

BOARD FOR CONTRACTORS BOARD MEETING
DRAFT MINUTES

The Board for Contractors met on Tuesday, December 11th, 2012 at the Department of Professional and Occupational Regulation (DPOR), 9960 Mayland Drive, Richmond, Virginia. The members indicated below were present. Each of the members present was qualified to vote, except where a specific reason for disqualification is stated. There are 15 members on this board, in which seven constitutes a quorum pursuant to §54.1-1102.

E .G. Middleton, III, Chairman
Goutam Chowdhuri
Herbert “Jack” Dyer, Jr.
Michael Gelardi
Doug Murrow
James Oliver
E.C. “Chick” Pace
Troy Smith
Deborah Tomlin
Chancey Walker
Dwight Todd Vander Pol
Walton H. Walton, III

Mr. A. Bruce Williams, Mr. Bailey Dowdy and Mr.
David Giesen were not present at the meeting.

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

Gordon Dixon, Director
Eric L. Olson, Executive Director
Adrienne Mayo, Regulatory Boards Administrator
Sheila Watkins, Administrative Assistant/ Compliance
Specialist
Karen Bullock, Administrative Assistant/ Compliance
Specialist
Kristen Clay, Legal Analyst
Candace Howard, Legal Analyst
Mark Courtney, Senior Director of Regulatory & Public
Affairs
Joshua Lief, Assistant Attorney General

Chairman E. G. Middleton called the meeting to order at 9:12 a.m. and declared a quorum of board members was in attendance.

Call
To Order

A motion was made by **Mr. Gelardi** and seconded by **Mr. Pace** to approve the agenda. The motion passed unanimously. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

Approval of the Agenda

Mr. Gelardi moved to approve the following minutes as submitted from the:

Approval of Minutes

October 23rd, 2012 Board for Contractors
September 18th, 2012 Informal Fact Finding Conference
September 21st, 2012 Informal Fact Finding Conference
September 25th, 2012 Informal Fact Finding Conference
October 2nd, 2012 Informal Fact Finding Conference
October 9th, 2012 Informal Fact Finding Conference
October 11th, 2012 Informal Fact Finding Conference
October 12th, 2012 Informal Fact Finding Conference
October 17th, 2012 Informal Fact Finding Conference

Mr. Pace seconded the motion and it was unanimously approved by members: Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

There was no public comment.

Public Comment Period

In the matter of Recovery Fund File Number 2012-01872, Jack Young (Claimant) vs. CM Carpentry LLC, (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **CM Carpentry LLC (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **Jack Young (Claimant)** did not attend the Board meeting.

File Number
2012-01872
Jack Young
(Claimant) vs.
CM Carpentry LLC
(Regulant)

The Board’s hearing officer **Mr. Redifer** was not present, did not vote and did not participate in the discussion.

After discussion, a motion was made by **Mr. Oliver** and seconded by **Mr. Gelardi** to adopt the claim review and the hearing officer’s recommendations and summary and deny payment of the claim. The Claim Review and Summary are incorporated as a part of this Order. The motion passed by a unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of Recovery Fund File Number 2012-02287, Joseph Francis (Claimant) vs. Nick Shields, t/a Shields Concrete (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Nick Shields, t/a Shields Concrete (Regulant)**, did not appear at the Board meeting in person or by counsel or by any other qualified representative. **Joseph Francis (Claimant)** did not attend the Board meeting.

File Number
2012-02287
Joseph Francis
(Claimant)
vs. Nick Shields, t/a Shields
Concrete
(Regulant)

The Board's hearing officer **Mr. Redifer** was not present, did not vote and did not participate in the discussion.

After discussion, a motion was made by **Mr. Oliver** and seconded by **Mr. Pace** to adopt the claim review and the hearing officer's recommendations and summary and deny payment of the claim. The Claim Review and Summary are incorporated as a part of this Order.

The motion passed by a unanimous vote. Members voting "Yes" were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of Recovery Fund File Number 2012-03149, Michael D. Gisby (Claimant) vs. J & J Custom Builders LLC (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **J & J Custom Builders LLC (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **Michael D. Gisby (Claimant)** did not attend the Board meeting.

File Number
2012-03149
Michael D. Gisby
(Claimant) vs.
J & J Custom Builders LLC
(Regulant)

This is a Prima Facie case

After discussion, a motion was made by **Mr. Gelardi** and seconded by **Mr. Pace** to adopt the claim review and the hearing officer's recommendations and summary and pay the claim in the amount of **\$15, 068.00**. Upon payment of this claim, the license of **J & J Custom Builders LLC** will be revoked pursuant to Title 54.1 Chapter 11, Article 2, of the Code of Virginia.

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of Recovery Fund File Number 2012-03217, Clauida Fatseas (Claimant) vs. Counter Production, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Counter Production, Inc. (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **Clauida Fatseas (Claimant)** attended the Board meeting

File Number
2012-03217
Clauida Fatseas
(Claimant) vs.
Counter Production, Inc.
(Regulant)

This is a Prima Facie case.

After discussion, a motion was made by **Mr. Pace** and seconded by **Mr. Oliver** to adopt the claim review and the hearing officer's recommendations and summary and pay the claim in amount of \$20,000.00. Mr. Dyer shared some concerns during the discussion. The motion failed because it was not seconded. Therefore, **Mr. Pace** withdrew his motion. After further discussion, a motion was made by **Mr. Dyer** to refer this case to an Informal Fact Finding Conference (IFF) in order to clearly assess the damages stated in the summary.

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of Recovery Fund File Number 2012-03269, Andria Love (Claimant) vs. Walter T. Myrtle, Jr., t/a Serenity Pool & Spa (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Walter T. Myrtle, Jr., t/a Serenity Pool & Spa (Regulant),** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **Andria Love (Claimant)** did not attend the Board meeting.

File Number
2012-03269
Andria Love (Claimant)
Walter T. Myrtle, Jr., t/a
Serenity Pool & Spa
(Regulant)

This is a prima facie case.

After discussion, a motion was made by **Mr. Walton** and seconded by **Mr. Dyer** to adopt the claim review and the hearing officer's recommendations and summary and pay the claim in the amount of **\$20,000.00**. Upon payment of this claim, the license of **Walter T. Myrtle, Jr., t/a Serenity Pool & Spa** will be revoked pursuant to Title 54.1 Chapter 11, Article 2, of the Code of Virginia.

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of Recovery Fund File Number 2012-03343, Kelley Litzner (Claimant) vs. Southern Floors & Acoustics, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Southern Floors & Acoustic, Inc. (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **Kelley D. Litzner (Claimant)** attended the board meeting.

File Number
2012-03343
Kelley D. Litzner (Claimant)
vs. Southern Floors &
Acoustic, Inc. (Regulant)

The Board's hearing officer **Mr. Redifer** was not present, did not vote and did not participate in the discussion.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Gelardi** to adopt the claim review and approve the payment of the claim in the amount of **\$16,000.00**. Upon payment of this claim, the license of **Southern Floors & Acoustic, Inc.** will be revoked pursuant to Title 54.1 Chapter 11, Article 2, of the Code of Virginia.

The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of Recovery Fund File Number 2012-03483, David A. Odenkirk(Claimant) vs. Virginia Air Duct, Inc., t/a Virginia Air Mechanical Heating & Cooling (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Virginia Air Duct, Inc., t/a Virginia Air Mechanical Heating & Cooling (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Gretchen & Matthew Whitehead (Claimant)** and counsel, **Bryan Horn** attended the board meeting and addressed the Board.

File Number
2012-03483
David A. Odenkirk
(Claimant)
vs. Virginia Air Duct, Inc., t/a
Virginia Air Mechanical
Heating & Cooling
(Regulant)

This is a Prima Facie case.

After discussion, a motion was made by **Mr. Gelardi** and seconded by **Mr. Pace** to adopt the claim review and approve the payment of the claim in the amount of **\$18,484.26**. Upon payment of this claim, the license of **Virginia Air Duct, Inc.** will be revoked pursuant to Title 54.1 Chapter 11, Article 2, of the Code of Virginia.

The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of Recovery Fund File Number 2012-03836, Verna M. Lewis (Claimant) vs. Concrete Restoration & Design, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Concrete Restoration & Design, Inc. (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **Verna M. Lewis (Claimant)** did not attend the Board meeting.

File Number
2012-03836
Verna M. Lewis
(Claimant)
vs. Concrete Restoration &
Design, Inc.
(Regulant)

The Board’s hearing officer **Mr. Redifer** was not present, did not vote and did not participate in the discussion.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Pace** to adopt the claim review and deny payment of the claim. The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of Recovery Fund File Number 2012-003842, Rachel & Larry Morgan (Claimant) vs. ASG Contracting, LLC (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **ASG Contracting, LLC (Regulant)**, did not appear at the Board meeting in person or by counsel or by any other qualified representative. **Mary Morgan attorney for Rachel & Larry Morgan (Claimants)** attended the Board.

File Number
2012-03842
Rachel & Larry Morgan
(Claimants)
vs. ASG Contracting, LLC
(Regulant)

The Board's hearing officer **Mr. Redifer** was not present, did not vote and did not participate in the discussion.

After discussion, a motion was made by **Mr. Gelardi** and seconded by **Mr. Pace** to adopt the claim review and approve the payment of the claim in the amount of **\$20,000.00**. Upon payment of this claim, the license of **ASG Contracting, LLC** will be revoked pursuant to Title 54.1 Chapter 11, Article 2, of the Code of Virginia.

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of Recovery Fund File Number 2013-00673, Lynn R. Allison (Claimant) vs. Calvin S. Collins Contractor, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Calvin S. Collins Contractor, Inc. (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **Lynn R. Allison (Claimant)** did not attend the Board meeting.

File Number
2013-00673
Lynn R. Allison
(Claimant)
vs. Calvin S. Collins
Contractor, Inc.
(Regulant)

This is a Prima Facie case.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Gelardi** to adopt the claim review and approve the payment of the claim in the amount of **\$20,000.00**. Upon payment of this claim, the license of **Calvin S. Collins Contractor, Inc. Construction, Inc.** will be revoked pursuant to Title 54.1 Chapter 11, Article 2, of the Code of Virginia.

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of Recovery Fund File Number 2012-01835, Rita & George Bryant (Claimants) vs. Hyon Kim, t/a H K Construction (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Hyon Kim, t/a H K Construction (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **Rita & George Bryant (Claimants)** did not attend the board meeting.
This is a Prima Facie case.

File Number
2012-01835
Rita & George Bryant
(Claimants)
vs. Hyon Kim, t/a H K
Construction
(Regulant)

After discussion, a motion was made by **Mr. Gelardi** and seconded by **Mr. Walton** to adopt the claim review and approve the payment of the claim in the amount of **\$15,056.00**. There was no vote and the discussion continued. **Mr. Oliver** and **Mr. Dyer** shared some concerns during additional discussion.

After further discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Oliver** to refer this case to an Informal Fact Finding Conference (IFF).

The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of Recovery Fund File Number 2013-00022, William J. Sullivan (Claimant) vs. Energy Saving Exteriors, Inc., t/a National Remodeling Company (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Energy Saving Exteriors, Inc., t/a National Remodeling Company (Regulant),** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **William J. Sullivan (Claimant)** did not attend the Board meeting.

File Number
2013-00022
William J. Sullivan
(Claimant)
vs. Energy Saving Exteriors,
Inc., t/a National Remodeling
Company
(Regulant)

This is a Prima Facie case.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Gelardi** to adopt the claim review and approve the payment of the claim in the amount of **\$20,000.00.** Upon payment of this claim, the license of **Energy Saving Exteriors, Inc.** will be revoked pursuant to Title 54.1 Chapter 11, Article 2, of the Code of Virginia.

The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of Recovery Fund File Number 2013-00612, Thomas & Martha Crimmins (Claimants) vs. Newhouse Builders, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Newhouse Builders, Inc. (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Martha Crimmins** and her attorney, **Gordon B. Gay (Claimant)** attended the board meeting.

File Number
2013-00612
Thomas & Martha
Crimmins (Claimants)
vs. Newhouse Builders, Inc.
(Regulant)

This is a Prima Facie case.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Gelardi** to adopt the claim review and approve the payment of the claim in the amount of **\$20,000.00.** Upon payment of this claim, the license of **Newhouse Builders, Inc.** will be revoked pursuant to Title 54.1 Chapter 11, Article 2, of the Code of Virginia.

The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of Recovery Fund File Number 2013-00722, David Thrush (Claimant) vs. Beddie Home Improvements, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Beddie Home Improvements, Inc. (Regulant)** did not

File Number
2013-00722
David Thrush
(Claimant)

appear at the board meeting in person or by counsel or by any other qualified representative. **David Thursh (Claimant)** did not attend the board meeting.

**vs. Beddie Home
Improvements, Inc.
(Regulant)**

This is a Prima Facie case.

After discussion, a motion was made by **Mr. Walton** and seconded by **Mr. Gelardi** to adopt the claim review and approve the payment of the claim in the amount of **\$20,000.00**. Upon payment of this claim, the license of **Beddie Home Improvements, Inc.** will be revoked pursuant to Title 54.1 Chapter 11, Article 2, of the Code of Virginia.

The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of License Application File Number 2013-00066, Charles Woodby, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

**File Number
2013-00066
Charles Woodby**

Charles Woodby appeared at the IFF. **Charles Woodby** did not appear at the board meeting in person or by counsel or by any other qualified representative.

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

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

In the matter of License Application File Number 2013-00067 Commonwealth Electrical Services, Inc. the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

**File Number
2013-00067
Commonwealth Electrical
Services, Inc.**

Applicant **James T. Guthrie (Commonwealth Electrical Services, Inc.)** appeared at the IFF. **Guthrie** did not appear at the Board meeting.

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

After discussion **Mr. Walker** offered a motion that was seconded by **Mr. Walton** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grants a license.

The motion passed by majority vote. Members voting “Yes” were: **Chowdhuri, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.** **Mr. Dyer** voted “No.”

In the matter of License Application File Number 2013-00068, Virginia Drywall Solutions, LLC, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

**File Number
2013-00068
Virginia Drywall
Solutions, LLC**

Applicant **James E. Jennings (Virginia Drywall Solution, LLC)** appeared at the IFF. **Jennings** did not attend the Board meeting.

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

Mrs. Clay shared with the Board a correction needed to be noted: 2nd page of the summary, 2nd paragraph and in the recommendation – refers to James Jennings t/a Virginia Interiors, LLC, he is not operating as a trade name only as LLC.

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

In the matter of License Application File Number 2013-00110 Trae Landon Wynne the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

**File Number
2013-00110
Trae Landon Wynne**

Applicant **Trae Landon Wynne** and his attorney, Brian Smalls appeared at the IFF. They attended the Board meeting and Mr. Smalls addressed the Board.

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

Mrs. Clay shared with the Board a correction needed to be noted: applicant’s attorney is Brian, not Brain Smalls.

After discussion **Mr. Dyer** offered a motion that was seconded by **Mr. Pace** to grant a license. The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of License Application File Number 2013-00115 East Coast Design Build, Inc. the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

**File Number
2013-00115
East Coast Design Build,
Inc.**

Applicant **Aaron Thompson (East Coast Design Build, Inc.)** appeared at the IFF. **Thompson** did not appear at the board meeting.

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

After discussion **Mr. Dyer** offered a motion that was seconded by **Mr. Gelardi** to grant a license. The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of License Application File Number 2013-00252 US Asphalt Maintenance, LLC, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2013-00252
US Asphalt Maintenance, LLC

Applicant **Earnest R. Beckner, Jr. (US Asphalt Maintenance, LLC)** appeared at the IFF via telephone. He did not appear at the Board meeting.

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

After discussion **Mr. Oliver** offered a motion to recommend the applicant get a Class B license instead of a Class A license due to unpaid debts. The motion failed because it was not seconded. After further discussion **Mr. Dyer** offered a motion that was seconded by **Mr. Gelardi** to grant a Class A license. The motion passed by majority vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.** **Mr. Oliver** voted “No.”

In the matter of License Application File Number 2013-00253 Chandler Shades, Inc., the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2013-00253
Chandler Shades, Inc.

Applicant **Milton E. Parrish, Jr. (Chandler Shades, Inc.)** appeared at the IFF. **Parrish** appeared at the Board meeting and shared his disagreement with the recommendations with the Board.

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

After discussion **Mr. Dyer** offered a motion that was seconded by **Mr. Gelardi** to deny a license. The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of License Application File Number 2013-00254 Kevin Hedges, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2013-00254
Kevin Hedges

Applicant **Kevin Hedges** appeared at the IFF. **Hedges** attended the Board meeting.

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

After discussion **Mr. Dyer** offered a motion that was seconded by **Mr. Gelardi** to grant a license. The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of License Application File Number 2013-00255 Tracy Williams, t/a Williams Home Improvement, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2013-00255
Tracy Williams, t/a Williams
Home Improvement

Applicant **Tracy Williams (Tracy Williams, t/a Williams Home Improvement)** and witness, **Danielle Williams** appeared at the IFF. **Danielle Williams** attended the Board meeting. Applicant Williams did not.

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

After discussion **Mr. Dyer** offered a motion that was seconded by **Mr. Gelardi** to grant a license. The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of License Application File Number 2013-00256 Jason Campbell Holmes, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2013-00256
Jason Campbell Holmes

Applicant **Jason Campbell Holmes** appeared at the IFF. **Holmes** attended the Board meeting.

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

After discussion **Mr. Gelardi** offered a motion that was seconded by **Mr. Pace** to grant a license. The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of License Application File Number 2013-00308 George Foster, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2013-00308
George Foster

Applicant **George Foster** appeared at the IFF. **Foster** attended the Board meeting.

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

After discussion **Mr. Dyer** offered a motion that was seconded by **Mr. Gelardi** to grant a license. The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of License Application File Number 2013-00310 Hutchison Sealing & Asphalt, Inc., the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2013-00310
Hutchison Sealing & Asphalt,
Inc.

Applicant **Michael J. Hutchinson (Hutchison Sealing & Asphalt, Inc.)** appeared at the IFF. **Hutchinson** attended the Board meeting.

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

After discussion **Mr. Oliver** offered a motion that was seconded by **Mr. Pace** to issue a license. The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of License Application File Number 2013-00311 Mark E. Orr, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2013-00311
Mark E. Orr

Applicant **Mark E. Orr** appeared at the IFF. Orr attended the Board meeting and he shared his disagreement with the recommendations.

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

After discussion **Mr. Vander Pol** offered a motion to reject the hearing officer’s recommendation and grant a license. The motion was seconded by **Mr. Gelardi**. The motion failed because of a tied vote. Members voting “Yes” were: **Chowdhuri, Gelardi, Murrow, Oliver, Smith and Vander Pol.** Members voting “No” were: **Dyer, Pace, Tomlin, Walker, Middleton and Walton**

After further discussion **Mr. Vander Pol** reentered a motion to grant a license it was seconded by **Mr. Oliver**. The motion passed by majority vote. Members voting “Yes” were: **Chowdhuri, Gelardi, Murrow, Oliver, Smith, Vander Pol, Walker and Walton.** Members voting “No” were: **Dyer, Middleton, Pace and Tomlin.**

In the matter of License Application File Number 2013-00312 Glenn O. Dunshee, II, t/a Green Renovations, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2013-00312
Glenn O. Dunshee, II, t/a
Green Renovations

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

Applicant **Glenn O. Dunshee, II** appeared at the IFF via telephone. Dunshee attended the Board meeting.

After discussion **Mr. Vander Pol** offered a motion that was seconded by **Mr. Pace** to grant a license. The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of License Application File Number 2013-00402 Applied Pressure, LLC the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2013-00402
Applied Pressure, LLC

Applicant **Sean Collins-Harris (Applied Pressure, LLC)** appeared at the IFF. Collins-Harris appeared at the Board meeting.

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

After discussion **Mr. Pace** offered a motion that was seconded by **Mr. Gelardi** to grant a license. The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of License Application File Number 2013-00538 Jonkelly Swartz, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2013-00538
Jonkelly Swartz

Applicant **Jonkelly Swartz** appeared at the IFF via telephone. **Swartz** attended the Board meeting.

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

After discussion **Mr. Gelardi** offered a motion that was seconded by **Mr. Pace** to grant a license. The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of License Application File Number 2012-00618 Kevin Wayne Kemplin, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF). Applicant **Kevin Wayne Kemplin** appeared at the IFF. **Kemplin** attended the Board meeting.

File Number
2012-00618
Kevin Wayne Kemplin

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

After discussion **Mr. Gelardi** offered a motion that was seconded by **Mr. Pace** to grant a license. The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

The Board took a break at 9:57 a.m. and returned at 10:15 a.m.

Break

Adrienne Mayo, Regulatory Boards Administrator presented the committee report from the Board for Contractors Committee.

Committee Report

The following is a summary and report of the meeting of the Committee of the Board for Contractors held on December 10, 2012. The items requiring Board action are marked with an asterisk (*).

Education Provider Applications*

The following applications for proposed education providers and courses were reviewed by the committee and their recommendations are as follows:

Name	Education	Type	Staff Recommendation	Code Disclaimer	Retroactive Approval Requested
Contracting Classes LLC (NEW)	Continuing	ELE in Classroom	Approval – 2 courses	Yes	Yes
Lewellyn Technology LLC (NEW)	Continuing and Vocational	ELE in Classroom	Approval – 2 courses	N/A	Yes

A motion was offered by **Mr. Gelardi** and seconded by **Mr. Pace** to approve the recommendations from the Committee. The Motion passed by unanimous vote: Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

Regulatory Review Updates*

In conformity with the Regulatory Reform Initiative of Executive Order 14 the Staff shared with the Committee sections of the regulations for review and amendment consideration. After review of the both the Board for Contractors Regulations and the Individual License and Certification Regulations, the Committee discussed amendments to present to the Board for review during its January 2013 meeting. A significant change among the Committee recommendations includes eliminating the continuing education requirement for plumbing, heating, ventilation and air conditioning and gas fitters. The Committee recommends the Board adopt the review of all their regulations for intended regulatory action.

After discussion **Mr. Walker** offered a motion that was seconded by **Mr. Gelardi** to adopt the Committee's recommendation regarding review of the regulations. The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

Examination Wavier Agreement – Maryland HVAC Board*

After consideration and discussion the Committee task staff to contact the Maryland HVAC Board to renegotiate the Examination Wavier Agreement. The existing agreement is to be honored during the renegotiations process.

After discussion **Mr. Gelardi** offered a motion that was seconded by **Mr. Dyer** to have Board staff contact the Maryland HVAC Board to renegotiate the Examination Waiver Agreement. The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

Eric L. Olson, Executive Director discussed the Board for Contractors Regulations that went into effect on December 1, 2012. Mr. Olson also briefed the Board on the examination process.

Other Board Business

In the matter of Disciplinary File Number 2012-01009, K & P Development, Inc. (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

File Number
2012-01009
K & P Development, Inc.

Sang Hyun Park, on behalf of **K & P Development, Inc. (Respondent)** appeared at the IFF. **Park** attended the Board meeting and shared his agreement with the recommendations.

The presiding Board representative **Mr. Giesen** 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. Gelardi** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **K & P Development, Inc.** violated the following sections of its Regulations:

Violations	February 1, 2006	
Count 1:	18 VAC 50-22-260 B 288	

The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

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

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

Sanctions		
Count 1:		\$500.00
	Total	\$500.00
<p>Revocation of the license for violation of Count 1, the Board voted to stay the imposition of license revocation and place K & P Development, Inc. on probation subject to the following conditions:</p> <ol style="list-style-type: none"> 1. K & P Development, Inc. shall provide evidence acceptable to the Board within 90 days of the effective date of this order that it has satisfied the outstanding judgment; 2. K & P Development’s failure to comply with the term of probation will result in the reinstatement of the revocation. 		

The motion passed by majority vote. Members voting “Yes” were: **Chowdhuri, Gelardi, Middleton, Murrow, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.** Members voting “No” were: **Oliver and Dyer.**

In the matter of Disciplinary File Number 2012-01103, JNE Contracting, Inc. (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

**File Number
 2012-01103
 JNE Contracting, Inc.**

JNE Contracting, Inc. (Respondent) did not appear at the IFF. **JNE Contracting, Inc.** did not attend the Board meeting in person or by counsel or by any other qualified representative.

The presiding Board representative **Mr. Giesen** 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. Gelardi** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **JNE Contracting, Inc.** violated the following sections of its Regulations:

Violations	February 1, 2006	
Count 1:	18 VAC 50-30-260 B 9	

The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

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

After discussion, **Mr. Dyer** offered a motion seconded by **Mr. Gelardi** to impose the following sanctions:

Sanctions		
Count 1:		\$ 350.00
Total		\$350.00

In addition, for violation of Count 1, the Board voted to require JNE Contracting, Inc. have a member of Responsible Management successfully complete a Board approved remedial education class within 90 (ninety) days of the effective date of this order. Failure to comply with the terms will result in the automatic imposition of license suspension.

The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of Disciplinary File Number 2012-01207, Ingrid Montano t/a Best Boys Design Builders LLC(Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding

File Number
2012-01207
Ingrid Montano t/a Best Boys

Conference (IFF), and the Summary and recommendation.

Ingrid Montano (Respondent) did not appear at the IFF in person or by counsel or by any other qualified representative. **Ingrid Montano** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Tina Gum (Complainant)** did not appear at the IFF or the Board meeting.

The presiding Board representative **Mr. Giesen** 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. Gelardi** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Ingrid Montano** violated the following sections of its Regulations:

Violations	February 1, 2006	
Count 1:	18 VAC 50-22-260 B 2	
Violations	September 1, 2001	
Count 2:	18 VAC 50-22-230 B	

The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

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

After discussion, **Mr. Dyer** offered a motion seconded by **Mr. Gelardi** to impose the following sanctions:

Sanctions		
Count 1:		\$900.00
Count 2:		\$600.00
Total		\$1,500.00

The Board also imposes the following sanctions:
Revocation of the license for violation of Counts 1 and 2.

The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri,**

Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.

In matter of the Disciplinary File Number 2012-01936, Edward Gaddy, II, t/a Edward's Roofing (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

**File Number
2012-01936
Edward Gaddy, II, t/a
Edward's Roofing**

Edward Gaddy, II (Respondent) did not appear at the IFF in person or by counsel or by any other qualified representative. **Hope Via (Complainant)** attended the IFF. Edward Gaddy, II did not appear at the Board meeting in person or by counsel or by any other qualified representative.

The presiding Board representatives **Mr. Giesen** 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. Gelardi** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Edward Gaddy, II** violated the following sections of its Regulations:

Violations	February 1, 2006
Count 1:	18 VAC 50-22-260 B 8
Count 2:	18 VAC 50-22-220 B 9
Count 3:	18 VAC 50-22-220 B 27
Count 4:	18 VAC 50-22-220 B 30

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

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

After discussion, **Mr. Dyer** offered a motion seconded by **Mr. Gelardi** to impose the following sanctions:

Sanctions		
Count 1:		\$350.00
Count 2:		\$350.00
Count 3:		\$ 650.00
Count 4:		\$600.00

Total		\$1,950.00
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In addition for violation of Count 2 , the Board voted to require Edward Gaddy, II have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days of the effective date of this order. Failure to comply with the terms will result in the automatic imposition of license suspension.

The Board voted to impose revocation of the license for violation of Counts 1, 3 and 4.

The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of Disciplinary File Number 2012-00879, Cornerstone Concrete & Construction, Inc. (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

**File Number
2012-00879
Cornerstone Concrete & Construction, Inc.**

Robert Heath Williams on behalf of **Cornerstone Concrete & Construction, Inc. (Respondent)** appeared at the IFF. **Cornerstone Concrete & Construction, Inc.** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

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

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Gelardi** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Cornerstone Concrete & Construction, Inc.** violated the following sections of its Regulations:

Violations	February 1, 2006	
Count 1:	18 VAC 50-22-260 B 9	
Count 2:	18 VAC 50-22-260 B 8	
Count 3:	18 VAC 50-22-26-0 B 6	

The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

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

After discussion, **Mr. Dyer** offered a motion seconded by **Mr. Gelardi** to impose the following sanctions:

Sanctions	
Count 1:	\$500.00
Count 2:	\$250.00
Count 3:	\$750.00
Total	\$1,500.00

In addition, for violation of Counts 1, 2 and 3, the Board voted to require **Cornerstone Concrete & Construction, Inc.** have a member of Responsible management successfully complete a Board-approved remedial education class within 90 (ninety) days of the order. Failure to comply with the terms will result in the automatic imposition of license suspension.

The motion passed by unanimous vote. Members voting “Yes” were **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of Disciplinary File Number 2012-01339, Billy Wayne Rhoton, t/a Rhoton and Son Heating and Cooling (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

**File Number
2012-01339
Billy Wayne Rhoton, t/a
Rhoton and Son Heating and
Cooling**

Billy Wayne Rhoton (Respondent) did not appear at the IFF. **Billy Wayne Rhoton** did not attend the Board meeting in person or by counsel or by any other qualified representative.

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

Board staff presented a handout (email to Rhoton Son, regarding Billy Wayne Rhoton; from Mr. Haughwout) to the Board members.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Gelardi** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Bill Wayne Rhoton** violated the following sections of its Regulations:

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

The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

Mr. Kinser the board hearing officers did not participate in the discussion and vote.

After discussion, **Mr. Dyer** offered a motion seconded by **Mr. Gelardi** to impose the following sanctions:

Sanctions		
Count 1:		\$500.00
Count 2:		\$1,000.00
Total		\$1,500.00
<p>In addition, for violation of Counts 1 and 2, the Board voted to require Billy Wayne Rhoton have a member of responsible Management successfully complete a Board-approved remedial education class within 90 days of the effective of the order.</p>		

The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of Disciplinary File Number 2012-02030, Carl Lee Sloppy (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

**File Number
2012-02030
Carl Lee Sloppy**

Carl Lee Sloppy (Respondent) and his attorney, **Derrick E. Rosser** appeared at the IFF. **Sloppy and Rosser** attended the Board meeting. Mr. Rosser agreed with some of the findings/recommendation and disagreed with parts.

The presiding Board representative **Mr. Kinser** 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. Gelardi** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and amend the Summary. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Carl Lee Sloppy** violated the following sections of its Regulations:

Violations		November 15, 2007
Count 1:	18 VAC 50-30-190 5 (33 violations)	
Count 2:	18 VAC 50-30-190 5 (28 violations)	

The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

Mr. Kinser the board hearing officer did not participate in the discussion and vote.

After discussion, **Mr. Oliver** offered a motion seconded by **Mr. Gelardi** to impose the following amended sanctions:

Sanctions		
Count 1:		\$1,650.00 (\$50.00 for each violations)
Count 2:		\$2,800.00 (\$1,000.00 for each violations)
Count 3:		\$0.00
Total		\$4,450.00

In addition, for violation of Count 2, the recommends that Sloppy’s license be suspended for two (2) years. The Board voted to stay imposition of the suspension and place Sloppy on probation for two (2) years on the following conditions:

1. Sloppy shall present evidence acceptable to the Board that he has successfully completed a Board-approved remedial education class within 90 days of the effective date of this order.
2. Sloppy shall not violate any laws or regulations of the Board during his probation.
- 3.

If Sloppy fails to comply with the terms of the probation, then the license suspension specified above shall be imposed.

The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of Disciplinary File Number 2011-04777, First Colonial Builders, Inc. (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

Leo Perk, attorney for First Colonial Builders, Inc. (Respondent) appeared at the

**File Number
 2011-04777
 First Colonial Builders, Inc.**

IFF. **First Colonial Builders, Inc.** did not attend the Board meeting in person or by counsel or by any other qualified representative.

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. Oliver** and seconded by **Mr. Dyer** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **First Colonial Builders, Inc.** violated the following sections of its Regulations:

Violations	September 1, 2001
Count 1:	18 VAC 50-22-260 B 31

The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

Mr. Redifer the board hearing officer was not present did not participate in the discussion and vote.

Mrs. Clay shared with the Board that there were prior disciplinary actions.

Board staff presented a handout (letter, marked as Board Exhibit 1, to Mr. Redifer from Leo Perk, P.C.) to the Board members.

After discussion, **Mr. Oliver** offered a motion seconded by **Mr. Gelardi** to impose the following sanctions:

Sanctions		
Count 1:		\$500.00
Total		\$500.00

The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of Disciplinary File Number 2012-01742, Culver Design Build, Inc. (Respondent). This case was continued, prior to this meeting, to the Board’s next scheduled meeting (January 29, 2013).

File Number
2012-01742
Culver Design Build, Inc.

In the matter of Disciplinary File Number 2011-04642, Robert R. Egan, II, t/a An Hones Hand Construction (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

**File Number
2011-04642
Robert R. Egan, II, t/a An
Honest Hand Construction**

Robert R. Egan, II, t/a An Honest Hand Construction (Respondent) did appear at the IFF. **Robert R. Egan, II** attended the Board meeting and shared his agreement with the recommendations. **Etta I. Shaw (Complainant)** attended the IFF.

The presiding Board representative **Mr. Smith** 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 Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Robert Egan, II** violated the following sections of its Regulations:

Violations	February 1, 2006
Count 1:	18 VAC 50-22-260 B 9
Count 2:	18 VAC 50-22-260 B 6

The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Tomlin, Vander Pol, Walker and Walton.**

The Board’s hearing officer **Mr. Smith** did not vote and did not participate in the discussion.

After discussion, **Mr. Dyer** offered a motion seconded by **Mr. Oliver** to impose the following sanctions:

Sanctions	
Count 1:	\$600.00
Count 2:	\$850.00
Total	\$1,450.00

The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Tomlin, Vander Pol, Walker and Walton.**

In the matter of Disciplinary File Number 2012-00269, Joann Marie Stanley t/a Triangle Paving (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

**File Number
2012-00269
Joann Stanley t/a Triangle
Paving**

Joann Stanley, t/a Triangle Paving (Respondent) did not appear at the IFF. **Joann Stanley** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

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

Mr. Oliver recused himself.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Gelardi** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Joann Stanley**, violated the following sections of its Regulations:

Violations	February 1, 2006
Count 1:	18 VAC 50-22-260 B 22
Count 2:	18 VAC 50-22-260 B 23

The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Pace, Tomlin, Vander Pol, Walker and Walton.**

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

Mr. Oliver recused himself.

After discussion, **Mr. Dyer** offered a motion seconded by **Mr. Gelardi** to impose the following sanctions:

Sanctions		
Count 2:		\$200.00
<hr/>		
Total		\$200.00

In addition for violation of Count 1 and 2 the Board voted to require **Joann Stanley** have

a member of responsible Management successfully complete a Board-approved remedial education class within 90 days of the effective of the order. Failure to comply with the terms will result in the automatic imposition of license suspension.

The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Pace, Tomlin, Vander Pol, Walker and Walton.**

In the matter of Disciplinary File Number 2012-01158, Eldrick Nelson, Maurice Wiggins, Nathane Graham, t/a Inspirations Home Repair and Improvement (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

**File Number
2012-01158
Eldrick Nelson, Maurice Wiggins, Nathane Graham, t/a Inspirations Home Repair and Improvement**

Eldrick Nelson for Eldrick Nelson, Maurice Wiggins, Nathane Graham, t/a Inspirations Home Repair and Improvement (Respondent) appeared at the IFF. **Eldrick Nelson** attended the Board meeting.

The presiding Board representative **Mr. Smith** 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. Gelardi** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Eldrick Nelson, Maurice Wiggins, Nathane Graham, t/a Inspirations Home Repair and Improvement** violated the following sections of its Regulations:

Violations	February 1, 2006	
Count 1:	18 VAC 50-22-260 B 27	

The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Tomlin, Vander Pol, Walker and Walton.**

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

After discussion, **Mr. Dyer** offered a motion seconded by **Mr. Gelardi** to impose the following sanctions:

Sanctions		
Count 1:		\$200.00
Total		\$200.00

In addition, for violation of Count 1, the Board voted to require **Eldrick Nelson, Maurice Wiggins, Nathane Graham, t/a Inspirations Home Repair and Improvement** have a member of responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days of the effective of the order. Failure to comply with the terms will result in the automatic imposition of license suspension.

The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Tomlin, Vander Pol, Walker and Walton.**

In the matter of Disciplinary File Number 2012-02421, Corbin Prydwen, t/a Prydwen enterprises (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

**File Number
2012-02421
Corbin Prydwen, t/a
Prydwen Enterprises**

Corbin Prydwen (Respondent) attended the Board meeting and shared his disagreement with the findings/recommendations because Prydewen did not receive the notification of meeting due to an address change while he was out of the country.

The presiding Board representatives **Mr. Smith and Mr. Kinser** were 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. Gelardi** to refer this case to an Informal Fact Finding Conference (IFF).

The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Tomlin, Vander Pol, Walker and Walton.**

In the matter of Disciplinary File Number 2012-01734, Cornerstone Concrete & Construction, Inc. (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

**File Number
2012-01734
Cornerstone Concrete &
Construction, Inc.**

Robert Williams on behalf of **Cornerstone Concrete & Construction, Inc. (Respondent)** appeared at the IFF. **Cornerstone Concrete & Construction, Inc.** did not attend the Board meeting in person or by counsel or by any other qualified representative.

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

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Gelardi** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Cornerstone Concrete & Construction, Inc.** violated the following sections of its Regulations:

Violations	February 1, 2006
Count 1:	18 VAC 50-22-260 B 9
Count 2:	18 VAC 50-22-260 B 8
Count 3:	18 VAC 50-22-260 B 6

The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

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

After discussion, **Mr. Dyer** offered a motion seconded by **Mr. Gelardi** to impose the following sanctions:

Sanctions		
Count 1:		\$500.00
Count 2:		\$250.00
Count 3:		\$750.00
Total		\$1,500.00

In addition, for violation of Counts 1, 2 and 3, the Board voted to require **Cornerstone Concrete & Construction, Inc.** have a member of responsible Management successfully complete a Board-approved remedial education class within 90 days of the effective of the order. Failure to comply with the terms will result in the automatic imposition of license suspension.

The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of Disciplinary File Number 2012-00184, Daydream Design, Inc. (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

File Number
2012-00184
Daydream Design, Inc.

Daydream Design, Inc. (Respondent) did not appear at the IFF in person or by counsel or by any other qualified representative.

Daydream Design, Inc. did not attend the Board meeting in person or by counsel or by any other qualified representative. **David Personette (Complainant)** attended the IFF.

The presiding Board representative **Mr. Vander Pol** 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. Gelardi** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Daydream Design, Inc.**, violated the following sections of its Regulations:

Violations	February 1, 2006
Count 1:	18 VAC 50-22-260 B 8
Count 3:	18 VAC 50-22-260 B 28
Count 4:	18 VAC 50-22-260 B 13

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

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

Mrs. Clay stated corrections on page 6188 of the Report of Findings, second paragraph, should state the year 2009.

After discussion, **Mr. Oliver** offered a motion seconded by **Mr. Dyer** to impose the following sanctions:

Sanctions	
Count 1:	\$1,500.00
Count 3:	\$1,000.00
Count 4:	\$1,00.00
Total	\$3,500.00

The Board also imposes the following sanctions:
 Revocation of the license for violation of Counts 3 and 4.

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

In the matter of Disciplinary File Number 2012-02267, Barry W. Carpenter, t/a B C Construction (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

**File Number
 2012-02267
 Barry W. Carpenter, t/a
 B C Construction**

Lamar Garren, respondent’s attorney and **Barry W. Carpenter (Respondent)** attended the IFF. **Barry W. Carpenter, t/a B C Construction** did not attend the Board meeting in person or by counsel or by any other qualified representative.

The presiding Board representative **Mr. Vander Pol** 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. Gelardi** to adopt the Report of Findings, this contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Barry W. Carpenter**, violated the following sections of its Regulations:

Violations	February 1, 2006	
Count 1:	18 VAC 50-22-260 B 18	
Count 3:	18 VAC 50-22-260 B 22	
Count 4:	18 VAC 50-22-260 B 23	

The motion passed by majority vote. Members voting “Yes” were **Chowdhuri, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Walker and Walton.** Member voting “No” was **Mr. Dyer**

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

After discussion, **Mr. Oliver** offered a motion seconded by **Mr. Gelardi** to impose the following sanctions:

Sanctions		
Count 1:		\$500.00
Total		\$500.00

In addition, for violation of Count 1, 3 and 4, the Board voted to require **Barry w. Carpenter** have a member of responsible Management successfully complete a Board-approved remedial education class within 90 days of the effective of the order. Failure to comply with the terms will result in the automatic imposition of license suspension.

The Board also imposed the following sanctions:
 As to Count 2, the board closes this aspect of the file with a finding of no violation.

The motion passed by majority vote. Members voting “Yes” were: **Chowdhuri, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Walker and Walton.** Member voting “No” was **Mr. Dyer.**

In the matter of Disciplinary File Number 2012-02851, Old Richmond Exteriors, LLC (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

**File Number
 2012-02851
 Old Richmond Exteriors,
 LLC**

Old Richmond Exteriors, LLC (Respondent) did not appear at the IFF. **Old Richmond Exteriors, LCC (Respondent)** did not attend the Board meeting in person or by counsel or by any other qualified representative. **Joseph and Carole Welsh (Complainants)** attended the IFF.

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

After further discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Gelardi** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Old Richmond Exteriors, LLC** violated the following sections of its Regulations:

Violations	February 1, 2006	
Count 1:	18 VAC 50-22-260 B 9	
Count 2:	18 VAC 50-22-260 B 17	
Count 3:	18 VAC 50-22-260 B 12	
Count 4:	18 VAC 50-22-260 B 28	3 violations
Count 5:	18 VAC 50-22-260 B 2	2 violations

The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri,**

Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Walker and Walton.

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

After discussion, **Mr. Dyer** offered a motion seconded by **Mr. Gelardi** to impose the following sanctions:

Sanctions		
Count 1:		\$500.00
Count 2:		\$500.00
Count 3:		\$500.00
Count 4:		\$1,500.00 3 violations @ \$500.00 each
Count 5:		\$1,000.00 2 violations @ \$500.00 each
Total		\$4,000.00

The Board also imposed revocation of the license for violation of Counts 2, 3, 4 and 5.

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

In the matter of Disciplinary File Number 2011-04748, Classic touch Unlimited, Inc. (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

**File Number
2011-04748
Classic Touch
Unlimited, Inc.**

Classic Touch Unlimited, Inc. (Respondent) did not attend the IFF in person or by counsel or by any other qualified representative. **Gene Crandle** on behalf of **Classic Touch Unlimited, Inc. (Respondent)** attended the Board meeting. **Jeffrey and Regina Bullion (Complainants)** attended the IFF.

The presiding Board representative **Mr. Walker** 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. Walton** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Classic touch Unlimited, Inc.**, violated the following sections of its Regulations:

Violations	September 1, 2001	
Count 4:	18 VAC 50-22-230 B	

The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, and Walton.**

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

After discussion, **Mr. Walton** offered a motion seconded by **Mr. Gelardi** to impose the following amended sanctions:

Sanctions		
Count 4:		\$500.00
Total		\$500.00

As to the monetary penalties imposed for violation of Count 4, the Board found that the nature of the violation did not arise to the penalty recommended and in turn lowered the penalty.

In addition, for violation of Count 4, the Board voted to require Classic touch Unlimited, Inc. have a member of Responsible Management successfully complete a Board approved remedial education class within 90 (ninety) days of the effective date of this order. Failure to comply with the terms will result the automatic imposition of license suspension.

As to Count 1, 2 and 3, the Board closes these aspects of the file with a finding of no violations.

The motion passed by majority vote. Members voting “Yes” were: **Chowdhuri, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, and Walton.** Member voting “No” was Mr. Dyer.

In the matter of Consent Order File Number 2012-02582 Board v. Ruben’s Handy Man Services, Inc.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
 2012-02582
 Ruben’s Handy Man
 Services, Inc.**

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

Count 1:	18 VAC 50-22-260 B 15	\$ 0.00
Board Costs		\$ 150.00
Total		\$ 150.00
In addition for violation of Count 1, Ruben's Handy Man Services, Inc. agrees to revocation of its license.		

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

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

In the matter of Consent Order File Number 2012-02064 Board v. Scott A. Lewis, t/a Better Built Construction; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2012-02064
Scott A. Lewis, t/a
Better Built Construction

Scott A Lewis acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 9	\$ 350.00
Count 2:	18 VAC 50-22-260 B 8	\$ 350.00
Count 3:	18 VAC 50-22-260 B 31	\$ 400.00
Count 4:	18 VAC 50-22-260 N 15	\$ 1,550.00
Board Costs		\$ 150.00
Total		\$ 2,800.00
In addition for violation of Counts 1, 2, 3 and 4, Scott A. Lewis agrees to have a member of responsible management successfully complete a Board approved remedial education class.		

Upon a motion by **Mr. Dyer** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting "Yes" were: **Chowdhuri, Dyer, Gelardi, Middleton, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

The presiding Board representative **Mr. Murrow** did not vote.

In the matter of Consent Order File Number 2012-02112 Board v. International Meridian Technical Services LLC, t/a Alexandria Consulting Group; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of

File Number
2012-02112
International Meridian

Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**Technical Services LLC, t/a
 Alexandria Consulting
 Group**

International Meridian Technical Services LLC, t/a Alexandria Consulting Group acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 6 (3 violations at \$750.00 each)	\$2,250.00
Count 2:	18 VAC 50-22-260 B 29 (4 violations at \$500.00 each)	\$2,000.00
Board Costs		\$ 150.00
Total		\$4,400.00

For violation of Count 1, **International Meridian Technical Services LLC, t/a Alexandria Consulting Group** agrees to revocation of its license.

In addition, the Board shall waive imposition of the \$2,250.00 monetary penalty and license revocation for Count 1 provided **International Meridian Technical Services LLC** provides proof that the subcontractors discussed therein have been paid in full. Also, **International Meridian Technical Services LLC** agrees to probation. See order for additional details.

Upon a motion by **Mr. Dyer** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of Consent Order File Number 2012-02279 Board v. Living Water design & Build; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
 2012-02279
 Living Water Design & Build**

Living Water Design & Build acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 9	\$350.00
Count 2;	18 VAC 50-22-260 B 31	\$400.00
Count 3:	18 VAC 50-22-260 B 6	\$350.00
Board Costs		\$150.00

Total	\$1,250.00
<p>In addition, the Board shall waive imposition of the \$350.00 monetary penalty for Count 1 provided Living Water Design & Build provides a copy of its current contract within ninety (90) days of the effective date of this order. The contract must be in compliance with Board Regulation 18 VAC 50-22-260 B 9. If Living Water Design & Build fails to comply with this condition, then the full monetary penalty will be automatically imposed.</p> <p>Further, for violation of Counts 1, 2 and 3, Living Water Design & Build agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.</p>	

Upon a motion by **Mr. Dyer** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of Consent Order File Number 2012-02522 Board v. New Phases G C Services LLC; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
 2012-02522
 New Phases G C
 Services LLC**

New Phases g C Services LLC acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-230 B	\$ 600.00
Count 2:	18 VAC 50-22-260 B 31	\$1,000.00
Board Costs		\$ 150.00
Total		\$1,750.00
<p>Further, for violation of Count 2, New Phases G C Services LLC agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.</p>		

Upon a motion by **Mr. Dyer** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of Consent Order File Number 2012-02529 Board v. R L Beyer Construction Co., Inc.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the

**File Number
 2012-02529
 R L Beyer Construction**

regulatory and/or statutory issues in this matter.

Co., Inc.

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

Count 1:	18 VAC 50-22-260 B 29 (10 violations: 5 at \$50.00 each; 1 at \$0.00; 2 at \$1,000.00 and 2 at \$500.00)	\$1,450.00
Board Costs		\$150.00
Total		\$1,600.00
Further for violation of Count 1, R L Beyer Construction Co., Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Dyer** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of Consent Order File Number 2012-02622 Board v. Transit Home Improvement LLC; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
 2012-02622
 Transit Home
 Improvement LLC**

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

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

Upon a motion by **Mr. Dyer** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of Consent Order File Number 2012-02696 Board v. Richard K. Black, Sr., t/a 3 Generations Home Improvement; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2012-02696
Richard K. Black, Sr.
t/a 3 Generations Home
Improvement**

Richard K. Black, Sr., t/a 3 Generations Home Improvement acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260.B 17	\$350.00
Board Costs		\$150.00
Total		\$500.00
Further for violation of Count 1, Richard K. Black, Sr., t/a 3 Generations Home Improvement agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

In the matter of Consent Order File Number 2012-02747 Board v. RHR LLC; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2012-02747
RHR LLC**

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

Count 1:	18 VAC 50-22-260 B 9	\$ 350.00
Count 2:	18 VAC 50-22-260 B 31	\$1,200.00
Board Costs		\$ 150.00
Total		\$1,700.00
Further for violation of Count 1, RHR LLC agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

In the matter of Consent Order File Number 2012-02913 Board v. Joseph M. Hayes, Jr., t/a Macks Construction; the Board reviewed the Consent Order.

Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number

2012-02913

**Joseph M. Hayes, Jr.
t/a Macks Construction**

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

Count 1:	18 VAC 50-22-260 B 30	\$ 1,200.00
Board Costs		\$ 150.00
Total		\$ 1,350.00
In addition, the Board shall waive \$400.00 of the monetary penalty for Count 1 provided a member of Responsible Management of Joseph M. Hayes, Jr. successfully remedial education. If a member of Responsible Management fails to comply with this condition, then the full monetary penalty will be automatically imposed.		

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

In the matter of Consent Order File Number 2012-02966 Board v. J Davis Inc.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number

2012-02966

J Davis Inc.

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

Count 1:	18 VAC 50-22-260 B 8	\$ 350.00
Count 2:	18 VAC 50-22-260 B 6	\$ 500.00
Board Costs		\$ 150.00
Total		\$1,000.00
In addition, the Board shall waive imposition of the \$350.00 monetary penalty for Count 1 provided a member of Responsible Management of J Davis Inc. successfully complete remedial education. If a member of Responsible Management fails to comply with this condition, then the full monetary penalty will be automatically imposed		

Upon a motion by **Mr. Dyer** seconded by **Mr. Gelardi**, the Board ratified the Consent

Order with a unanimous vote: Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of Consent Order File Number 2012-02979 Board v. Rich Payne Construction LLC; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
 2012-02979
 Rick Payne Construction
 LLC**

Rick Payne Construction acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$ 350.00
Count 2:	18 VAC 50-22-260 B 27	\$ 650.00
Count 3:	18 VAC 50-22-260 B 6 (2 violations at \$750.00 each)	\$ 1,500.00
Board Costs		\$ 150.00
Total		\$2,650.00

In addition, for violation of Counts 2 and 3, Rick Payne Construction LLC agrees to a two (2) year probation of its license as of the effective date of this order. During this two (2) year probation, Rick Payne Construction LLC agrees to not be in violation of any regulations of the Board for Contractors for transactions occurring after the effective date of this order.

If any terms of this probation is violated, then the license of Rick Payne Construction LLC shall be revoked.

Upon a motion by **Mr. Dyer** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of Consent Order File Number 2012-03161 Board v. Purdy Insulation Specialist & Window Co LLC; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
 2012-03161
 Purdy Insulation Specialist
 & Window Co LLC**

Purdy Insulation Specialist & Window Co LLC acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and

consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 27	\$ 400.00
Board Costs		\$ 150.00
Total		\$ 550.00
It is noted that a member of Responsible Management for Purdy Insulation Specialist & Window Co LLC is required to complete remedial education pursuant to the terms of the Consent Order regarding Companion File No. 2012-03314.		

Upon a motion by **Mr. Dyer** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of Consent Order File Number 2012-03188 Board v. OTTE LLC; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2012-03188
OTTE LLC

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

Count 1:	18 VAC 50-22-260 B 8	\$ 350.00
Count 2:	18 VAC 50-22-260 B 29	\$ 500.00
Board Costs		\$ 150.00
Total		\$ 1,000.00
In addition for violation of Count 1 - 2, OTTE LLC agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Dyer** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of Consent Order File Number 2012-03246 Board v. Integrity II Home Improvements, Inc.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2012-03246
Integrity II Home
Improvements, Inc.

Integrity II Home Improvements, Inc. acknowledges an understanding of the charges

and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 6	\$ 750.00
Count 2:	18 VAC 50-22-260 B 28 (5 violations at \$1,850.00 each)	\$ 9,250.00
Board Costs		\$ 150.00
Total		\$ 10,150.00

In addition for violation of Count 2, **Integrity II Home Improvements, Inc.** agrees to revocation of its license.

The Board shall waive imposition of the \$9,250.00 monetary penalty and license revocation for Count 2 provided Integrity II Home Improvements, Inc. satisfies the judgments and provides the Board with proof of the satisfactions within ninety (90) days of the effective date of this order. If Integrity II Home Improvements, Inc. fails to comply with these conditions, then the full monetary penalty and license revocation will be automatically imposed.

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

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

In the matter of Consent Order File Number 2012-03314 Board v. Purdy Insulation Specialist & Window Co LLC; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2012-03314
Purdy Insulation Specialist & Window Co LLC

Purdy Insulation Specialist & Window Co LLC acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$ 200.00
Count 2:	18 VAC 50-22-260 B 9	\$ 350.00
Count 3:	18 VAC 50-22-260 B 27	\$ 600.00
Count 4:	18 VAC 50-22-260 B 27	\$ 600.00
Board Costs		\$ 150.00

Total	\$ 1,900.00
<p>In addition, the Board shall waive imposition of the \$350.00 monetary penalty for Count 2 provided Purdy Insulation Specialist & Window Co., LLC provides a copy of its current contract within ninety (90) days of the effective date of this order. The contract must be in compliance with Board Regulation 18 VAC 50-22-260 B 9. If Purdy Insulation Specialist & Window Co, LLC fails to comply with this condition, then the full monetary penalty will e automatically imposed.</p> <p>Further for violation of Counts 1, 2, 3 and 4, Purdy Insulation Specialist & Window Co LLC agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.</p>	

Upon a motion by **Mr. Dyer** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of Consent Order File Number 2012-03596 Board v. Big Dog Builders, Inc.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2012-03596
Big Dog Builders, Inc.

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

Count 1:	18 VAC 50-22-260 B 27	\$ 650.00
Count 2:	18 VAC 50-22-220 C	\$ 0.00
Board Costs		\$ 150.00
Total		\$ 800.00
<p>In addition, for violation of Counts 1 and 2, Big Dog Builders, Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.</p>		

Upon a motion by **Mr. Dyer** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

In the matter of Consent Order File Number 2012-03609 Board v. Albert Newby, Jr.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the

File Number
2012-03609

Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

Albert Newby, Jr.

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

Count 1:	18 VAC 50-22-260 B 18	\$ 750.00
Board Costs		\$ 150.00
Total		\$ 900.00

Albert Newby, Jr. agrees to have a member of responsible Management successfully complete a board-approved remedial education class.

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

In the matter of Consent Order File Number 2013-00193 Board v. Air Pro Inc. the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2013-00193
Air Pro Inc.

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

Count 1:	18 VAC 50-22-260 B 27 (two violations at \$500.00 each)	\$ 1,000.00
Count 2:	18 VAC 50-22-260 B 18	\$ 800.00
Board Costs		\$ 150.00
Total		\$ 1,950.00

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

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

In the matter of Consent Order File Number 2012-00469 Board v. Colony Manor Homes the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2012-00469
Colony Manor Homes

Colony Manor Homes acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 2	\$ 300.00
Board Costs		\$ 150.00
Total		\$ 450.00

In addition, for violation of Count 1, Colony Manor Homes agrees to terminate its license.

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

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

The presiding Board representative **Mr. Oliver** did not vote.

In the matter of Consent Order File Number 2012-02760 Board v. Carpet Man, Inc., t/a CMI Design Studio; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2012-02760
Carpet Man, Inc., t/a
CMI Design Studio

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

Count 1:	18 VAC 50-22-260 B 8	\$ 350.00
Count 2:	18 VAC 50-22-260 B 27	\$ 650.00
Board Costs		\$ 150.00
Total		\$ 1,150.00

In addition, for violation of Count 2, **Carpet Man, Inc.** agrees to a one (1) year probation of its license as of the effective date of this order. During this one (1) year probation, Carpet Man, Inc. agrees

to not be in violation of any regulations of the Board for Contractors for transactions occurring after the effective date of this order.

If Carpet Man, Inc. violates any terms of this probation, its license shall be automatically suspended until such time as there is complete satisfactory compliance.

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

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

The presiding Board representative **Mr. Oliver** did not vote.

In the matter of Consent Order File Number 2012-03653 Board v. Compain and Compain LLC, t/a Indoor Air Quality Medics; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2012-03653
Compain and Compain LLC,
t/a Indoor Air Quality
Medics**

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

Count 1:	18 VAC 50-22-260 B 2	\$1,000.00
Board Costs		\$ 150.00
Total		\$ 1,150.00

It is noted that a member of Responsible Management completed education in July 2011 pursuant to initial licensure; accordingly, no remedial education is imposed in this matter.

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

The presiding Board representative **Mr. Oliver** did not vote.

In the matter of Consent Order File Number 2012-03123 Board v. Charlie J. Richardson, Jr., t/a Richardson contracting Co.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

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

File Number
2012-03123
Charlie J. Richardson, Jr.
t/a Richardson
Contracting Co.

Count 1:	18 VAC 50-22-260 B 18	\$ 400.00
Board Costs		\$ 150.00
Total		\$ 550.00
Further for violation of Count 1, Charlie J. Richardson, Jr. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Dyer** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting "Yes" were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Tomlin, Vander Pol, Walker and Walton.**

The presiding Board representative **Mr. Smith** did not vote.

In the matter of Consent Order File Number 2012-01043 Board v. Certainly Remodeling LLC; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2012-01043
Certainly Remodeling LLC

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

Count 1:	18 VAC 50-22-260 B 15	\$ 2,500.00
Count 2:	18 VAC 50-22-260 B 16	\$ 2,500.00
Count 3:	18 VAC 50-22-260 B 13	\$ 2,500.00
Board Costs		\$ 150.00
Total		\$ 7,650.00

In addition, for violation of Counts 1 to 3, **Certainly Remodeling LLC** agrees to have to revocation of its license.

Further, the Board shall waive imposition of the \$2,500.00 monetary penalty for Count 1, the \$2,500.00 monetary penalty for Count 2 and the \$2,500.00 monetary penalty for Count 3 provided **Certainly Remodeling LLC** reimburses \$4,654.09 to **Delores C. Grant** and provides the Board with proof of the payment within ninety (90) days of the effective date of this order. If **Certainly Remodeling LLC** fails to comply with these

conditions, then the full monetary penalty for Counts 1 -3 will be automatically imposed.

Upon a motion by **Mr. Dyer** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol and Walton.**

The presiding Board representative **Mr. Walker** did not vote.

In the matter of Consent Order File Number 2012-02680 Board v. Jason J. Rowlands, t/a Reliable Home Services; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2012-02680
Jason J. Rowlands, t/a
Reliable Home Services

Jason J. Rowlands acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$350.00
Count 2:	18 VAC 50-22-260 B 9	\$500.00
Count 3:	18 VAC 50-22-260 B 31	\$200.00
Count 4:	18 VAC 50-22-260 B 15	\$1,550.00
Count 5:	18 VAC 50-22-260 B 16	\$1,000.00
Count 6:	18 VAC 50-22-260 B 27	\$800.00
Board Costs		\$150.00
Total		\$4,550.00

In addition, for violation of Count 5, **Jason J. Rowlands** agrees to revocation of his license.

Further, the Board shall waive imposition of license revocation for Count 5 provided Jason J. Rowlands reimburses \$2,600.00 to Kenneth Jones and provides the Board with proof of the payment within ninety (90) days of the effective date of this order. If Jason J. Rowlands fails to comply with these conditions, then license revocation will be automatically imposed.

Further for violation of Counts 1, 2 and 6, **Jason J. Rowlands** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Dyer** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol and Walker.**

The presiding Board representative **Mr. Walton** did not vote.

Upon a motion by **Mr. Gelardi** seconded by **Mr. Pace**, the Board reopen public comment period. The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

Reopen Public Comment Period

Linwood Rhodes, Jr. of Lin’s Electric Company had several question regarding his company. Since his questions were not related to public comments, the Board Chairman, referred him to a Board for Contractors staff member for assistance.

The next Board meeting will be January 29th, 2013.

Next Board meeting

The Board Chair asked all members to be certain to complete their Conflict of Interest Forms and Travel Vouchers and turn them in to Karen Bullock prior to leaving the meeting.

Paperwork

There being no further business to come before the Board, the meeting was adjourned at **11:05 p.m.** upon a motion by **Mr. Gelardi** and seconded by **Mr. Smith.**

Adjournment

The motion passed with a unanimous vote: Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Middleton, Murrow, Oliver, Pace, Smith, Tomlin, Vander Pol, Walker and Walton.**

E.G. Middleton, III, Chairman

Gordon N. Dixon, Secretary