of South West Virginia Incorporated

In the matter of Consent Order File Number 2010-05726 Board v. Quality Construction of South West Virginia Incorporated; 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.

Quality Construction of South West Virginia Incorporated, 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.14	$1,800.00
Board Costs		$150.00
Total		$2,300.00

In addition, for violation of Count 2, Quality Construction of South West Virginia Incorporated agrees to one (1) year probation of its license as of the effective date of this Order. During this one (1) year probation, Quality Construction of South West Virginia Incorporated 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;

If Quality Construction of South West Virginia Incorporated violates any terms of this probation, its license shall be automatically revoked.

Further, **Quality Construction of South West Virginia Incorporated** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

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

Mr. Sumpter was not present; did not participate and did not vote.

Walker, Walton and Dowdy were absent.

In the matter of Consent Order File Number 2010-05931 Board v. John L. Bisnett, Sr., t/a Bisnett 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.
John L. Bisnett, Sr., 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:

File Number
2010-05931
John L. Bisnett, Sr., t/a Bisnett Construction

Count 1:	18 VAC 50-22-260 B.31 (2 violations @ $200.00 each)	$400.00
Board Costs		$150.00
Total		$550.00
Further, **John L. Bisnett, Sr.,** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

Mr. Sumpter was not present; did not participate and did not vote.

Walker, Walton and Dowdy were absent.

In the matter of Consent Order File Number 2010-01095 Board v. K & D & Sons Paving Company, LLC, t/a K & D & Sons Paving Company; 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
2011-01095
K & D & Sons Paving Company, LLC, t/a K & D & Sons Paving Company

K & D & Sons Paving Company, 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.15	$1,700.00
Board Costs		$150.00
Total		$1,850.00
Further, **K & D & Sons Paving Company, LLC** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

Mr. Sumpter was not present; did not participate and did not vote.

Walker, Walton and Dowdy were absent.

In the matter of Consent Order File Number 2011-02598 Board v. Class A Builders 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
2011-02598
Class A Builders LLC

Class A Builders 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.9	$0.00
Count 2:	18 VAC 50-22-260 B.15	$0.00
Count 3:	18 VAC 50-22-260 B.16	$0.00
Count 4:	18 VAC 50-22-260 B.31 (3 violations)	$0.00
Board Costs		$150.00
Total		$150.00
In addition, for violation of Counts 1 – 4, **Class A Builders LLC** agrees to revocation of its license (Number 2705-123189).		

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

Mr. Walker was not present; did not participate and did not vote.

Walker, Walton and Dowdy were absent.

In the matter of Consent Order File Number 2010-04307 Board v. Mark D. Lafoon, t/a Lafoon 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
2010-04307
Mark D. Lafoon, t/a Lafoon Construction

Mark D. Lafoon, 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
Count 3:	18 VAC 50-22-260 B.6	$2,000.00
Count 4:	18 VAC 50-22-260 B.29	$800.00

Count 5:	18 VAC 50-22-260 B.15	$2,000.00
Board Costs		$150.00
Total		$6,100.00
In addition, for violation of Counts 3 and 5, **Mark D. Lafoon** agrees to revocation of his license (Number 2705-098053). The Board agrees to waive monetary penalties for Counts 1 – 5. Further, **Mark D. Lafoon** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

Mrs. Wood was not present; did not participate and did not vote.

Walker, Walton and Dowdy were absent.

In the matter of Consent Order File Number 2010-04429 Board v. Fan Roofing Inc., t/a River City Exteriors; 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
2010-04429
Fan Roofing Inc., t/a River City Exteriors

Fan Roofing 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	$400.00
Board Costs		$150.00
Total		$550.00
Further, **Fan Roofing Inc.** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

Mrs. Wood was not present; did not participate and did not vote.

Walker, Walton and Dowdy were absent.

File Number
2010-05280
Total Home Improvements, Inc.

In the matter of Consent Order File Number 2010-05280 Board v. Total Home Improvements, 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.

Total Home Improvements, 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 (3 violations @ $300.00 each)	$900.00
Count 2:	18 VAC 50-22-260 B.27 (2 violations @ $400.00 each)	$800.00
Count 3:	18 VAC 50-22-260 B.15	$750.00
Board Costs		$150.00
Total		$2,600.00
Further, **Total Home Improvements, Inc.** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

Mrs. Wood was not present; did not participate and did not vote.

Walker, Walton and Dowdy were absent.

File Number
2010-05763
Integrity II Home Improvements, Inc.

In the matter of Consent Order File Number 2010-05763 Board v. Integrity II Home Improvements, 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.

Integrity II Home Improvements, 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.15	$1,000.00
Count 3:	18 VAC 50-22-260 B. 6	$200.00
Count 4:	18 VAC 50-22-260 B. 6	$200.00
Count 5;	18 VAC 50-22-260 B. 2 (2 violations @ $300.00 each)	$700.00
Board Costs		$150.00
Total		$2,600.00
Further, **Integrity II Home Improvements, Inc.** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

Mrs. Wood was not present; did not participate and did not vote.

Walker, Walton and Dowdy were absent.

In the matter of Consent Order File Number 2011-00407 Board v. Diverse Technical Services 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
2011-00407
Diverse Technical Services LLC

Diverse Technical Services, 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.2	$650.00
Count 2:	18 VAC 50-22-260 B.22	$0.00
Count 3:	18 VAC 50-22-260 B.23	$700.00
Board Costs		$150.00
Total		$1,500.00
In addition, **Diverse Technical Services LLC** agrees to a one (1) year probation of its license as of the effective date of this Order. During this one (1) year probation, Diverse Technical Services LLC and Joseph A. Pruitte ("Pruitte"), Responsible Management for Diverse Technical Services LLC, agree to: 1. Not be in violation of any local, state or federal laws or regulations as a result of conduct related to alcohol;		

2. Not be in violation of any rules and regulations of the Board for Contractors for transactions occurring after the effective date of this Order;
3. Not be involved in any lawsuits that arise from conduct related to its licensure with the Board/Department; and
4. Provide to the Board a written statement and supporting documentation that Pruitte has successfully completed the treatment program offered through The Healing Place.

If Diverse Technical Services LLC violates any terms of this probation, its license shall be automatically revoked.

The Board shall waive imposition of the $650.00 monetary penalty for Count 1 and the $700.00 monetary penalty for Count 3 upon Pruitte's successful completion of the treatment program. If Diverse Technical Services LLC fails to comply with this condition, then the full monetary penalties will be automatically imposed.

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

Mrs. Wood was not present; did not participate and did not vote.

Walker, Walton and Dowdy were absent.

In the matter of Consent Order File Number 2011-00682 Board v. K & T Enterprise, 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
2011-00682
K & T Enterprise, Inc.

K & T Enterprise, 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	$150.00
Count 2:	18 VAC 50-22-260 B.15	$1,700.00
Count 3:	18 VAC 50-22-260 B. 13	$250.00
Count 4:	18 VAC 50-22-260 B. 28	$100.00
Board Costs		$150.00
Total		$2,350.00
Further, **K & T Enterprise, Inc.** agrees to have a member of Responsible Management successfully complete a Board-approved		

remedial education class. In addition, for violation of Count 4, **K & T Enterprise** 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 K & T Enterprise fails to comply with this term of the Order, then the $100.00 monetary penalty will be waived and license revocation will be imposed.

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

Mrs. Wood was not present; did not participate and did not vote.

Walker, Walton and Dowdy were absent.

Committee Report Adrienne Mayo and Leas Roth

The DPOR team of Mrs. Mayo and Mrs. Roth shared the education providers and course applications for consideration before the Committee on Monday, April 18th, 2011. The Recommendations were shared with the Board and a vote was requested.

Education Provider Applications*

Sixteen Applications for proposed education providers and courses were reviewed and the Committee recommendations are as follows:

Name	Education	Type	Board Staff has reviewed the application and it appears that>>>	Committee Recommendation
CARR Contracting Services	Vocational and Continuing Education	HVAC in the Classroom (11 courses)(VT) AND HVAC, Plb, ELE, Gas (CE) correspondence	**Approval**	**Approval**

Vocational School of Korean American Association of Northern VA (NOVA)	Vocational	Plumbing in the Classroom (1 course)	**Approval**	**Approval**
Walsh Electric Co., Inc.	Continuing Education	Electrical in the Classroom (1 course – switching from 6 hours to 3 hours)	**Approval**	**Approval**
Electrical Consultants, Inc.	Continuing Education	Electrical in the classroom (1 course)	**Approval – safety – national fire and protection**	**Approval**
All Supplies and Parts, Inc., t/a ASAP Compressors	Vocational and Continuing Education	HVAC in the classroom (3 applications – 3 courses)	**Approval**	**Approval**
IES Commercial, Inc.	Continuing Education	ELE in the classroom (1 course)	**Approval**	**Approval**
International Assn. of Electrical Inspectors	Continuing and Vocational Education	ELE in the classroom (1 CE and 1 VT)	**Retroactive Approval through January 21, 2010**	**Approval**
Henrico Dept. of Building Construction & Inspections	Continuing Education	ELE, Plb, Gas, HVAC in the classroom (4 courses)	**Approval**	**Approval**
Independent Electrical Contractors (IEC) – Atlanta and Georgia	Continuing Education	ELE (3 courses)	**Approval**	**Approval**

Conlicense	Pre-license Education and Remedial Education	Contractors (2 courses)	**Approval**	**Approval**
Maryland Delaware Water Well Association	Continuing Education	Water Well	**Retroactive Approval (February 11, 2011)**	**Retroactive Approval (2.11.11)**
Jade Learning	Continuing Education and Vocational Training	Electrical (2 courses each)	**Approval**	**Approval**
Franklin Electric	Vocational Training	Water Well	**Approval**	**Approval**
National Technology Transfer, Inc.	Vocational and Continuing	Electrical	**Approval**	**Approval**
Wade In Cross Connection	Vocational	Backflow	**Approval**	**Approval**
EPIC Meetings: Production organized w/ Mike Holt	Continuing Education	Electrical	**Retroactive Approval (03.11.11)**	**Retroactive Approval (3.11.11)**

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

Dowdy, Walker and Walton were absent.

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

PSI Update **Other Items**

Leas Roth, Licensing and Education Administrator addressed the Board advising that the Candidate Information Bulletin for examination vendor, PSI has been revised to reflect recent code changes. Additionally, Ms. Roth shared with the Committee that PSI has relocated their Richmond examination site until further notice and the new location is posted on the Department's website.

New Program*

Licensed Residential Energy Analyst

Eric Olson shared with the Board that they will be getting a new Program; the Licensed Residential Energy Analyst Auditors. We will have Regs for the June meeting.

Criminal History and Financial History – Application Matrix Review*

Application Matrix Review

The Board voted to approve the Financial and Criminal Matrices as amended. The new document will be posted a s a Guidance Document as required.

Mr. Sumpter offered a motion to approve the Financial History and the Criminal History Application Review Matrixes and Mr. Williams seconded the motion.

The Motion passed with an unanimous vote: Members voting "Yes" were: **Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Williams and Wood.**

Dowdy, Walker and Walton were absent.

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Certified Accessibility Mechanics

The Board voted to approve proposed regulations for the Certified Accessibility Mechanic program. These regulations had been submitted as a Fast Track Package, but the Fast Track route was denied by the Department of Planning and Budget, so the regs must be resubmitted as a regular package. Mr. Sumpter offered a motion to approve the proposed regulations for the Certified Accessibility Mechanic program and Ms. Tomlin seconded that motion.

The Motion passed with an unanimous vote: Members voting "Yes" were: **Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Williams and Wood.**

Dowdy, Walker and Walton were absent.

Issuance of Temporary Contractor Licenses

The board voted to approve proposed regulations for the issuance of temporary contractor licenses. **Mr. Dyer** offered a motion to approve the proposed regulation for the issuance of temporary contractor licenses and **Mr. Williams** seconded that motion.

The Motion passed with an unanimous vote: Members voting "Yes" were: **Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Williams and Wood.**

Dowdy, Walker and Walton were absent.

Eric Olson Legislative Overview

The Board was given an overview of the legislative session and was notified that emergency regulations for the newly created Residential Building Energy Analysts

program will be ready for review and approval at the June meeting.

Reg packets were handed out by Adrienne Mayo.

Review of Current Board Policies

The Board adopted the recommendations of the Committee with regards to the review of current Board policies. Several policies were removed from the document as they have been incorporated into the regulations and others were combined with like policies in order to make them easier to understand. Only one new policy was added and that involved the elimination of the interpretation that the grinding down of stumps by arborists meets the definition of contracting. While this one has been a policy of the Board for a while, few localities require stump grinders to hold a contractor license, primarily because the company grinding the stump is the same company that cut down the tree (which does not require a license) and, the Board reasoned, if you are able to cut down a tree, your skill set will likely include the grinding of the stump. The Committee has also understood that legislation introduced several years ago to regulate arborists, was not passed. Mrs. Tomlin offered a motion to adopt the recommendations of the Committee with regards to the review of current Board policies and the motion was seconded by Mr. Middleton.

The Motion passed with an unanimous vote: Members voting "Yes" were: **Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Williams and Wood.**

Dowdy, Walker and Walton were absent.

Election of Officers

Mrs. Wood will not be attending the June 2011 meeting of the Board for Contractor due to a personal commitment. **The Chair, Dorothy Wood would normally turn over the chairing of the meeting to the Board secretary or the Deputy Director but in their absence, the chair is turned over to the Executive Director, Eric Olson.**

Mr. Olson opened the floor for nominations for the office of Chair. Ms. Tomlin nominated Troy Smith and Mr. Williams seconded the nomination.

The Motion passed with an unanimous vote: Members voting "Yes" were: **Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Williams and Wood.**

Dowdy, Walker and Walton were absent.

Mr. Olson opened the floor for nominations for the office of Vice Chair. Mrs. Tomlin nominated Mr. Middleton and Mr. Gelardi seconded that nomination.

The Motion passed with an unanimous vote: Members voting "Yes" were: **Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Williams and Wood.**

Dowdy, Walker and Walton were absent.

Recovery Fund Statement

Steven Jack discussed the Recovery Fund process with the Board members.

Election of Officers

Next Board meeting

The next Board meeting will be June 7th, 2011.

Paperwork

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.

Adjournment

Their being no further business to come before the board, the meeting was adjourned at **04:07 p.m.** upon a motion by **Mr. Sumpter** and seconded by **Mr. Williams**. The motion passed by unanimous vote. The Motion passed with an unanimous vote: Members voting "Yes" were: **Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Williams and Wood.**

Dowdy, Walker and Walton were absent.

_____
Dorothy Wood, Chairman

_____
Gordon N. Dixon, Secretary

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Custodian of the Record