

BOARD FOR CONTRACTORS BOARD MEETING

DRAFT MINUTES

The Board for Contractors met on Tuesday, October 21, 2014 at the Department of Professional and Occupational Regulation (DPOR), 3600 West Broad Street, 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 eight constitutes a quorum pursuant to §54.1-1102.

E. G. “Rudy” Middleton, Chairman
James Oliver, Vice Chair
Vance T Ayres
Goutam Chowdhuri
H. Bailey Dowdy
Herbert “Jack” Dyer, Jr.
David Giesen
Gene E Magruder
Jeffrey Shawn Mitchell
E. C. “Chick” Pace, III
Michael D. Redifer
Troy Smith, Jr.
Dwight Todd Vander Pol

Board Liaison William J. “Denny” Dennis was present at the meeting. Mr. Ayres was not a voting member.

Staff present for all or part of the meeting was:

Jay DeBoer, Director
Mark Courtney, Sr. Director for Regulatory & Public Affairs
Eric L. Olson, Executive Director
Mindy Spruill, Regulatory Boards Administrator
Adrienne Mayo, Regulatory Boards Administrator
Sheila Watkins, Administrative Assistant/Compliance
Karen Bullock, Administrative Assistant/Compliance/Education
Angela Costa, Education Specialist
James Flaherty, Counsel

Chairman Middleton called the meeting to order at 9:14 a.m. and declared a quorum of board members was in attendance.

Call
To Order

A motion was made by **Mr. Pace** and seconded by **Mr. Smith** to approve the agenda as written. The motion passed unanimously. Members voting “Yes” were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

Approval of
the Agenda

Mr. Pace moved to approve the August 25th, 2014 minutes as written: **Mr. Smith** seconded the motion which was unanimously approved by members: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

Approval of
Minutes

There were no public comments.

Public
Comment
Period

Recovery Fund Case Files

Recovery
Fund Case
Files

There were no Recovery fund case files.

The Board will now hear Prima Facie Recovery Fund Cases.

Recovery
Fund Prima
Facie Case
Files

In the matter of Recovery Fund File Number 2014-02154, Roy & Veronica Harrell, (Claimant) vs. AAAALL Area Roofing Restoration Inc., (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **AAAAll Area Roofing Restoration Inc (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **The Harrells (Claimant)** did not attend the Board meeting in person or by counsel or by any other qualified representative.

File Number
2014-02154
Roy &
Veronica
Harrell
(Claimants)
Vs.
AAAALL

This is a Prima Facie case.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Dowdy** to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and adopts the Recommendation. The Claim Review and Recommendation are incorporated as a part of the Order. The board finds substantial evidence that the Claim does not meet the statutory provisions for reimbursement. The motion passed by a majority vote. Members voting "Yes" were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

**Area
Roofing
Restoration
Inc.
(Regulant)**

In the matter of Recovery Fund File Number 2014-03091, Michael J. Wilson, (Claimant) vs. Norman N Lewis, t/a Lewis Construction, (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **Norman N Lewis, t/a Lewis Construction (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **Michael Wilson and his attorney, Chad Bernard (Claimant)** did attend the Board meeting.

**File Number
2014-03091
Michael J
Wilson
(Claimant)
Vs.
Norman N
Lewis, t/a
Lewis
Construction**

This is a Prima Facie case.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Dowdy** to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and adopts the Recommendation and pays the claim in the amount of **\$20,000.00**. The Claim Review and Recommendation are incorporated as a part of this Order. The motion passed by a majority vote. Members voting "Yes" were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

The Board finds substantial evidence that the claim meets the statutory provisions for reimbursement.

In the matter of Recovery Fund File Number 2014-03204, Guillermo Guerrero (Claimant) vs. Jose A Mazariego, t/a C S Improvement (Regulant), the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2014-03204
Guillermo
Guerrero
(Claimant)
vs. Jose A
Mazariego,
t/a C S**

Mr. Guerrero did not appear at the Board meeting. **Regulant Mazaiego** did not attend the Board meeting in person by counsel or by any other qualified

representation.

Improvement (Regulant)

This is a prima facie case.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Dowdy** to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and adopts the Recommendation and pays the claim in the amount of **\$20,000.00**. The Claim Review and Recommendation are incorporated as a part of this Order. The motion passed by a majority vote. Members voting "Yes" were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol**. **Mr. Ayres** did not vote.

The Board finds substantial evidence that the claim meets the statutory provisions for reimbursement.

In the matter of Recovery Fund File Number 2014-03650, Jerry Y Megghan Parker, (Claimant) vs. Robert Castillo t/a Central Virginia Chimney Chap, (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **Robert Castillo t/a Central Virginia Chimney Chap (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **Jerry and Megghan Parker (Claimant)** did attend the Board meeting. They addressed the Board.

**File Number
2014-03650
Jerry &
Megghan
Parker vs.
Robert
Castillo t/a
Central
Virginia
Chimney
Chap**

This is a Prima Facie case.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Dowdy** to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and adopts the Recommendation and denies payment of the claim in the amount of **\$5,262.00**. The Claim Review and Recommendation are incorporated as a part of this Order. The motion passed by majority vote. Members voting "Yes" were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol**. **Mr. Ayres** did not vote.

The Board finds substantial evidence that the claim does not meet the statutory provisions for reimbursement.

In the matter of Recovery Fund File Number 2014-03831, Mark Hawver, (Claimant) vs. Gators Landscaping & Construction LLC, (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **Gators Landscaping & Construction LLC**

**File Number
2014-03831
Mark
Hawver vs.**

(Regulant) did not appear at the Board meeting in person or by counsel or by any other qualified representative. **Mark Hawver (Claimant)** did not attend the Board meeting in person or by counsel or by any other qualified representative.

**Gators
Landscaping
&
Construction
LLC**

This is a Prima Facie case.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Oliver** to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and adopts the Recommendation and pays the claim in the amount of **\$5,900.00**. The Claim Review and Recommendation are incorporated as a part of this Order. The motion passed by a majority vote. Members voting "Yes" were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol**. **Mr. Ayres** did not vote.

The Board finds substantial evidence that the claim meets the statutory provisions for reimbursement.

In the matter of Recovery Fund File Number 2014-03837, Anne Mecherikunnel, (Claimant) vs. Green Vision Construction, LLC, (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **Green Vision Construction, LLC (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **Mecherikunnel (Claimant)** did attend the Board meeting.

**File Number
2014-03837
Anne
Mecherikun
nel,
(Claimant)
vs. Green
Vision
Construction
, LLC,
(Regulant);**

This is a Prima Facie case.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Dowdy** to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and adopts the Recommendation and pays the claim in the amount of **\$20,000.00**. The Claim Review and Recommendation are incorporated as a part of this Order. The motion passed by a majority vote. Members voting "Yes" were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol**. **Mr. Ayres** did not vote.

The Board finds substantial evidence that the claim meets the statutory provisions for reimbursement.

In the matter of Recovery Fund File Number 2014-03839, Marlene Jack

File Number

and Thomas Moore (Claimant) and Calvin S Collins Contractor, Inc. (Regulant); Recovery Fund File; the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **Calvin S. Collins Contractor, Inc. (Regulant)** did not attend the Board meeting in person, by counsel or by any other qualified representative. **Thomas Moore and Marlene Jack (Claimant)** did not appear at the Board meeting in person, by counsel or by any other qualified representative.

**2014-03839
Marlene
Jack and
Thomas
Moore
(Claimant)
and Calvin S
Collins
Contractor,
Inc.**

This is a Prima Facie case.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Dowdy** to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and adopts the Recommendation and pays the claim in the amount of **\$20,000.00**. The Claim Review and Recommendation are incorporated as a part of this Order. The motion passed by a majority vote. Members voting "Yes" were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

The Board finds substantial evidence that the claim meets the statutory provisions for reimbursement.

The Board will hear License Application case files.

**License
Application
Case Files**

In the matter of License Application File Number 2014-03392, K & J Mechanical LLC, the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2014-03392
K & J
Mechanical
LLC**

K & J Mechanical LLC did not appear at the Board meeting. The presiding Board representative **Mr. Haughwout** was not present did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Oliver** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant the license.

The motion was approved with a majority "yes" vote by members: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

In the matter of License Application File Number 2014-03560, Eugene Douglas, the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2014-03560
Eugene
Douglas

Eugene Douglas did not appear at the Board meeting. The presiding Board representative **Mr. Haughwout** was not present did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Oliver** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant the license.

The motion was approved with a majority “yes” vote by members: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

In the matter of License Application File Number 2014-03392, Michael Rodgers, Sr., the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2014-03561
Michael
Rodgers, Sr.

Michael Rodgers, Sr. did appear at the Board meeting. He addressed the Board. The presiding Board representative **Mr. Haughwout** was not present did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Oliver** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant the license.

The motion was approved with a majority “yes” vote by members: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

In the matter of License Application File Number 2014-03566, Raed Abualzalar, the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2014-03566
Raed
Abualzalar

Raed Abualzalar did appear at the Board meeting. The presiding Board representative **Mr. Haughwout** was not present did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Dowdy** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant the license.

The motion was approved with a majority “yes” vote by members: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

In the matter of License Application File Number 2015-00106, Oliveieri Contracting, Inc., the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2015-00106
Oliveieri
Contracting,
Inc

Oliveieri Contracting, Inc did not appear at the Board meeting. The presiding Board representative **Mr. Haughwout** was not present did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Oliver** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant the license.

The motion was approved with a majority “yes” vote by members: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

In the matter of License Application File Number 2015-00464, Danny C Brinkley, the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2015-00464
Danny C
Brinkley

Danny C Brinkley did not appear at the Board meeting. The presiding Board representative **Mr. Haughwout** was not present did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Oliver** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant the license.

The motion was approved with a majority “yes” vote by members: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote. **Mr. Middleton**

voted “no”.

In the matter of License Application File Number 2015-00465, Electrical Style Services, LLC, the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2015-00465
Electrical
Style
Services,
LLC**

Electrical Style Services, LLC did appear at the Board meeting. The presiding Board representative **Mr. Haughwout** was not present did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Dowdy** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant the license.

The motion was approved with a majority “yes” vote by members: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

In the matter of License Application File Number 2015-00105, Acoustic Ceilings & Interiors, LLC the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2015-00105
Acoustic
Ceilings &
Interiors,
LLC**

Gustavo DelGranado and Lynn Moore for Acoustic Ceilings & Interiors, LLC did appear at the Board meeting. The presiding Board representative **Mr. Haughwout** was not present did not participate in the discussion and did not vote. **Mr. Redifer** recused himself.

After discussion, a motion was made by **Mr. Oliver** and seconded by **Mr. Pace** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant the license.

The motion was approved with a majority “yes” vote by members: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Smith, and Vander Pol.** **Mr. Ayres** did not vote. **Mr. Redifer** did not vote.

In the matter of License Application File Number 2014-03346, Elliot McCants, the Board members reviewed the record, which consisted of the

**File Number
2014-03346**

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

**Elliot
McCants**

Elliot McCants did not appear at the Board meeting. The presiding Board representative **Mr. Redifer** was not present did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Magruder** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant the license.

The motion was approved with a majority “yes” vote by members: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Smith, and Vander Pol.** **Mr. Ayres** did not vote. **Mr. Redifer did not vote.**

In the matter of License Application File Number 2014-03386, Gary R Coley, the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2014-03386
Gary R
Coley**

Gary R Coley did not appear at the Board meeting. The presiding Board representative **Mr. Redifer** was not present did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Oliver** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant the license.

The motion was approved with a majority “yes” vote by members: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote. **Mr. Middleton** voted “no”.

In the matter of License Application File Number 2014-03563, CAI Concrete LLC, the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2014-03563
CAI
Concrete
LLC**

Carl Berry attorney for CAI Concrete LLC did appear at the Board meeting. The presiding Board representative **Mr. Redifer** was not present did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Oliver** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant the license.

The motion was approved with a majority “yes” vote by members: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Smith, and Vander Pol.** **Mr. Ayres** did not vote. **Mr. Redifer** did not vote.

In the matter of License Application File Number 2014-03564, Randy K Tate, the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2014-03564
Randy K
Tate

Randy K Tate did not appear at the Board meeting. The presiding Board representative **Mr. Redifer** was not present did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Pace** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant the license.

The motion was approved with a majority “yes” vote by members: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Smith, and Vander Pol.** **Mr. Ayres** did not vote. **Mr. Redifer did not vote.**

In the matter of License Application File Number 2014-03567, Aquatic Construction LLC, the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2014-03567
Aquatic
Construction
LLC

Kenneth Wilson for Aquatic Construction LLC did appear at the Board meeting. The presiding Board representative **Mr. Redifer** was not present did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Pace** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant the license.

The motion was approved with a majority “yes” vote by members:

Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Pace, Smith, and Vander Pol. Mr. Ayres did not vote. Mr. Oliver voted “no”. Mr. Redifer did not vote.

In the matter of License Application File Number 2014-03573, Christian Edelen, the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2014-03573
Christian
Edelen**

Christian Edelen did not appear at the Board meeting. The presiding Board representative **Mr. Redifer** was not present did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Pace** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant the license.

The motion was approved with a majority “yes” vote by members: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Pace, Redifer, Smith, and Vander Pol.** Mr. Ayres did not vote. Mr. Redifer did not vote. Mr. Oliver voted “no”.

In the matter of License Application File Number 2014-03576, Barber’s Home Improvement LLC, the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2014-03576
Barber’s
Home
Improvement
LLC**

Barber’s Home Improvement LLC did not appear at the Board meeting. The presiding Board representative **Mr. Redifer** was not present did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Pace** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant the license.

The motion was approved with a majority “yes” vote by members: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Smith, and Vander Pol.** Mr. Ayres did not vote. Mr. Redifer did not vote.

In the matter of License Application File Number 2014-03577, Robert Lauter t/a Prime Cut Paint, the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2014-03577
Robert
Lauter t/a
Prime Cut
Paint**

Robert Lauter t/a Prime Cut Paint did not appear at the Board meeting. The presiding Board representative **Mr. Redifer** was not present did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Dowdy** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant the license.

The motion was approved with a majority “yes” vote by members: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

In the matter of License Application File Number 2014-03148, David Long, the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2014-03148
David Long**

David Long did appear at the Board meeting. He addressed the Board and shared his disagreement with the Recommendation. Presiding Board representative **Mr. Schroder** was not present did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Pace** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and deny the license.

The motion failed with the following vote by members: Members voting “no” **Vander Pol, Giesen, Middleton, Dowdy, Redifer, Magruder.** Members voting “yes” were: **Chowdhuri, Dyer, Mitchell, Oliver, Pace, and Smith.** **Mr. Ayres** did not vote.

After discussion, a motion was made by **Mr. Vander Pol** and seconded by **Mr. Magruder** to approve a license.

Members voting “no” were **Vander Pol, Magruder, Giesen, Middleton, and Redifer.** Members voting “yes” were: **Chowdhuri, Dyer, Dowdy, Mitchell, Oliver, Pace and Smith.** **Mr. Ayres** did not vote. **The motion failed.**

After further discussion a motion was offered by Smith and seconded by Dowdy to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and deny issuing a license. The motion passed with the following unanimous vote.

Members voting “yes” were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

The Board denies the application based upon the record, including the information obtained from the Central Criminal Records Exchange, in consideration of the criteria outlined in §54.1-204.

In the matter of License Application File Number 2014-03394, Robert Murillo t/a Murillo Mechanical, the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2014-03394
Robert
Murillo t/a
Murillo
Mechanical**

Robert Murillo t/a Murillo Mechanical did not appear at the Board meeting. The presiding Board representative **Mr. Schroder** was not present did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Pace** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant the license.

The motion was approved with a majority “yes” vote by members: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote. **Mr. Oliver** voted “no”.

In the matter of License Application File Number 2014-03562, Stephen L Clarke, the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2014-03562
Stephen L
Clarke**

Stephen L Clarke did not appear at the Board meeting. The presiding Board representative **Mr. Schroder** was not present did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Pace** to adopt the recommendation contained in the Summary of the Informal Fact-

Finding Conference and grant the license.

The motion was approved with a majority “yes” vote by members:
Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol. Mr. Ayres did not vote.

In the matter of License Application File Number 2014-03572 Ronald L Henry, the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2014-03572
Ronald L
Henry

Ronald L Henry did not appear at the Board meeting. The presiding Board representative **Mr. Schroder** was not present did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Smith** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant the license.

The motion was approved with a majority “yes” vote by members:
Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Pace, Redifer, Smith, and Vander Pol. Mr. Ayres did not vote. **Mr. Oliver** voted “no”.

In the matter of License Application File Number 2014-03578, Kenneth G Vascovich t/a Prime Time Painting, the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2014-03578
Kenneth G
Vascovich
t/a Prime
Time
Painting

Kenneth G Vascovich t/a Prime Time Painting did not appear at the Board meeting. The presiding Board representative **Mr. Schroder** was not present did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Pace** and seconded by **Mr. Redifer** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant the license.

The motion was approved with a majority “yes” vote by members:
Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol. Mr. Ayres did not vote.

In the matter of License Application File Number 2014-03681, Douglas Ismel Flores-Diaz, the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2014-03681
Douglas
Ismel Flores-
Diaz**

Douglas Ismel Flores-Diaz did not appear at the Board meeting. The presiding Board representative **Mr. Schroder** was not present did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Pace** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant the license.

The motion was approved with a majority “yes” vote by members: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

In the matter of License Application File Number 2015-00026, Talvas E Hill, the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2015-00026
Talvas E Hill**

Talvas E Hill did appear at the Board meeting. He addressed the Board. Presiding Board representative **Mr. Schroder** was not present did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Oliver** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant the license.

The motion was approved with a majority “yes” vote by members: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

In the matter of License Application File Number 2015-00027, AER Construction, Inc., the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2015-00027
AER
Construction
Inc.**

Allen Rudolph for AER Construction, Inc did appear at the Board meeting. He addressed the Board. Presiding Board representative **Mr. Schroder** was

not present did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Smith** and seconded by **Mr. Pace** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant the license.

The motion was approved with a majority “yes” vote by members: **Chowdhuri, Dowdy, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote. **Mr. Dyer** voted “no”.

Other Board Business

At 9:41 am the Board complete hearing the Recovery fund Prima Facie and Licensing Files and decided to discuss Other Board Business.

Adrienne Mayo and Angela Costa addressed the Board.:

Education Provider Applications*

Applications for proposed education providers and courses were reviewed and the Committee’s recommendations are as follows:

Mrs. Mayo shared that staff recommends approval for **Ace Tech Institute (Millennium)**. – Electrical, Plumbing, HVAC/Mechanical and Gas Fitter Continuing Education online course. After discussion, and a motion by **Mr. Dyer**, seconded by **Mr. Dowdy**, the Committee unanimously recommended the Board approve Ace Tech Institute (Millennium). – Electrical, Plumbing, HVAC/Mechanical and Gas Fitter Continuing Education Provider for online courses. Motion approved by unanimous vote. Members voting “yes” were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

Mrs. Mayo shared that staff recommends approval for **RedVector.com LLC-Electrical** Continuing Education online course.

After discussion and a motion by **Mr. Middleton**, seconded by **Mr. Dowdy**, the Committee unanimously recommended the Board approve RedVector.com LLC Electrical Continuing Education online course. Motion approved by unanimous vote. Members voting “yes” were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

Other Board Business

Education Provider Applications

Ace Tech Institute Millennium

Red Vector.com LLC Electrical

CE Audit Report

Adrienne Mayo, Compliance and Education Administrator, presented a provider/course audit report for the Department of Corrections facility at Dillwyn. Ms. Mayo audited the electrical and plumbing continuing education courses given on September 25, 2014. The courses were given, they did not meet the requirements for continuing education courses set forth by the Board. After reviewing the report with Mr. Norris from the Department of Correctional Education, the results of the course were voided, corrective action will be taken, and the courses rescheduled for November 7, 2014. No action was taken by the board.

Continuing Education Audit

Remedial Education Report

Ms. Spruill provided the Board with a report on the status of the remedial education classes for 2014. Class attendance continues to increase, Saturday classes will be eliminated in 2015, feedback from students has been very positive, VBCOA and the SCC are assisting in the teaching of two of the modules. No action was required by the Board.

Remedial Education Report

Continuing Education Workgroup

Mr. Olson will present the final report of the workgroup which will contain the specific recommendations to the Board at its December 2014 meeting. The workgroup has completed its assignment and will not have any additional meetings.

Continuing Education Workgroup Report

Eric Olson reviewed a letter from the Washington/Gas Light sharing that they do not require tradesman to be licensed to do Residential gas fitting. No Board action needed.

Washington/ Gas Light Letter

Adrienne Mayo gave the Board a copy of a complaint letter from Harold Frances, Jr. She shared his complaint with the board members. They thanked Ms. Mayo for addressing this.

Complaint Letter

Break

Break and reconvene

The Board took a morning break at 10:10 and reconvened at 10:30 to continue the meeting.

The Board will hear Disciplinary case files.

Disciplinary Case Files

In the matter of Disciplinary File Number 2013-02580, Reliable Commercial Builders LLC, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

**File Number
2013-02580
Reliable Commercial Builders LLC**

Reliable Commercial Builders LLC respondent, did not appear at the Board meeting in person, by counsel or by any other qualified representative. **Kenneth Tyler**, Attorney Parker and witness **Drew** on behalf of **Reliable Commercial Builders LLC did attend the IFF.**

Presiding officer **Mr. Dyer** was not present did not participate in the discussion and did not vote.

After discussion a motion was made by **Mr. Oliver** and seconded by **Mr. Smith** to adopt the Summary in part of the Informal Fact-Finding Conference finding violations of the Boards February 1, 2006 Regulations: The report of findings and Summary are incorporated as part of the Order.

Count 1: 18 VAC 50-22-260.B 30

The motion passed unanimously. Members voting “yes” were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres did not vote.**

After discussion a motion was made by **Mr. Oliver** and seconded by **Mr. Pace** to impose the following sanctions:

Count 1		\$400.00
Total		\$400.00

The Board voted to impose a monetary penalty based on its determination that the circumstances of the violation rose to a level sufficient to warrant a monetary sanction. In addition, for violation of Count 1, the Board voted to

require **Reliable Commercial Builders LLC** have a member of Responsible Management complete a Board approved Remedial Education Class within 90 days of the Order. A total monetary penalty of **\$400.00**. The motion passed by majority vote. Members voting “yes” were: **Chowdhuri, Dowdy, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol**. **Mr. Ayres did not vote. Mr. Dyer did not vote.**

In the matter of Disciplinary File Number 2013-03318, T & B Renovation Company LLC, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

File Number
2013-03318
T & B
Renovation
Company
LLC

Tae-Young Jang for T & B Renovation LLC respondent did appear at the Board meeting in person, with counsel, **Bradley Chase**. **Tae-Young Jang for T & B Renovation LLC, Attorney Bradley Chase, Khanh Bui-Pho and Muu Bui-Pho** and **Pascal Bui-Pho** witnesses on behalf of **Renovation Company LLC did attend the IFF.**

Presiding officer **Mr. Dyer** was not present did not participate in the discussion and did not vote.

After discussion a motion was made by **Mr. Oliver** and seconded by **Mr. Magruder** to adopt the Summary in part of the Informal Fact-Finding Conference finding violations of the Boards December 1, 2012 Regulations: The report of findings and Summary are incorporated as part of the Order.

Count 1:	Eff: December 1, 2012	18 VAC 50-22-260 B 27
Count 2:		18 VAC 50-22-260 B 29
Count 4:		18 VAC 50-22-260B 5
Count 5:		18 VAC 50-22-260 B 6
Count 6:		18 VAC 50-22-260 B 16
Count 7:	Eff: September 1, 2001	18 VAC 50-22-260 B 28

The motion passed unanimously. Members voting “yes” were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol**. **Mr. Ayres did not vote.**

After discussion a motion was made by **Mr. Oliver** and seconded by **Mr. Pace** to impose the following sanctions:

Count1:	\$1,000.00
Count 2:	\$ 700.00

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Count 4:	\$ 1,250.00
Count 5:	\$ 850.00
Count 6:	\$ 1,850.00
Count 7:	\$1,850.00
Total	\$7,500.00

In addition, for violation of Counts 1, 2, and 5, the Board voted to require T & B Renovation Company LLC have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the Order.

For violation of Counts 4, 6, and 7, the Board also imposes license revocation: As to count 3, the Board closes this aspect of the file with a finding of no violation.

A total monetary penalty of \$7,500.00 was imposed. The motion passed by majority vote. Members voting “yes” were: **Chowdhuri, Dowdy, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres did not vote. Mr. Dyer did not vote.**

In the matter of Disciplinary File Number 2013-01840, Exterior Depot LLC, t/a Crystal River Home Design (Fairfax C0), the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

**File Number
2013-01840
Exterior
Depot LLC,
t/a Crystal
River Home
Design
(Fairfax C0)**

Exterior Depot LLC, t/a Crystal River Home Design (Fairfax C0) respondent, did not appear at the Board meeting in person, by counsel, or by any other qualified individual. **David A Post on behalf of Exterior Depot respondent did attend the IFF.**

Presiding officer **Mr. Dowdy** was not present did not participate in the discussion and did not vote.

After discussion a motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to adopt the Summary in part of the Informal Fact-Finding Conference finding violations of the Boards February 1, 2006 Regulations: The revised report of findings and Summary are incorporated as part of the Order.

Count 1:	18 VAC 50-22-260 B 8 February 1, 2006
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

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Count 5:	18 VAC 50-22-260 B 5
Count 6:	18 VAC 50-22-260 B 6
Count 7:	18 VAC 50-22-210 December 1, 2012

The motion passed unanimously. Members voting “yes” were: **Chowdhuri, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres did not vote. Mr. Dowdy did not vote.**

After discussion a motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to impose the following sanctions:

Count 1:		\$50.00
Count 2:		\$400.00
Count 3:		\$1,000.00
Count 4:		\$750.00
Count 5:		\$1,250.00
Count 6:		\$850.00
Count 7:		\$0.00
Total		\$4,300.00

In addition, for violation of Counts 1, and 2, the Board voted to require **Exterior Depot LLC, t/a Crystal River Home Design (Fairfax C0)** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the Order.

For violation of Counts 3, 4, 5, and 6, the Board also imposes license revocation.

A total monetary penalty of \$4,300.00 was imposed. The motion passed by majority vote. Members voting “yes” were: **Chowdhuri, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres did not vote. Mr. Dowdy did not vote.**

In the matter of Disciplinary File Number 2013-03318, Jozsef Vamosi, t/Woodini Enterprises, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

Jozsef Vamosi, t/a Woodini Enterprises respondent, did not appear at the Board meeting in person, by counsel, or by any other qualified individual. **Jozsef Vamosi, t/a Woodini Enterprises respondent, Marta Vamosi, Linda Vamosi, Karen McCoy and John McCoy** attended the IFF as witnesses.

File Number
2013-02748
Jozsef
Vamosi, t/a
Woodini
Enterprises

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Presiding officer **Mr. Dowdy** was not present did not participate in the discussion and did not vote.

After discussion a motion was made by **Mr. Oliver** and seconded by **Mr. Dyer** to adopt the Summary in part of the Informal Fact-Finding Conference finding violations of the Boards February 1, 2006 Regulations: The report of findings and Summary are incorporated as part of the Order.

Count 1:	February 1, 2006	18 VAC 50-22-260 B 8
Count 2:	December 1, 2012	18 VAC 50-22-230 B

The motion passed unanimously. Members voting “yes” were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

After discussion a motion was made by **Mr. Oliver** and seconded by **Mr. Pace** to impose the following sanctions:

Count 1:		\$0.00
Count 2:		\$0.00

A total monetary penalty of \$0.00 was imposed. The motion passed by majority vote. Members voting “yes” were: **Chowdhuri, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote. **Mr. Dowdy** did not vote.

In the matter of Disciplinary File Number 2014-00412, 5 Star Services LLC t/a 5 Star Mechanical, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

File Number
2014-00412
5 Star
Services
LLC t/a 5
Star
Mechanical

5 Star Services LLC t/a 5 Star Mechanical, **did** appear at the Board meeting in person. Marcus Jelks addressed the Board and requested a continuance to the December meeting in order to have additional time to address IFF issues.

Presiding officer **Mr. Dowdy** was not present did not participate in the discussion and did not vote.

After discussion a motion was made by **Mr. Vander Pol** and seconded by **Mr. Smith** to grant a continuance to the December, 2014 Board meeting.

The motion passed unanimously. Members voting “yes” were: **Chowdhuri,**

Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol. Mr. Ayres did not vote. Mr. Dowdy did not vote.

In the matter of Disciplinary File Number 2014-01817, Reyes Metalflex Air Conditioning Inc, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

File Number
2014-01817
Reyes
Metalflex
Air
Conditioning
Inc

Reyes Metalflex Air Conditioning Inc respondent did not appear at the Board meeting in person, by counsel, or by any other qualified individual. **John Keyes on behalf of Reyes Metalflex Air Conditioning Inc respondent** attended the IFF.

Presiding officer **Mr. Dowdy** was not present did not participate in the discussion and did not vote.

After discussion a motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to adopt the Summary in part of the Informal Fact-Finding Conference finding violations of the Boards February 1, 2006 Regulations: The report of findings and Summary are incorporated as part of the Order.

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

The motion passed unanimously. Members voting “yes” were: **Chowdhuri, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** Mr. Ayres did not vote. Mr. Dowdy did not vote.

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

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

A total monetary penalty of \$2,500.00 was imposed. The motion passed by majority vote. Members voting “yes” were: **Chowdhuri, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** Mr. Ayres did not vote. Mr. Dowdy did not vote.

In the matter of Disciplinary File Number 2014-00979, Yeonchul Kim, the Board members reviewed the record, which consisted of the disciplinary file,

File Number
2014-00979

transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

Yeonchul Kim

Yeonchul Kim respondent did appear at the Board meeting in person, along with his daughter. She served as his interpreter. They addressed the Board. **Yeonchul Kim and Lynn Tribble** his interpreter attended the IFF.

Presiding officer **Mr. Pace** was not present did not participate in the discussion and did not vote.

After discussion a motion was made by **Mr. Oliver** and seconded by **Mr. Dyer** to adopt the Summary in part of the Informal Fact-Finding Conference finding violations of the Boards November 15, 2007 Regulations: The report of findings and Summary are incorporated as part of the Order.

Count 1:	November 15, 2007	18 VAC 50-30-190.2

The motion passed unanimously. Members voting “yes” were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote. **Mr. Pace** did not vote.

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

Count 1:		\$0.00

A total monetary penalty of \$0.00 was imposed. In addition, for violation of Count 1, the Board imposes license revocation.

The motion passed by majority vote. Members voting “yes” were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote. **Mr. Pace** did not vote.

In the matter of Disciplinary File Number 2014-03369, Andrew J Whitehead, t/a Creative Builders, the Board members reviewed the record, which consisted of the investigative file, transcript, exhibits, and Summary and the recommendation.

File Number
2014-03369
Andrew J
Whitehead,
t/a Creative
Builders

Andrew J Whitehead, t/a Creative Builders respondent, did appear at the Board meeting in person. He addressed the Board. **Andrew J Whitehead, t/a Creative Builders respondent, and William Grachan** witness attended the

IFF.

Presiding officer **Mr. Redifer** was not present did not participate in the discussion and did not vote.

After discussion a motion was made by **Mr. Dyer** and seconded by **Mr. Oliver** to adopt the Summary in part of the Informal Fact-Finding Conference finding violations of the Boards February 1, 2006 Regulations: The report of findings and Summary are incorporated as part of the Order.

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

The motion passed unanimously. Members voting “yes” were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Smith, and Vander Pol.** **Mr. Ayres** did not vote. **Mr. Redifer** did not vote.

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

Count 1:	\$0.00 and requiring Andrew J Whitehead have a member of responsible management to complete the Board’s approved Remedial Ed class.
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A total monetary penalty of \$0.00 was imposed. The motion failed by the following vote. Members voting “yes” were: **Dyer, Middleton, Pace, Smith.** **Mr. Ayres** did not vote. **Mr. Redifer** did not vote. Member’s voting “no” were: **Vander Pol, Mitchell, Magruder, Dowdy, Giesen, Oliver, and Chowdhuri.**

After discussion **Mr. Giesen** offered a motion seconded by **Mr. Magruder** to impose license revocation and remedial education. The motion failed due to the following vote: Members voting “yes” were: **Giesen, Magruder, Smith, Pace, Dyer and Dowdy.** Members voting “no” were: **Chowdhuri, Vander Pol, Mitchell, Oliver, and Middleton.** **Mr. Ayres** did not vote. **Mr. Redifer** did not vote.

There was further discussion and **Mr. Oliver** offered a motion that was seconded by **Mr. Mitchell** to keep the remedial education completion requirement and increase the fine to **\$2,500.00** to be in line with similar sanctions imposed for this violation. During discussion Mr. Oliver withdrew his motion.

Following additional discussion Mr. Dyer offered a motion seconded by Mr. Vander Pol to revoke the license and increase the fine to **\$2,500.00** to be in line with similar sanctions imposed for this violation.

The motion passed with the following vote: Members voting “yes” were: **Dowdy, Dyer, Middleton, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres did not vote. Mr. Redifer** did not vote.

Members voting “no” were: **Chowdhuri, Magruder, Mitchell, and Giesen.**

In the matter of Disciplinary prima facie File Number 2014-03244, AAAALL Area Roofing And Restoration Inc, the Board members reviewed the record, which consisted of the report of findings, including exhibits, and the Recommendation.

**File Number
2013-03244
AAAALL
Area
Roofing And
Restoration
Inc**

AAAALL Area Roofing And Restoration Inc did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

This is a Prima Facie case.

After discussion a motion was made by **Mr. Dyer** and seconded by **Mr. Dowdy** to adopt the Report of Findings and Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **AAAALL Area Roofing And Restoration Inc** violated the following:

Count 1:	December 1, 2012	18 VAC 50-22-260 B 31
Count 2:		18 VAC 50-22-260 B16
Count 3:		18 VAC 50-22-230 B
Count 4:		18 VAC 50-22-260 B 28

The motion passed unanimously. Members voting “yes” were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

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

Count 1:		\$400.00
Count 2:		\$1,850.00
Count 3:		\$550.00
Count 4:		\$1,850.00
Total		\$4,650.00

A total monetary penalty of \$4,650.00 was imposed. The motion passed unanimously. Members voting “yes” were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith,**

and Vander Pol. Mr. Ayres did not vote.

In addition, for violation of Counts 2 and 4, the Board imposes revocation of **AAAALL Area Roofing And Restoration Inc license.**

In the matter of Disciplinary prima facie File Number 2014-03368, Better Built Design & Construction LLC, the Board members reviewed the record, which consisted of the report of findings, including exhibits, and the Recommendation.

**File Number
2013-03368
Better Built
Design &
Construction
LLC**

Better Built Design & Construction LLC, did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

This is a Prima Facie case.

After discussion a motion was made by **Mr. Dyer** and seconded by **Mr. Dowdy** to adopt the Report of Findings and Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **Better Built Design & Construction LLC** violated the following:

Count 1:	December 1, 2012	18 VAC 50-22-260 B 15
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The motion passed unanimously. Members voting “yes” were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

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

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

A total monetary penalty of \$1,000.00 was imposed. The motion passed unanimously. Members voting “yes” were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

In addition, for violation of Count 1, the Board imposes **Better Built Design & Construction LLC** have a Responsible Manager successfully complete its Remedial Education class within 90 days of the Order.

In the matter of Disciplinary prima facie File Number 2014-00117,

File Number

AAAALL Area Roofing and Restoration, Inc., the Board members reviewed the record, which consisted of the report of findings, including exhibits, and the Recommendation.

**2014-00117
AAAALL
Area
Roofing and
Restoration,
Inc.**

AAAALL Area Roofing and Restoration, Inc., did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

This is a Prima Facie case.

After discussion a motion was made by **Mr. Dyer** and seconded by **Mr. Dowdy** to adopt the Report of Findings and Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **AAAALL Area Roofing and Restoration, Inc.** violated the following:

Count 1:	February 1, 2006	18 VAC 50-22-260 B 31
Count 2:	December 1, 2012	18 VAC 50-22-260 B 15
Count 3:		18 VAC 50-22-260 B 16

The motion passed unanimously. Members voting “yes” were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

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

Count 1:		\$400.00
Count 2:		\$1,550.00
Count 3:		\$1,850.00
Total		\$3,800.00

A total monetary penalty of \$3,800.00 was imposed. The motion passed unanimously. Members voting “yes” were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

In addition, for violation of Counts 2 and 3, the Board imposes **AAAALL Area Roofing and Restoration, Inc.** revocation of its license.

In the matter of Disciplinary prima facie File Number 2014-00573, Hicks Handyman Inc, the Board members reviewed the record, which consisted of the report of finds, including exhibits, and the Recommendation.

**File Number
2014-00573
Hicks
Handyman
Inc**

Hicks Handyman Inc did not appear at the Board meeting in person, by

counsel nor by any other qualified representative.

This is a Prima Facie case.

After discussion a motion was made by **Mr. Dyer** and seconded by **Mr. Dowdy** to adopt the Report of Findings and Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **Hicks Handyman Inc** violated the following:

Count 1:	December 1, 2012	18 VAC 50-22-230 B
Count 2:		18 VAC 50-22-260 B 11
Count 3:		18 VAC 50-22-260 B 33
Count 4:		18 VAC 50-22-260 B 27
Count 5:		18 VAC 50-22-210

The motion passed unanimously. Members voting “yes” were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

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

Count 1:		\$600.00
Count 2:		\$400.00
Count 3:		\$800.00
Count 4:		\$800.00
Count 5:		\$ 0.00
Total		\$2,600.00

A total monetary penalty of \$2,600.00 was imposed. The motion passed unanimously. Members voting “yes” were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

In addition, for violation of Counts 1 and 5, the Board imposes **Hicks Handyman Inc** license be revoked.

In the matter of Disciplinary prima facie File Number 2014-00672 Russell Rowe, t/a Rusty’s Hvac & Sheetmetal, the Board members reviewed the record, which consisted of the report of finds, including exhibits, and the Recommendation.

Russell Rowe, t/a Rusty’s Hvac & Sheetmetal, did not appear at the Board

File Number
2014-00672
Russell
Rowe, t/a
Rusty’s
Hvac &

meeting in person, by counsel nor by any other qualified representative.

Sheetmetal

This is a Prima Facie case.

After discussion a motion was made by **Mr. Dyer** and seconded by **Mr. Dowdy** to adopt the Report of Findings and Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **Russell Rowe, t/a Rusty's Hvac & Sheetmetal** violated the following:

Count 1:	February 1, 2006	18 VAC 50-22-260 B 9
Count 2:		18 VAC 50-22-260 B31
Count 3:		18 VAC 50-22-260 B 30

The motion passed unanimously. Members voting "yes" were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

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

Count 1:		\$300.00
Count 2:		\$400.00
Count 3:		\$1,500.00
Total		\$2,200.00

A total monetary penalty of \$2,200.00 was imposed. The motion passed unanimously. Members voting "yes" were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

In addition, for violation of Count 3, the Board imposes revocation of **Russell Rowe, t/a Rusty's Hvac & Sheetmetal's** license.

In the matter of Disciplinary prima facie File Number 2014-01457, Competence Inc, the Board members reviewed the record, which consisted of the report of finds, including exhibits, and the Recommendation.

**File Number
2014-01457
Competence
Inc**

Competence Inc, did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

This is a Prima Facie case.

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

Dowdy to adopt the Report of Findings and Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **Competence Inc** violated the following:

Count 1:	February 1, 2006	18 VAC 50-22-260 B 22
Count 2:		18 VAC 50-22-260 B 23
Count 3:	December 1, 2012	18 VAC 50-22-210

The motion passed unanimously. Members voting “yes” were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** Mr. Ayres did not vote.

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

Count 1:		\$0.00
Count 2:		\$ 650.00
Count 3:		\$ 0.00
Total		\$650.00

A total monetary penalty of \$650.00 was imposed. The motion passed unanimously. Members voting “yes” were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** Mr. Ayres did not vote.

In addition, for violation of Count 3, the Board imposes revocation of **Competence Inc.**

In the matter of Disciplinary Prima facie case file 2014-01940, this case was pulled from the docket prior to the Board’s meeting.

**File Number
2014-01940
Victoria
Home
Improvement
LLC**

The Board will now hear Consent Order case files.

**Consent
Orders**

In the matter of Consent Order File Number 2014-01736, Board v. J R Hobbs Co Atlanta LLC. The board reviewed the record, which consisted of the Consent Order.

**File Number
2004-01736
J R Hobbs
Co Atlanta**

A motion was made by **Mr. Oliver** and seconded by **Mr. Dyer** to ratify the Consent Order, finding the following violations of its Regulations:

LLC

Count 1: 18 VAC 50-22-260 B 29 imposing \$2,500.00

Further, for violation of Count 1, **J R Hobbs Co Atlanta LLC** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

A total of **\$2,500.00** imposed, and successful completion of the Board's Basic Contracting Licensing Class within 90 days of the Order. The motion passed with a unanimous "yes" vote. Members voting yes were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

In the matter of Consent Order File Number 2014-01729, Board v. Tredan Builders Inc. The board reviewed the record, which consisted of the Consent Order.

File Number
2014-01729
Tredan
Builders Inc

A motion was made by **Mr. Oliver** and seconded by **Mr. Dyer** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1: 18 VAC 50-22-260 B 9 imposing **\$600.00**
Count 2: 18 VAC 50-22-260B6 imposing **\$850.00**
Board Costs **\$150.00**

Further, for violation of Counts 1 and 2, **Tredan Builders Inc** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

A total of **\$1,600.00** imposed, and successful completion of the Board's Basic Contracting Licensing Class within 90 days of the Order. The motion passed with a unanimous "yes" vote. Members voting yes were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

In the matter of Consent Order File Number 2013-02364, Board v. Big Dog Plumbing & Heating LLC. The board reviewed the record, which consisted of the Consent Order.

File Number
2013-02364
Big Dog
Plumbing &
Heating
LLC

A motion was made by **Mr. Oliver** and seconded by **Mr. Dyer** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1: 18 VAC 50-22-260 B 10 imposing **\$350.00**
Count 2: 18 VAC 50-22-260B 28 imposing **\$1,850.00**
Board Costs **\$150.00**

Further, for violation of Count 2, **Big Dog Plumbing & Heating LLC** agrees to revocation of its license.

A total of **\$2,350.00** imposed, and successful completion of the Board's Basic Contracting Licensing Class within 90 days of the Order. The motion passed with a unanimous "yes" vote. Members voting yes were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** Mr. Ayres did not vote.

In the matter of Consent Order File Number 2014-00440, Board v. Fredeick Cherry, t/a Cherrys Construction. The board reviewed the record, which consisted of the Consent Order.

File Number
2014-00440
Fredeick
Cherry, t/a
Cherrys
Construction

A motion was made by **Mr. Oliver** and seconded by **Mr. Dyer** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1: 18 VAC 50-22-260 B 18 imposing **\$800.00**
Count 2: 18 VAC 50-22-260 B 18 imposing **\$800.00**
Board Costs **\$150.00**

Further, for violation of Counts 1 and 2, **Fredeick Cherry, t/a Cherrys Construction** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

A total of **\$1,750.00** imposed, and successful completion of the Board's Basic Contracting Licensing Class within 90 days of the Order. The motion passed with a unanimous "yes" vote. Members voting yes were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** Mr. Ayres did not vote.

In the matter of Consent Order File Number 2014-00882, Board v. Calicchio Custom Enhancements Inc, t/a CCE Inc. The board reviewed the record, which consisted of the Consent Order.

File Number
2014-00882
Calicchio
Custom
Enhancemen
ts Inc, t/a
CCE Inc

A motion was made by **Mr. Oliver** and seconded by **Mr. Dyer** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1:	18 VAC 50-22-260 B 9	imposing	\$200.00
Count 2:	18 VAC 50-22-260 B 31	imposing	\$200.00
Count 3:	18 VAC 50-22-260 B 15	imposing	\$1,550.00
Count 4:	18 VAC 50-22-230 B	imposing	\$ 550.00
Board Costs			\$150.00

Further, for violation of Counts 1 through 4, **Calicchio Custom Enhancements Inc, t/a CCE Inc** agrees to revocation of its license.

In addition, the Board agrees to waive the \$2,500.00 in monetary penalties for Counts 1 through 4.

A total of **\$2,600.00** imposed with waiver of **\$2,500**, and revocation of its license. The motion passed with a unanimous "yes" vote. Members voting yes were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** Mr. Ayres did not vote.

In the matter of Consent Order File Number 2014-00988, Board v. Chang Won Kim. The board reviewed the record, which consisted of the Consent Order.

**File Number
2014-00988
Chang Won
Kim**

A motion was made by **Mr. Oliver** and seconded by **Mr. Dyer** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1:	18 VAC 50-30-190. 2	imposing	\$500.00
Board Costs			\$150.00

Further, for violation of Counts 1, **Chang Won Kim** agrees to revocation of his license.

A total of **\$650.00** imposed, and license revocation. The motion passed with a unanimous "yes" vote. Members voting yes were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** Mr. Ayres did not vote.

In the matter of Consent Order File Number 2014-00989, Board v. Kim Chang Won, t/a Key Plumbing. The board reviewed the record, which consisted of the Consent Order.

**File Number
2014-00989
Kim Chang
Won, t/a Key
Plumbing**

A motion was made by **Mr. Oliver** and seconded by **Mr. Dyer** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1: 18 VAC 50-20-260 B 2 imposing **\$00.00**
Board Costs **\$150.00**

Further, for violation of Count 1, **Kim Chang Won** agrees to revocation of his license.

A total of **\$150.00** Board costs imposed, and revocation of license. The motion passed with a unanimous “yes” vote. Members voting yes were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

In the matter of Consent Order File Number 2014-01263, Board v. Plus Contracting Inc, t/a Comnat International. The board reviewed the record, which consisted of the Consent Order.

File Number
2014-01263
Plus
Contracting
Inc, t/a
Comnat
International

A motion was made by **Mr. Oliver** and seconded by **Mr. Dyer** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1: 18 VAC 50-22-260 B 18 imposing **\$800.00**
Board Costs **\$150.00**

Further, for violation of Count 1, **Plus Contracting Inc, t/a Comnat International** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

A total of **\$950.00** imposed, and successful completion of the Board’s Basic Contracting Licensing Class within 90 days of the Order. The motion passed with a unanimous “yes” vote. Members voting yes were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

In the matter of Consent Order File Number 2014-01418, Board v. Phillip Coleman. The board reviewed the record, which consisted of the Consent Order.

File Number
2014-01418
Phillip
Coleman

A motion was made by **Mr. Oliver** and seconded by **Mr. Dyer** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1: 18 VAC 50-22-260 B 9 imposing **\$600.00 = 2@\$300. ea**
Count 2: 18 VAC 50-22-260 B 8 imposing **\$400.00**
Count 3: 18 VAC 50-22-260 B 27 imposing **\$1,000.00 = 2@\$500. ea**
Count 4: 18 VAC 50-22-260 B 17 imposing **\$1,200.00**

Board Costs **\$150.00**

Further, for violation of Counts 1 through 4, **Phillip Coleman** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

A total of **\$3,350.00** imposed, and successful completion of the Board's Basic Contracting Licensing Class within 90 days of the Order. The motion passed with a unanimous "yes" vote. Members voting yes were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

In the matter of Consent Order File Number 2014-01444, Board v. SALF Contracting LLC. The board reviewed the record, which consisted of the Consent Order.

File Number
2014-01444
SALF
Contracting
LLC

A motion was made by **Mr. Oliver** and seconded by **Mr. Dyer** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1:	18 VAC 50-22-230 A	imposing	\$300.00
Count 2:	18 VAC 50-22-260 B 9	imposing	\$300.00
Count 3:	18 VAC 50-22-260 B 10	imposing	\$300.00
Count 4:	18 VAC 50-22-220 B	imposing	\$400.00
Count 5:	18 VAC 50-22-220 C	imposing	\$400.00
Count 6:	18 VAC 50-22-260 B 20	imposing	\$1,000.00
Count 7:	18 VAC 50-22-260 B 14	imposing	\$1,800.00
Count 8:	18 VAC 50-22-260 B 16	imposing	\$1,850.00
Count 9:	18 VAC 50-22-260 B 28	imposing	\$1,850.00
Board Costs			\$150.00

Further, for violation of Counts 6 through 9, **SALF Contracting LLC** agrees to revocation of its license.

In addition, for violation of Counts 1 through 5, **SALF Contracting LLC** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

A total of **\$8,350.00** imposed, and successful completion of the Board's Basic Contracting Licensing Class within 90 days of the Order. The motion passed with a unanimous "yes" vote. Members voting yes were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

In the matter of Consent Order File Number 2014-01582, Board v. Jose Paz Reyes. The board reviewed the record, which consisted of the Consent Order.

File Number
2014-01582
Jose Paz
Reyes

A motion was made by **Mr. Oliver** and seconded by **Mr. Dyer** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1: 18 VAC 50-30-190 2 imposing \$500.00
Board Costs \$150.00

In addition, for violation of Count 1, **Jose Paz Reyes** agrees to revocation of his license.

A total of **\$650.00** imposed, and license revocation. The motion passed with a unanimous “yes” vote. Members voting yes were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

In the matter of Consent Order File Number 2014-01640, Board v. J P Wang Contracting LLC. The board reviewed the record, which consisted of the Consent Order.

File Number
2014-01640
J P Wang
Contracting
LLC

A motion was made by **Mr. Oliver** and seconded by **Mr. Dyer** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1: 18 VAC 50-22-260 B 8 imposing \$400.00
Board Costs \$150.00

Further, for violation of Count 1, **J P Wang Contracting LLC** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

A total of **\$550.00** imposed, and license revocation. The motion passed with a unanimous “yes” vote. Members voting yes were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

In the matter of Consent Order File Number 2014-01691, Board v. Geovanni Alexander Privado. The board reviewed the record, which consisted of the Consent Order.

File Number
2014-01691
Geovanni
Alexander
Privado

A motion was made by **Mr. Oliver** and seconded by **Mr. Dyer** to ratify the

Consent Order, finding the following violations of its Regulations:

Count 1: 18 VAC 50-30-190 2 imposing **\$1,500.00**
Board Costs **\$150.00**

Further, for violation of Count 1, **Geovanni Alexander Privado** agrees to license revocation.

A total of **\$1,650.00** imposed, and license revocation. The motion passed with a unanimous “yes” vote. Members voting yes were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

In the matter of Consent Order File Number 2014-01720, Board v. Hector Construction Inc. The board reviewed the record, which consisted of the Consent Order.

File Number
2014-01720
Hector
Construction
Inc

A motion was made by **Mr. Oliver** and seconded by **Mr. Dyer** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1: 18 VAC 50-22-260 B 31 imposing **\$400.00**
Board Costs **\$150.00**

Further, for violation of Count 1, **Hector Construction Inc** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

A total of **\$550.00** imposed, and successful completion of the Board’s Basic Contracting Licensing Class within 90 days of the Order. The motion passed with a unanimous “yes” vote. Members voting yes were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

In the matter of Consent Order File Number 2014-01792, Board v. The Log Doctor Inc. The board reviewed the record, which consisted of the Consent Order.

File Number
2014-01792
The Log
Doctor Inc

A motion was made by **Mr. Oliver** and seconded by **Mr. Dyer** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1: 18 VAC 50-22-260 B 8 imposing **\$400.00**
Count 2: 18 VAC 50-22-260B 6 imposing **\$1,000.00**

Board Costs

\$150.00

Further, for violation of Counts 1 and 2, **The Log Doctor Inc** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

A total of **\$1,550.00** imposed, and successful completion of the Board's Basic Contracting Licensing Class within 90 days of the Order. The motion passed with a unanimous "yes" vote. Members voting yes were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** Mr. Ayres did not vote.

In the matter of Consent Order File Number 2014-02014, Board v. Virginia Foundation Solutions Inc. The board reviewed the record, which consisted of the Consent Order.

**File Number
2014-02014
Virginia
Foundation
Solutions Inc**

A motion was made by **Mr. Oliver** and seconded by **Mr. Dyer** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1: 18 VAC 50-22-260 B 33 imposing \$750.00
Count 2: 18 VAC 50-22-260 B 27 imposing \$750.00
Board Costs \$150.00

Further, for violation of Counts 1 and 2, **Virginia Foundation Solutions Inc** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

A total of **\$1,650.00** imposed, and successful completion of the Board's Basic Contracting Licensing Class within 90 days of the Order. The motion passed with a unanimous "yes" vote. Members voting yes were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** Mr. Ayres did not vote.

In the matter of Consent Order File Number 2014-02142, Board v. Kenneth Amburgey Jr, t/a K a Contracting. The board reviewed the record, which consisted of the Consent Order.

**File Number
2014-02142
Kenneth
Amburgey
Jr, t/a K a
Contracting**

A motion was made by **Mr. Oliver** and seconded by **Mr. Dyer** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1: 18 VAC 50-22-260 B 9 imposing \$400.00
Board Costs \$150.00

Further, for violation of Count 1, **Kenneth Amburgey Jr, t/a K A Contracting** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

A total of **\$550.00** imposed, and successful completion of the Board's Basic Contracting Licensing Class within 90 days of the Order. The motion passed with a unanimous "yes" vote. Members voting yes were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** Mr. Ayres did not vote.

In the matter of Consent Order File Number 2014-02232, Board v. Apex Waterproofing Inc. The board reviewed the record, which consisted of the Consent Order.

File Number
2014-02232
Apex
Waterproof-
ing Inc

A motion was made by **Mr. Oliver** and seconded by **Mr. Dyer** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1: 18 VAC 50-22-260 B 29 imposing **\$500.00**
Count 2: 18 VAC 50-22-260 B 6 imposing **\$1,500.00=3@\$500.00 ea.**
Board Costs **\$150.00**

Further, for violation of Counts 1 and 2, **Apex Waterproofing Inc** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

A total of **\$2,150.00** imposed, and successful completion of the Board's Basic Contracting Licensing Class within 90 days of the Order. The motion passed with a unanimous "yes" vote. Members voting yes were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** Mr. Ayres did not vote.

In the matter of Consent Order File Number 2014-02240, Board v. Crossover AVS LLC. The board reviewed the record, which consisted of the Consent Order.

File Number
2014-02240
Crossover
AVS LLC

A motion was made by **Mr. Oliver** and seconded by **Mr. Dyer** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1: 18 VAC 50-22-260 B 33 imposing **\$500.00**
Board Costs **\$150.00**

Further, for violation of Count 1, **Crossover AVS LLC** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

A total of **\$650.00** imposed, and successful completion of the Board's Basic Contracting Licensing Class within 90 days of the Order. The motion passed with a unanimous "yes" vote. Members voting yes were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** Mr. Ayres did not vote.

In the matter of Consent Order File Number 2014-02263, Board v. Quality Carpet and Rugs Inc, t/a Quality Carpet One. The board reviewed the record, which consisted of the Consent Order.

**File Number
2014-02263
Quality
Carpet and
Rugs Inc, t/a
Quality
Carpet One**

A motion was made by **Mr. Oliver** and seconded by **Mr. Dyer** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1: 18 VAC 50-22-230 A imposing **\$300.00**
Count 2: 18 VAC 50-22-260B 9 imposing **\$400.00**
Count 3: 18 VAC 50-22-260 B 31 imposing **\$400.00**
Board Costs **\$150.00**

Further, for violation of Counts 1, 2, and 3, **Quality Carpet and Rugs Inc, t/a Quality Carpet One** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

A total of **\$1,250.00** imposed, and successful completion of the Board's Basic Contracting Licensing Class within 90 days of the Order. The motion passed with a unanimous "yes" vote. Members voting yes were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** Mr. Ayres did not vote.

In matter of Consent Order File Number 2014-02365, Board v. Gregory A Bowden, t/a a Plus Home Repair. The board reviewed the record, which consisted of the Consent Order.

**File Number
2005-02365
Gregory A
Bowden, t/a
a Plus Home
Repair**

Mr. Smith recused himself and did not vote on this matter.

A motion was made by **Mr. Oliver** and seconded by **Mr. Dyer** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1: 18 VAC 50-22-260 B 11 imposing \$450.00
Board Costs \$150.00

Further, for violation of Count 1, **Gregory A Bowden t/a Plus Home Repair** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

A total of **\$600.00** imposed, and successful completion of the Board's Basic Contracting Licensing Class within 90 days of the Order. The motion passed with a unanimous "yes" vote. Members voting yes were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, and Vander Pol.** Mr. Ayres did not vote. Mr. Smith did not vote.

In the matter of Consent Order File Number 2014-02400, Board v. Alexandria Design Builders Inc. The board reviewed the record, which consisted of the Consent Order.

File Number
2014-02400
Alexandria
Design
Builders Inc

A motion was made by **Mr. Oliver** and seconded by **Mr. Dyer** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1: 18 VAC 50-22-260 B 9 imposing \$400.00
Count 2: 18 VAC 50-22-260 B 33 imposing \$1,500.00=2@\$750.00 ea.
Count 3: 18 VAC 50-22-260 B 29 imposing \$700.00
Count 4: 18 VAC 50-22-260 B 29 imposing \$700.00
Count 5: 18 VAC 50-22-260 B 29 imposing \$700.00
Count 6: 18 VAC 50-22-260 B 31 imposing \$400.00
Board Costs \$150.00

Further, for violation of Counts 1 through 6, **Alexandria Design Builders Inc** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

A total of **\$4,550.00** imposed, and successful completion of the Board's Basic Contracting Licensing Class within 90 days of the Order. The motion passed with a unanimous "yes" vote. Members voting yes were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** Mr. Ayres did not vote.

In the matter of Consent Order File Number 2014-02500, Board v. Diane Johns, t/a Salem Commercial Designs. The board reviewed the record, which consisted of the Consent Order. **Randy Harper Attorney for Diane Johns, t/a Salem Commercial Designs** attended the Board meeting.

File Number
2014-02500
Diane Johns,
t/a Salem

**Commercial
Designs**

A motion was made by **Mr. Redifer** and seconded by **Mr. Oliver** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1: 18 VAC 50-22-260 B 22 imposing **\$00.00**
Count 2: 18 VAC 50-22-260 B 23 imposing **\$1,000.00**
Count 3: 18 VAC 50-22-220 C imposing **\$1,000.00**
Board Costs **\$150.00**

Further, for violation of Count 2, **Diane Johns, t/a Salem Commercial Designs** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

In addition, for violation of count 3, **Diane Johns, t/a Salem Commercial Designs** agrees to report to the board a change in the qualified individual within thirty days of the effective date of the Order.

A total of **\$2,150.00** imposed, and successful completion of the Board's Basic Contracting Licensing Class within 90 days of the Order. The motion passed with a unanimous "yes" vote. Members voting yes were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

In the matter of Consent Order File Number 2014-02584, Board v. Mason's Heating & Cooling Inc. The board reviewed the record, which consisted of the Consent Order.

File Number
2014-02584
Mason's
Heating &
Cooling Inc

A motion was made by **Mr. Oliver** and seconded by **Mr. Dyer** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1: 18 VAC 50-22-260 B 17 imposing **\$850.00**
Board Costs **\$150.00**

Further, for violation of Counts 1 and 2, **Mason's Heating & Cooling Inc** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

A total of **\$1,000.00** imposed, and successful completion of the Board's Basic Contracting Licensing Class within 90 days of the Order. The motion passed with a unanimous "yes" vote. Members voting yes were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

In the matter of Consent Order File Number 2014-02871, Board v. Jolver G Vargas. The board reviewed the record, which consisted of the Consent Order.

**File Number
2014-02871
Jolver G
Vargas**

A motion was made by **Mr. Oliver** and seconded by **Mr. Dyer** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1: 18 VAC 50-30-190 2 imposing **\$1,500.00**
Count 2: 18 VAC 50-30-190 2 imposing **\$500.00**
Board Costs **\$150.00**

Further, for violation of Counts 1 and 2, **Jolver G Vargas** agrees to have his license revoked.

A total of **\$2,150.00** imposed, and license revocation. The motion passed with a unanimous “yes” vote. Members voting yes were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.
Mason’s Heating & Cooling Inc

In the matter of Consent Order File Number 2014-02872, Board v. Jolver G Vargas t/a Vair Solutions. The board reviewed the record, which consisted of the Consent Order.

**File Number
2014-02872
Jollver G
Vargas, t/a
Vair
Solutions**

A motion was made by **Mr. Oliver** and seconded by **Mr. Dyer** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1: 18 VAC 50-22-260 B 2 imposing **\$00.00**
Board Costs **\$150.00**

Further, for violation of Count 1, **Jolver G Vargas** agrees to revocation of his license.

A total of **\$150.00** imposed, and license revocation. The motion passed with a unanimous “yes” vote. Members voting yes were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

In the matter of Consent Order File Number 2014-03395, Board v. Darrell Boston Bailey, t/a Ironmen Home Improvements. The board reviewed the record, which consisted of the Consent Order.

**File Number
2014-03395
Darrell**

A motion was made by **Mr. Oliver** and seconded by **Mr. Dyer** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1: 18 VAC 50-22-260 B 27 imposing **\$350.00**
Board Costs **\$150.00**

Further, for violation of Count 1, **Darrell Boston Bailey, t/a Ironmen Home Improvements** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

A total of **\$500.00** imposed, and successful completion of the Board's Basic Contracting Licensing Class within 90 days of the Order. The motion passed with a unanimous "yes" vote. Members voting yes were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

**Boston
Bailey, t/a
Ironmen
Home
Improve-
ments**

In the matter of Consent Order File Number 2013-03158, Board v. Seafloor Construction Services Inc. The board reviewed the record, which consisted of the Consent Order.

A motion was made by **Mr. Oliver** and seconded by **Mr. Dyer** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1: 18 VAC 50-22-260 B 31 imposing **\$00.00**
Count 2: 18 VAC 50-22-260 B 30 imposing **\$00.00**
Board Costs **\$150.00**

Further, for violation of Count 2, **Seafloor Construction Services Inc** agrees to revocation of its license.

A total of **\$150.00** imposed, and license revocation. The motion passed with a unanimous "yes" vote. Members voting yes were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

File Number
2013-03158
**Seafloor
Construction
Services Inc**

In the matter of Consent Order File Number 2014-00570, Board v. D B Rankin General Contractor Inc. The board reviewed the record, which consisted of the Consent Order.

A motion was made by **Mr. Oliver** and seconded by **Mr. Dyer** to ratify the Consent Order, finding the following violations of its Regulations:

File Number
2014-00570
**D B Rankin
General
Contractor
Inc**

Count 1:	18 VAC 50-22-260 B 9	imposing	\$400.00
Count 2:	18 VAC 50-22-260 B 6	imposing	\$850.00
Count 3:	18 VAC 50-22-260 B 30	imposing	\$1,550.00
Count 4:	18 VAC 50-22-260 B 22	imposing	\$0.00
Count 5:	18 VAC 50-22-260 B 23	imposing	\$650.00
Board Costs			\$150.00

Further, for violation of Counts 2, 3, 4 and 5, **D B Rankin General Contractor Inc** agrees to revocation of his license.

A total of **\$3,600.00** imposed, and license revocation. The motion passed with a unanimous “yes” vote. Members voting yes were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** Mr. Ayres did not vote.

The Board members took a lunch break from 11:20 am – 11:59 am

**Lunch Break
11:20 am –
11:59 am**

In the matter of Prima Facie Recovery Fund File Number 2014-03650, Jerry & Meagghan Parker (Claimant) and Castillo t/a Central Virginia Chimney Chap (Regulant).

**File Number
2014-03650
Jerry &
Meagghan
Parker and
Robert
Castillo t/a
Central
Virginia
Chimney
Chap**

Mr. Oliver offered a motion seconded by **Mr. Dyer** to reopen this case.

Members voted unanimously to reopen the case. Persons voting “yes” were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** Mr. Ayres did not vote.

Executive Director Eric Olson shared with the Board that the Claimants expressed their disagreement and requested an IFF. Staff had denied it and now it is the Board’s decision.

After discussion **Mr. Oliver** offered a motion that was seconded by **Mr. Dyer** to remand this case back to staff for an Informal Fact Finding conference. The motion passed with a unanimous vote. Members voting “yes” were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** Mr. Ayres did not vote.

Regulatory Review

**New
Business**

Ms. Spruill briefed the members of the Board on the status of the regulatory reform package that includes continuing education. The final regulations remain with the Governor and no action has been taken. One pending regulatory package involving contract provisions was approved and will become effective on December 1st. Members talked about the possibility of recommending “contract changes”: Have Contractors insert a recovery fund clause in their contract and have them give Consumers a copy of the DPOR’s recovery fund brochure. No Board action was required.

Mindy Spruill reviewed specialties with the Board: The Board members discussed and voted on each specialty.

Specialties

Drywall Contracting: After discussion Mr. Dyer offered a motion seconded by Mr. Oliver to keep the drywall specialty definition with updates. The motion passed with a unanimous vote. Members voting “yes” were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** Mr. Ayres did not vote.

Finish Carpentry Contracting: After discussion Mr. Dyer offered a motion seconded by Mr. Oliver to keep this specialty definition. The motion passed with a unanimous vote. Members voting “yes” were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** Mr. Ayres did not vote.

Fire Caulking Contracting: After discussion Mr. Redifer offered a motion that was seconded by Mr. Vander Pol to remove this specialty. The motion passed with a unanimous vote. Members voting “yes” were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** Mr. Ayres did not vote.

Flooring and Floor Covering: After discussion Mr. Dyer offered a motion that was seconded by Mr. Dowdy to keep this specialty definition. The motion passed with a unanimous vote. Members voting “yes” were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** Mr. Ayres did not vote.

Glass and Glazing Contracting: After discussion Mr. Dyer offered a motion that was seconded by Mr. Dowdy to keep this specialty definition. The motion passed with a unanimous vote. Members voting “yes” were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** Mr. Ayres did not vote.

Insulation and Weather Stripping: After discussion Mr. Dyer offered a motion that was seconded by Mr. Smith to keep this specialty definition with

modifications. The motion passed with a unanimous vote. Members voting “yes” were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** Mr. Ayres did not vote.

Radon Mitigation Contracting: After discussion Mr. Dyer offered a motion that was seconded by Mr. Dowdy to update the language in the current definition. The motion passed with a unanimous vote. Members voting “yes” were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** Mr. Ayres did not vote.

Steel Erection Contracting: After discussion Mr. Dyer offered a motion that was seconded by Mr. Dowdy to keep this specialty definition with modifications. The motion passed with a unanimous vote. Members voting “yes” were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** Mr. Ayres did not vote.

Tile, Marble, Ceramic, and Terrazzo Contracting: After discussion Mr. Dyer offered a motion that was seconded by Mr. Dowdy to keep this specialty definition with modifications. The motion passed with a unanimous vote. Members voting “yes” were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** Mr. Ayres did not vote.

Underground Utility and Excavating Contracting: After discussion Mr. Giesen offered a motion that was seconded by Mr. Dowdy to keep this specialty definition with modifications. The motion passed with a unanimous vote. Members voting “yes” were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** Mr. Ayres did not vote.

After discussion Mr. Oliver offered a motion that was seconded by Mr. Dyer to adopt all recommended changes to the specialties and for these to be submitted as proposed regulations. The motion passed with a unanimous vote. Members voting “yes” were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** Mr. Ayres did not vote.

Legislative Review

There was nothing at this time.

Legislative Review

Jennifer Kazzie and Eric Olson addressed the Board. They shared information on an Agency Wide review of Application procedures. and Policies.

**Review of
Board
Policies**

After discussion of the proposal for application processing changes **Mr. Oliver** offered a motion that was seconded by **Mr. Dyer** to recommend the following:

1. **Required picture identification for all applicants**
2. **Verification of business entity and Responsible Management**
3. **Verification of experience of Designated Employee and Qualified Individual**
4. **Verification of financial status**
5. **Verification of FEIN**
6. **Verification of signatures.**

The motion was adopted by unanimous vote. Members voting “yes” were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote..

The Board reviewed and discussed a letter that was received from Jay T and Melinda O Yancey. Mr. Olson shared that he, Mr. DeBoer and Mr. Christner had received contact from the Yancey ‘s requesting that the Board reopen cases 2002-02933, 2003-01337, 2003-01879, and 2003-02128. These cases are approximately 10 years old. Mr. Olson, Ms. Spruill and Ms. Borkey met with Ms. Yancey concerning this request. It was shared with the Yancey’s to return to court and see if the Judge would agree to re-open the cases . If the Judge mandates reopening the cases then the Board will relook at the cases.

**Jay T
Yancey and
Melinda O
Yancey**

After discussion Mr. Dyer offered a motion that was seconded by Mr. Oliver that as of now the Board will not reopen the 10 year old cases. The motion passed with a unanimous vote. Members voting “yes” were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

After discussion Mr. Dyer offered a motion that was seconded by Mr. Oliver to table the election of officers to the Board’s December meeting. The motion passed with a unanimous vote. Members voting “yes” were: **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** **Mr. Ayres** did not vote.

**Election of
Officers**

Eric Olson reminded the Board they had copies of the Recovery Fund Report.

**Recovery
Fund Report**

Chairman Middleton reminded the board members to complete their travel vouchers and Conflict of Interest forms and to give them to Sheila Watkins at the end of the meeting for processing.

**Completion
of
Paperwork**

There being no further business to come before the board, the meeting was adjourned at 1:39 PM upon a motion by Dyer and seconded by Chowdhuri. The vote was unanimous. Members voting yes were, **Chowdhuri, Dowdy, Dyer, Giesen, Magruder, Middleton, Mitchell, Oliver, Pace, Redifer, Smith, and Vander Pol.** Mr. Ayres did not vote.

**Adjourn-
ment**

E. G. Rudy Middleton, Chairman

Jay DeBoer, Secretary

Copy teste:

Custodian of the Record