

BOARD FOR CONTRACTORS BOARD MEETING

Draft MINUTES

The Board for Contractors met on Tuesday, April 12, 2016 at the Department of Professional and Occupational Regulation (DPOR), 9960 Mayland Drive, Richmond, Virginia. The members indicated below were present. Each of the other members present was qualified to vote, except where a specific reason for disqualification is stated. There are 15 members on this board, in which eight constitutes a quorum pursuant to §54.1-1102.

Vance Ayres
Goutam Chowdhuri
Herbert “Jack” Dyer, Jr., Chair
Jeffery Hux
James Oliver, Vice Chair
Gene E Magruder
E. C. “Chick Pace, III,
Michael D. Redifer
Troy Smith, Jr.
Jason Curtis “Jake” Trenary

Board members absent from the meeting: Bailey Dowdy, David Giesen, John O’Dell, Jeffrey Shawn Mitchell and E. G. “Rudy” Middleton.

Staff members present for all or part of the meeting was:

Jay DeBoer, Director
Mark Courtney, Sr. Director for Regulatory & Public Affairs
Eric L. Olson, Executive Director
Anika Coleman, Regulatory Boards Administrator
Adrienne Mayo, Regulatory Boards Administrator
Sheila Watkins, Administrative Assistant/Compliance
Jacqueline Harris, Administrative Assistant/Compliance Specialist
Wendy Duncan, Education Specialist
Elizabeth Peay, Board Counsel

Vice- Chairman Oliver called the meeting to order at 9:10 a.m. He declared a quorum of board was in attendance.

Call
To Order

A motion was made by **Mr. Oliver** and seconded by **Mr. Trenary** to approve the agenda as written. The motion passed unanimously. Members voting “Yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

Approval of
the Agenda

Mr. Oliver moved to approve the March 1, 2016 minutes as written: **Mr. Trenary** seconded the motion which was unanimously approved by members: were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

Approval of
Minutes

There were no public comments.

Public
Comment
Period

Eric Olson introduced the Board’s New Board Administrator. Her name is **Anika Coleman** and she joined our staff on April 11, 2016.

Staff
Introduction

In the matter of Recovery Fund File Number 2016-00897, Tiffany & Shannon Shonebarger, (Claimants) vs. My Builder, Inc., (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **My Builder, Inc., (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. The **(Claimants) did not** attend the Board meeting in person or by counsel or by any other qualified representative.

File Number
2016-00897
Tiffany and
Shannon
Shonebarger
(Claimant)
Vs.
My Builder,
Inc.
(Regulant)

This is a Prima Facie case.

After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Pace** to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and adopts the Recommendation. The Claim Review and Recommendation are incorporated as a part of the Order. The board finds substantial evidence that the Claim does meet the statutory provisions for reimbursement in the amount of \$13,942.40. Pursuant to 54.1123(B), payments may be reduced on a prorated basis based upon the number of claims received. The motion passed by a unanimous vote. Members voting “Yes” were: were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

In the matter of Recovery Fund File Number 2016-01458, Grace Tanner, (Claimant) vs. Pavie Contracting LLC, (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **Lewis Construction LLC, (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. The **(Claimant) did not** attend the Board meeting in person or by counsel or by any other qualified representative.

File Number
2016-01458
Grace
Tanner
(Claimant)
and Lewis
Construction
LLC
(Regulant)

This is a Prima Facie case.

After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Pace** to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and adopts the Recommendation. The Claim Review and Recommendation are incorporated as a part of the Order. The board finds substantial evidence that the Claim does meet the statutory provisions for reimbursement in the amount of \$11,440.00. Pursuant to 54.1123(B), payments may be reduced on a prorated basis based upon the number of claims received. The motion passed by a unanimous vote. Members voting “Yes” were: were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

In the matter of Recovery Fund File Number 2016-01692, Michael and Connie Johnson, (Claimant) vs. L & L General Contractors, (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **L & L General Contractors, (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. The **(Claimant) Michael Johnson did** attend the Board meeting in person.

File Number
2016-01692
Michael and
Connie
Johnson
(Claimant)
and L & L
General
Contractors
(Regulant)

This is a Prima Facie case.

After discussion led by Mr. Dyer, a motion was made by **Mr. Oliver** and seconded by **Mr. Trenary** to remand the case back to staff in order to conduct an Informal Fact Finding Conference. The motion passed by a unanimous vote. Members voting “Yes” were: were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

In the matter of Recovery Fund File Number 2016-01947, Terence & Alicia Cassell, (Claimant) vs. Class A Builders LLC, (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **Class A Builders LLCX, (Regulant)** did not appear at the Board

File Number
2016-01947
Terence &
Alicia

meeting in person or by counsel or by any other qualified representative. The **(Claimant)** **did not** attend the Board meeting in person or by counsel or by any other qualified representative.

This is a Prima Facie case.

After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Hux** to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and adopts the Recommendation. The Claim Review and Recommendation are incorporated as a part of the Order. The board finds substantial evidence that the Claim does meet the statutory provisions for reimbursement in the amount of \$20,000.00. Pursuant to 54.1123(B), payments may be reduced on a prorated basis based upon the number of claims received. The motion passed by a unanimous vote. Members voting "Yes" were: were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O'Dell, Middleton and were absent.**

Cassell
(Claimant)
Class A
Builders
LLC
(Regulant)

In the matter of Recovery Fund File Number 2016-02104, Michelle Northrop, (Claimant) vs. Robert D. Castillo, (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **Robert D. Castillo, (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. The **(Claimant)** **did not** attend the Board meeting in person or by counsel or by any other qualified representative.

File Number
2016-02104
Michelle
Northrop
(Claimant)
and Robert
D. Castillo
(Regulant)

This is a Prima Facie case.

After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Oliver** to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and adopts the Recommendation. The Claim Review and Recommendation are incorporated as a part of the Order. The board finds substantial evidence that the Claim does meet the statutory provisions for reimbursement in the amount of \$4,360.00. Pursuant to 54.1123(B), payments may be reduced on a prorated basis based upon the number of claims received. The motion passed by a unanimous vote. Members voting "Yes" were: were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O'Dell, Middleton and were absent.**

In the matter of Recovery Fund File Number 2016-01932, Mable Farris, (Claimant) vs. Clarence W Wallace Jr., (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **Craig Hartmann t/a CL Hartmann Contracting and Remodeling, (Regulant)** did not appear at the Board meeting in person or by counsel or by any

File Number
2016-01932
Mable Farris
(Claimant)
and

other qualified representative. The **(Claimant) Mable Farris' attorney, David L Cloninger did** attend the Board meeting in person on her behalf.

**Clarence W
Wallace Jr.
(Regulant)**

After discussion, a motion was made by **Mr. Hux** and seconded by **Mr. Smith** to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and adopts the Recommendation. The Claim Review and Recommendation are incorporated as a part of the Order. The board finds substantial evidence that the Claim does meet the statutory provisions for reimbursement in the amount of **\$19,487.85**. Pursuant to 54.1123(B), payments may be reduced on a prorated basis based upon the number of claims received.

The motion passed by a unanimous vote. Members voting "Yes" were: were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Smith and Trenary. Dowdy, Mitchell, Giesen, O'Dell, Middleton and were absent. Redifer did not vote and did not participate.**

In the matter of License Application File Number 2016-01517, Kenneth Mecham, the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2016-01517
Kenneth
Mecham**

Kenneth Mecham did not appear at the Board meeting. Mr. Redifer recused himself.

After discussion, a motion was made by **Mr. Oliver** and seconded by **Mr. Magruder** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and approve the application for a Class C Contractor License.

The motion passed by a unanimous vote. Members voting "Yes" were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Smith and Trenary. Dowdy, Mitchell, Giesen, O'Dell, Middleton and were absent. Redifer did not vote and did not participate.**

In the matter of License Application File Number 2016-01518, Air 1 Mechanical System Inc., the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2016-01518
Air 1
Mechanical
System Inc.**

Air 1 Mechanical System Inc. did not appear at the Board meeting in person 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. Trenary** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and approve the application for a Class C Contractor License.

The motion passed unanimously. Members voting “Yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent. Redifer did not vote and did not participate.**

In the matter of License Application File Number 2016-01519, W C Johns Companies LLC, the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2016-01519
W C Johns
Companies
LLC**

W C Johns Companies LLC did not appear at the Board meeting in person, by counsel nor by any other qualified individual.

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. Magruder** to adopt the Informal Fact-Finding Conference Memorandum which contained the facts regarding the application, and adopts the Summary, in part. However, the Board rejects the recommended case disposition in the Summary. The Informal Fact-Finding Conference Referral Memorandum and Summary are incorporated as a part of the Order. The Board denies the application based upon the record. The Board finds that the past performance record of the applicant, and its failure to meet financial obligations, is not satisfactory.

The motion passed unanimously. Members voting “Yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent. Redifer did not vote and did not participate.**

In the matter of License Application File Number 2016-01544, Adilo Antonio Folgar Lopez, the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2016-01544
Adilo
Antonio
Folgar
Lopez**

Adilo Antonio Folgar Lopez did appear at the Board meeting in person. He

addressed the Board.

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. Pace** and seconded by **Mr. Chowdhuri** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and approve the application for Master Electrical Tradesman License.

The motion passed by majority vote. Members voting “Yes” were: **Ayres, Hux, Chowdhuri, Magruder, Pace, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent. Redifer did not vote and did not participate. Mr. Oliver and Mr. Dyer voted “no”.**

In the matter of License Application File Number 2016-01121, Robert Cornish Baker, III the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2016-01121
Robert
Cornish
Baker, III

Robert Cornish Baker, III did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

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

After discussion, a motion was made by **Mr. Oliver** and seconded by **Mr. Hux** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and approve the application for Journeyman Electrical Tradesman license.

The motion passed unanimously. Members voting “Yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

In the matter of License Application File Number 2016-01454, Gary Glenn Roberts, the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2016-01454
Gary Glenn
Roberts

Gary Glenn Roberts, did not appear at the Board meeting. He was not represented by counsel or any other qualified individual. The presiding Board representative **Mr. Schroder** was not present did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Oliver** and seconded by **Mr. Pace** to adopt the Informal Fact-Finding Conference Memorandum which contained the facts regarding the application, and adopts the Summary, in part. However, the Board rejects the recommended case disposition in the Summary. The Informal Fact-Finding Conference Referral Memorandum and Summary are incorporated as a part of the Order. The Board denies the application based upon the record including information obtained from the Central Criminal Records Exchange, and in consideration of the criteria outlined in § 54.1-204(B). The Board finds that based on the nature and seriousness of the applicant's crimes, the applicant is unfit or unsuited to be granted a license at this time.

The motion passed unanimously. Members voting "Yes" were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O'Dell, Middleton and were absent.**

In the matter of License Application File Number 2016-01455, Raymond Virgil Utterback, Jr. The Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2016-01455
Raymond
Virgil
Utterback,
Jr.**

Raymond Virgil Utterback, Jr. did not appear at the Board meeting. They were not represented by counsel or by any other qualified individual.

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

After discussion, a motion was made by **Mr. Oliver** and seconded by **Mr. Dyer** to adopt the Informal Fact-Finding Conference Memorandum which contained the facts regarding the application, and adopts the Summary, in part. However, the Board rejects the recommended case disposition in the Summary. The Informal Fact-Finding Conference Referral Memorandum and Summary are incorporated as a part of the Order. The Board denies the application based upon the record including information obtained from the Central Criminal Records Exchange, and in consideration of the criteria outlined in § 54.1-204(B). The Board finds that based on the nature and seriousness of the applicant's crimes, the applicant is unfit or unsuited to be granted a license at this time.

The motion passed by unanimous vote. Members voting "Yes" were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O'Dell, Middleton and were absent.**

In the matter of License Application File Number 2016-01538, Timothy A. Gabel, Jr. The Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2016-01538
Timothy A
Gabel, Jr.**

Timothy A. Gabel, Jr. did appear at the Board meeting. He addressed the Board.

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

After discussion, a motion was made by **Mr. Oliver** and seconded by **Mr. Trenary** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and approve the application for Class B Contractor license.

The motion passed by unanimous vote. Members voting "Yes" were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O'Dell, Middleton and were absent.**

In the matter of License Application File Number 2016-01539, Michael E Green, the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2016-01539
Michael E
Green**

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

Michael E Green did appear at the Board meeting. He addressed the Board.

After discussion, a motion was made by **Mr. Magruder** to approve as recommended. The motion failed due to lack of a second.

After further discussion, a motion was made by **Mr. Oliver** seconded by **Mr. Dyer** to adopt the Informal Fact-Finding Conference Memorandum which contained the facts regarding the application, and adopts the Summary, in part. However, the Board rejects the recommended case disposition in the Summary. The Informal Fact-Finding Conference Referral Memorandum and Summary are incorporated as a part of the Order. The Board denies the application based upon the record including information obtained from the Central Criminal Records Exchange, and in consideration of the criteria outlined in § 54.1-204(B). The Board finds that based on the nature and seriousness of the applicant's crimes, the applicant is unfit or unsuited to be granted a license at this time.

The motion passed unanimously. Members voting “Yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary.** **Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

In the matter of License Application File Number 2016-01540, Le’Nard Gill
The Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2016-01540
Le’Nard Gill**

Le’Nard Gill did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

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

After discussion, a motion was made by **Mr. Oliver** and seconded by **Mr. Hux** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and approve the application for Journeyman HVA Tradesman license.

The motion passed by unanimous vote. Members voting “Yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary.** **Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

In the matter of License Application File Number 2016-01541, William Shane Webb. The Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2016-01541
William
Shane Webb**

William Shane Webb did not appear at the Board meeting in person, by counsel nor by any qualified representative.

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

After discussion, a motion was made by **Mr. Oliver** and seconded by **Mr. Hux** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and approve the application for Journeyman HVA Tradesman license.

The motion passed by unanimous vote. Members voting “Yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary.** **Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

In the matter of License Application File Number 2016-01543, Timothy A. Cook. The Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2016-01543
Timothy A.
Cook**

Timothy A. Cook did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

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

After discussion, a motion was made by **Mr. Oliver** and seconded by **Mr. Magruder** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and approve the application for Journeyman PLB Tradesman.

The motion passed by unanimous vote. Members voting "Yes" were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O'Dell, Middleton and were absent.**

In the matter of License Application File Number 2016-01548, Scott E. Grooms, Sr. The Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2016-01548
Scott E.
Grooms, Sr.**

Scott E. Grooms, Sr. did not appear at the Board meeting in person nor by counsel or any other qualified individual.

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

After discussion, a motion was made by **Mr. Oliver** and seconded by **Mr. Magruder** to adopt the Informal Fact-Finding Conference Memorandum which contained the facts regarding the application, and adopts the Summary, in part. However, the Board rejects the recommended case disposition in the Summary. The Informal Fact-Finding Conference Referral Memorandum and Summary are incorporated as a part of the Order. The Board denies the application based upon the record including information obtained from the Central Criminal Records Exchange, and in consideration of the criteria outlined in § 54.1-204(B). The Board finds that based on the nature and seriousness of the applicant's crimes, the applicant is unfit or unsuited to be granted a license at this time.

The motion passed by unanimous vote. Members voting "Yes" were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and**

Trenary, Dowdy, Mitchell, Giesen, O'Dell, Middleton and were absent.

In the matter of License Application File Number 2016-01799, Ilex Construction, Inc. The Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2016-01799
Ilex
Construction
, Inc.**

Dirck Bartlett for Ilex Construction, Inc. did appear at the Board meeting. He addressed the Board.

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

After discussion, a motion was made by **Mr. Oliver** and seconded by **Mr. Hux** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and approve the application for Class B Contractor license.

The motion passed by unanimous vote. Members voting "Yes" were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O'Dell, Middleton and were absent.**

In the matter of License Application File Number 2016-01826, Piney Island Construction, Inc. The Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2016-01826
Piney Island
Construction
, Inc.**

Duane Maddy for Piney Island Construction, Inc. did appear at the Board meeting. He addressed the Board and shared his disagreement with the recommendation.

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

After discussion, a motion was made by **Mr. Oliver** and seconded by **Mr. Chowdhuri** to amend the recommendation contained in the Summary of the Informal Fact-Finding Conference and approve the application for Class A Contractor license with conditions. The Board required a CPA certified financial review that meets the Boards standards for a Class A Contractor's license. The acceptable review must be provided within 90 days. A letter will be mailed to the applicant from Adrienne Mayo, the Board's Administrator.

The motion passed by majority vote. Members voting "Yes" were: **Ayres, Hux, Chowdhuri, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O'Dell, Middleton and were absent.** Mr. Dyer

voted “no”.

In the matter of Disciplinary File Number 2014-01548, Yong Yul Oh, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

**File Number
2014-01548
Yong Yul
Oh**

Yong Yul Oh, did not appear at the Board meeting. They were not represented by counsel or by any other qualified individual.

Presiding officer **Mr. Giesen** 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. Trenary** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopt the Summary. The report of findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that Oh violated the following:

Count 1: 18 VAC 50-30-190.2 effective April 1, 2007

The motion passed unanimously. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

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

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

A total monetary penalty of **\$1,000.00**. For violation of Count 1, the Board voted to imposes revocation of license.

The motion passed by unanimous vote. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

In the matter of Disciplinary File Number 2014-01550, General Sheet Metal, Co., the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

**File Number
2014-01550
General
Sheet Metal,**

Co.

General Sheet Metal, Co, did not appear at the Board meeting in person, by counsel nor by any other qualified individual.

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

After discussion a motion was made by **Mr. Oliver** and seconded by **Mr. Magruder** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopt the Summary. The report of findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that General Sheet Metal Co Inc. violated the following:

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

The motion passed unanimously. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

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

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

A total monetary penalty of **\$1,000.00**. For violations of Count 1, the Board voted to revoke the license. The motion passed by unanimous vote. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

In the matter of Disciplinary File Number 2014-01800, Yutopia Specialty Contractors, Inc., the Board members reviewed the record, which consisted of the investigative file, transcript and exhibits from the Informal Fact-Finding Conference, and the Summary.

**File Number
2014-01800
Yutopia
Specialty
Contractors,
Inc.**

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

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

After discussion a motion was made by **Mr. Hux** 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 adopt the Summary. The report of findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Yutopia Specialty Contractors, Inc.** violated the following:

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

Count 2: 18 VAC 50-22-260.B.2

The motion passed unanimously. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

After discussion a motion was made by **Mr. Magruder** and seconded by **Mr. Oliver** to adopt the sanction to revocation of license with a fine of \$5,000.00.

Count 1		\$2,500.00
Count 2		\$2,500.00
Total		\$5,000.00

A total monetary penalty of **\$5,000.00**. For violation of Counts 1 and 2the Board voted to revoke the license. The motion passed by unanimous vote. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

In the matter of Disciplinary File Number 2014-01801, Chong Tae Cho, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

**File Number
2014-01801
Chong Tae
Cho**

Chong Tae Cho did not appear at the Board meeting in person, by counsel nor by any other qualified individual.

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

After discussion a motion was made by **Mr. Hux** and seconded by **Mr. Redifer** 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 Board finds substantial evidence that Chong Tae Cho, violated the following:

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

Count 2: 18 VAC 50-30-190.2

The motion passed unanimously. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

After discussion **Mr. Redifer** offered a motion seconded by **Mr. Oliver** to impose the following monetary penalties:

Count 1:	\$2,500.00
Count 2:	\$2,500.00
Total	\$ 5,000.00

In addition, for violation of Counts 1 and 2, the Board imposed license revocation.

The motion passed by unanimous vote. Members voting “yes” were **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

In the matter of Disciplinary File Number 2015-01840, Yoselin Feliz Reyez, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

**File Number
2014-01840
Yoselin Feliz
Reyez**

Yoselin Feliz Reyez did appear at the Board meeting. He was accompanied by his interpreter, Jasmin Reyez. Mr. Reyez was asked if he understood the hearing officer’s recommendation and he replied “yes”.

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

After discussion a motion was made by **Mr. Oliver** and seconded by **Mr. Magruder** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary. The Board finds substantial evidence that Reyez, violated the following:

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

The motion passed unanimously. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

After discussion **Mr. Hux** offered a motion seconded by **Mr. Oliver** to impose the following monetary penalties:

Count 1:	\$0.00
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Total \$0.00

In addition, for violation of Count 1, the Board imposed license revocation. As to Count 2, the Board closes this aspect of the file with a finding of no violation of Board Regulation 18 VAC 50-30-190.2.

The motion passed by unanimous vote. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

In the matter of Disciplinary File Number 2014-02059, Yutopia Specialty Contractors Inc., the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

**File Number
2014-02059
Yutopia
Specialty
Contractors
Inc.**

Yutopia Specialty Contractors Inc. did not appear at the Board meeting in person. They were not represented by counsel, or by any other qualified individual.

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

After discussion a motion was made by **Mr. Pace** 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 Board finds substantial evidence that **Yutopia Specialty Contractors Inc.** violated the following:

Count 1 18 VAC 50-22-260.B. 8 Eff: Dec 1, 2012

Count 2: 18 VAC 50-22-260.B.31

Count 3: 18 VAC 50-22-260.B.33

The motion passed unanimously. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

The Report of Findings and Summary are incorporated as a part of the Order.

After discussion **Mr. Oliver** offered a motion seconded by **Mr. Pace** to adopt sanctions. The Board imposes the following monetary penalties:

Count 1: \$1,000.00
Count 2: \$1,000.00
Count 3: \$1,000.00
Total \$ 3,000.00

In addition, for violation of Counts 1, 2 and 3 the Board voted to impose license revocation.

The motion passed by unanimous vote. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

In the matter of Disciplinary File Number 2014-03517, Lofft Contractors Inc., the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

**File Number
2014-03517
Lofft
Contractors
Inc.**

Lofft Contractors Inc. did not appear at the Board meeting in person by counsel nor by any other qualified individual.

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

After discussion a motion was made by **Mr. Redifer** 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 Board finds substantial evidence that **Lofft Contractors Inc.** violated the following:

Count 1 18 VAC 50-22-260.B.2 Eff: Feb 1, 2006

The motion passed unanimously. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

The Report of Findings and Summary are incorporated as a part of the Order.

After discussion **Mr. Redifer** offered a motion seconded by **Mr. Oliver** to impose the following monetary penalties:

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

The motion passed by unanimous vote. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

In the matter of Disciplinary File Number 2014-03259, Premiere Design &

File Number

Construction, Inc. the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

**2014-03259
Premiere
Design &
Construction
, Inc.**

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

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

After discussion a motion was made by **Mr. Trenary** and seconded by **Mr. Oliver** to adopt the Report of Findings including exhibits, and the Recommendation of a finding of no violations.

The motion passed unanimously. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

In the matter of Disciplinary File Number 2015-01076 Triple “C” Diversified LLC the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

**File Number
2015-01076
Triple “C”
Diversified
LLC**

Triple “C” Diversified LLC did not appear at the Board meeting in person, by counsel nor by any other qualified representative. Complainants Woodrow and Paula Banks did appear. They addressed the Board.

Presiding officer **Mr. Middleton** 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. Trenary** to adopt the Report of Findings including exhibits, and the Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **Triple “C: Diversified LLC** violated the following:

Count 1:	Feb. 1, 2006	18 VAC 50-22-260 B 14
Count 2:		18 VAC 50-22-260 B 6
Count 3:		18 VAC 50-22-260 B 16

The motion passed unanimously. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

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

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Count 1:		\$2,500.00
Count 2:		\$2,500.00
Count 3:		\$2,500.00
Total		\$7,500.00

A total monetary penalty of \$7,500.00 was imposed. The motion passed unanimously. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary.** **Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

In addition, for violation of Counts 1, 2, and 3, the Board voted to impose license revocation.

In the matter of Disciplinary prima facie File Number 2014-01032, RND Group, Inc., the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number
2014-01032
RND Group,
Inc.**

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

After discussion a motion was made by **Mr. Oliver** and seconded by **Mr. Dyer** to adopt the Report of Findings including exhibits, and to amend the Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **RND** violated the following:

Count 1:	Feb.1, 2006	18 VAC 50-22-260.B.2
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The motion passed unanimously. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary.** **Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

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

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

A total monetary penalty of \$2,500.00 was imposed based on aggravating circumstances which rise to the level of justifying a monetary sanction. The motion passed unanimously. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary.** **Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

In addition, for violation of Count 1, the Board imposes license revocation.

In the matter of Disciplinary prima facie File Number 2014-01621, AAA Repairs INC, the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number
2014-01621
AAA
Repairs Inc.**

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

After discussion a motion was made by **Mr. Pace** and seconded by **Mr. Oliver** to adopt the Report of Findings including exhibits, and amend the Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **AAA** violated the following:

Count 1:	February 1, 2006	18 VAC 50-22-260. B.2
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The motion passed unanimously. Members voting “yes” were: **Ayres, Chowdhuri, Hux, Middleton, Mitchell, O’Dell, Oliver, Redifer, Smith and Trenary. Dyer, Dowdy, Giesen, Magruder, and Pace were absent.**

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

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

A total monetary penalty of \$2,500.00 was imposed based on aggravating circumstances which rise to the level of justifying a higher monetary6 sanction.

The motion passed unanimously. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

In addition, for violation of Count 1, the Board imposes license revocation.

In the matter of Disciplinary prima facie File Number 2015-00310, J C Remodeling LLC, the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number
2015-00310
J C
Remodeling
LLC**

J C Remodeling LLC did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

After discussion a motion was made by **Mr. Pace** and seconded by **Mr. Oliver** to adopt the Report of Findings including exhibits, and the Recommendation. They

are incorporated as part of the Order. The Board finds substantial evidence that **J C Remodeling LLC** violated the following:

Count 1:	Sept 1, 2001	18 VAC 50-22-260.B.2
Count 2a;	Dec. 1, 2012	18 VAC 50-260.B.28

The motion passed unanimously. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

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

Count 1:		\$2,500.00
Count 2:		\$1,750.00
Total		\$4,250.00

A total monetary penalty of \$4,250.00 was imposed. The motion passed unanimously. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

In addition, for violation of Counts 1 and 2, the Board imposes license revocation.

In the matter of Disciplinary prima facie File Number 2015-01450, EPE Inc., t/a Entrypoint Exteriors, the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number
2015-01450
EPE Inc., t/a
Entrypoint
Exteriors**

EPE Inc., t/a Entrypoint Exteriors did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Oliver** to adopt the Report of Findings including exhibits, and the Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **EPE Inc.** violated the following:

Count 1:	Dec. 1, 2012	18 VAC 50-22-260.B.8
Count 2:		18 VAC 50-22-260.B.17

The motion passed unanimously. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

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

Count 1:		\$400.00
Count 2:		\$1,200.00
Total		\$1,600.00

A total monetary penalty of \$1,600.00 was imposed. The motion passed unanimously. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

In addition, for violation of Count 2, the Board imposes license revocation.

In the matter of Disciplinary prima facie File Number 2015-01466, Contemporary Custom Construction Inc., the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number
2015-01466
Contempora
ry Custom
Construction
Inc.**

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

After discussion a motion was made by **Mr. Pace** and seconded by **Mr. Oliver** to adopt the Report of Findings including exhibits, and the Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **Contemporary Custom Construction Inc.** violated the following:

Count 1:	Dec. 1, 2012	18 VAC 50-22-260.B.9
Count 2:		18 VAC 50-22-260.B.14
Count 3:		18 VAC 50-22-260.B.15
Count 4:		18 VAC 50-22-260.B.16
Count 5:		18 VAC 50-22-260.B.28
Count 6:		18 VAC 50-22-260.B.28

The motion passed unanimously. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

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

Count 1:		\$400.00
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Count 2:		\$1,800.00
Count 3:		\$1,550.00
Count 4:		\$1,850.00
Count 5:		\$1,850.00
Count 6:		\$1,850.00
Total		\$9,300.00

A total monetary penalty of \$9,300.00 was imposed. The motion passed unanimously. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary.** **Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

In addition, for violation of Counts 2, 3, 4, 5, and 6, the Board imposes license revocation.

In the matter of Disciplinary prima facie File Number 2015-02436, Advanced Landscape Solutions LLC, the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number
2015-02436
Advanced
Landscape
Solutions
LLC**

Advanced Landscape Solutions, LLC did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

After discussion a motion was made by **Mr. Oliver** and seconded by **Mr. Pace** to adopt the Report of Findings including exhibits, and the Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **Advanced Landscape Solutions LLC.** violated the following:

Count 1:	Dec. 1, 2012	18 VAC 50-22-260.B.27
Count 2:		18 VAC 50-22-260.B.28

The motion passed unanimously. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary.** **Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

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

Count 1:		\$750.00
Count 2:		\$1,850.00
Total		\$2,600.00

A total monetary penalty of \$2,600.00 was imposed. The motion passed

unanimously. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary.** **Dowdy, Mitchell, Giesen, O’Dell, Middleton** and were absent.

In addition, for violation of Counts 1, and 2, the Board imposes license revocation.

In the matter of Disciplinary prima facie File Number 2015-02479, James H Kober, t/a Kober’s Heating & Air Conditioning, the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number
2015-02479
James H
Kober, t/a
Kober’s
Heating &
Air
Conditioning**

James H Kober, t/a Kober’s Heating & Air Conditioning did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

After discussion a motion was made by **Mr. Oliver** and seconded by **Mr. Hux** to adopt the Report of Findings including exhibits, and the Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **James H Kober, t/a Kober’s Heating & Air Conditioning** violated the following:

Count 1:	Dec. 1, 2012	18 VAC 50-22-260.B.9
Count 2:		18 VAC 50-22-260.B.14

The motion passed unanimously. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary.** **Dowdy, Mitchell, Giesen, O’Dell, Middleton** and were absent.

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

Count 1:		\$400.00
Count 2:		\$1,800.00
Total		\$2,200.00

A total monetary penalty of \$2,200.00 was imposed. The motion passed unanimously. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary.** **Dowdy, Mitchell, Giesen, O’Dell, Middleton** and were absent.

In addition, for violation of Count 2, the Board imposes license revocation.

In the matter of Disciplinary prima facie File Number 2015-02681, Patrick Gallagher, t/a Patrick Gallagher Contracting, the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number
2015-02681
Patrick
Gallagher,
t/a Patrick
Gallagher
Contracting**

Patrick Gallagher, t/a Patrick Gallagher Contracting did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

After discussion a motion was made by **Mr. Pace** and seconded by **Mr. Oliver** to adopt the Report of Findings including exhibits, and the Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **Patrick Gallagher, t/a Patrick Gallagher Contracting** violated the following:

Count 1:	Dec. 1, 2012	18 VAC 50-22-260.B.18
Count 2:		18 VAC 50-22-260.B.9
Count 3:		18 VAC 50-22-260.B.17
Count 4:		18 VAC 50-22-260.B.33
Count 5:		18 VAC 50-22-260.B.5
Count 6:		18 VAC 50-22-260.B.31
Count 7:		18 VAC 50-22-260.B.31
Count 8:		18 VAC 50-22-260.B.29

The motion passed unanimously. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

Mr. Olson shared that priors exist.

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

Count 1:		\$800.00
Count 2:		\$400.00
Count 3:		\$1,200.00
Count 4:		\$375.00
Count 5:		\$1,250.00
Count 6:		\$400.00
Count 7:		\$400.00
Count 8:		\$700.00
Total		\$5,525.00

A total monetary penalty of \$5,525.00 was imposed. The motion passed unanimously. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

In addition, for violation of Counts 1, 2, 3, 5, 6, 7, and 8, the Board voted to increase the monetary penalties to be consistent with similar cases heard by the Board.

The Board also imposes the following sanction for violations of Counts 1, 3, 4, 5, 6, and 7, license revocation.

In the matter of Disciplinary prima facie File Number 2015-03052, T M Street Heating & Air Conditioning LLC, the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number
2015-03052
T M Street
Heating &
Air
Conditioning
LLC**

T M Street Heating & Air Conditioning LLC did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

After discussion a motion was made by **Mr. Trenary** and seconded by **Mr. Oliver** to adopt the Report of Findings including exhibits, and the Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **T M Street Heating & Air Conditioning LLC** violated the following:

Count 1:	Dec. 1, 2012	18 VAC 50-22-260.B.28
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The motion passed unanimously. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

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

Count 1:		\$1,875.00
Total		\$1,875.00

A total monetary penalty of \$1,875.00 was imposed. The motion passed unanimously. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

In addition, for violation of Count 1, the Board imposes license revocation.

In the matter of Consent Order File Number 2014-03220, J C Builders

File Number

Corp, the board reviewed the Consent Order as seen and agreed to by **J C Builders Corp**. **J C Builders Corp** did not attend the Board meeting in person, or by counsel or any qualified representative.

2014-03220
J C Builders Corp

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **J C Builders Corp** admits to the following violations of the Board's Regulations (**Count 1**) 18 VAC 50-22-260. B.2 with a monetary penalty of \$1,100.00. **J C Builders Corp** also agrees to Board Costs in the amount of \$150.00. **J C Builders Corp** agrees to pay \$1,250.00.

For Count 1, **J C Builders Corp** agrees to revocation of its license.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O'Dell, Middleton** and were absent.

In the matter of Consent Order File Number 2015-01472 Designer Pools Inc., the board reviewed the Consent Order as seen and agreed to by **Designer Pools Inc**. **Designer Pools Inc** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
2015-01472
Designer Pools Inc.

A motion was made by **Mr. Redifer** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **Designer Pools, Inc.** admits to the following violations of the Board's Regulations (**Count 1**) 18 VAC 50-22-210 with a monetary penalty of \$400.00. **Designer Pools Inc.** also agrees to Board Costs in the amount of \$150.00. **Designer Pools, Inc.** agrees to pay \$550.00.

For Count 1, **Designer Pools, Inc.** agrees to terminate its license within 30 days of the Order; if not the license will be revoked.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O'Dell, Middleton** and were absent.

In the matter of Consent Order File Number 2015-01668 David Edward Edmundson, the board reviewed the Consent Order as seen and agreed to by **David Edward Edmundson**. **David Edward Edmundson** did not attend the Board meeting in person.

File Number
2015-01668
David Edward Edmundson

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Avis & Sons Electrical Contractors, Inc.** admits to the following violations of the Board's Regulations (**Count 1**)

18 VAC 50-22-210 with a monetary penalty of \$0.00. **David Edward Edmundson** also agrees to Board Costs in the amount of \$150.00. **David Edward Edmundson** agrees to pay \$150.00.

For Count 1, **David Edward Edmundson** agrees to revocation of his license.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary.** **Dowdy, Mitchell, Giesen, O’Dell, Middleton** and were absent.

In the matter of Consent Order File Number 2015-02331, William Earl Gillespie, t/a Gillespie Construction, the board reviewed the Consent Order as seen and agreed to by **William Earl Gillespie, t/a Gillespie Construction.** **William Earl Gillespie, t/a Gillespie Construction** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
2015-02331
William Earl
Gillespie, t/a
Gillespie
Construction

A motion was made by **Mr. Redifer** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **William Earl Gillespie, t/a Gillespie Construction** admits to the following violations of the Board’s Regulations (**Count 1**) 18 VAC 50-22-260. B.9 with a monetary penalty of \$400.00. **William Earl Gillespie, t/a Gillespie Construction** also agrees to Board Costs in the amount of \$150.00. **William Earl Gillespie, t/a Gillespie Construction** agrees to pay \$550.00.

For Count 1, the Board shall waive imposition of the \$400.00 monetary penalty provided **William Earl Gillespie, t/a Gillespie Construction** provides a copy of his current contract within ninety days of the effective date of the Order. The contract must be in compliance with Board Regulation 18 VAC 50-22-260.B.9. Further, for violation of Count 1, **William Earl Gillespie** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary.** **Dowdy, Mitchell, Giesen, O’Dell, Middleton** and were absent.

In the matter of Consent Order File Number 2015-02381 E Pendleton Construction Inc., t/a Royal American Building & Plumbing Contr – LILA EPC Constr Co the board reviewed the Consent Order as seen and agreed to by **Pendleton Construction Inc., t/a Royal American Building & Plumbing Contr – LILA EPC Constr Co.** **Pendleton Construction Inc., t/a Royal American Building & Plumbing Contr – LILA EPC Constr Co** did not attend the Board meeting in person, or by counsel or any qualified representative.

File Number
2015-02381
E Pendleton
Construction
Inc., t/a
Royal
American
Building &

**Plumbing
Cont – LILA
EPC Constr
Co**

A motion was made by **Mr. Redifer** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **Pendleton Construction Inc., t/a Royal American Building & Plumbing Contr – LILA EPC Constr Co** admits to the following violations of the Board’s Regulations (**Count 1**) 18 VAC 50-22-260. B.18 with a monetary penalty of \$800.00. **Pendleton Construction Inc., t/a Royal American Building & Plumbing Contr – LILA EPC Constr Co** also agrees to Board Costs in the amount of \$150.00. **Pendleton Construction Inc., t/a Royal American Building & Plumbing Contr – LILA EPC Constr Co** agrees to pay \$950.00.

For Count 1, **Pendleton Construction Inc., t/a Royal American Building & Plumbing Contr – LILA EPC Constr Co** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary.** **Dowdy, Mitchell, Giesen, O’Dell, Middleton** and were absent.

In the matter of Consent Order File Number 2015-02411, Ismail Erkaya, t/a Erkaya Home Improvement, the board reviewed the Consent Order as seen and agreed to by **Ismail Erkaya, t/a Erkaya Home Improvement.** **Ismail Erkaya, t/a Erkaya Home Improvement,** did not attend the Board meeting in person, nor by counsel or any qualified representative.

**File Number
2015-02411
Ismail
Erkaya, t/a
Erkaya
Home
Improvement**

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Ismail Erkaya, t/a Erkaya Home Improvement,** admits to the following violations of the Board’s Regulations (**Count 1**) 18 VAC 50-22-260. B.8 with a monetary penalty of \$300.00. (**Count 2**) 18 VAC 50-22-260.B.27 (two violations) with a penalty of \$750.00. (**Count 3**) 18 VAC 50-22-260.B.33 with a penalty of \$600.00 and (**Count 4**) 18 VAC 50-22-260.B.29 with a penalty of \$550.00. Total monetary penalties of \$2,200.00 and Board costs of \$150.00. **Ismail Erkaya, t/a Erkaya Home Improvement,** agrees to pay **\$2,350.00.**

For Counts 1, 2, 3 and 4, **Ismail Erkaya, t/a Erkaya Home Improvement,** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary.** **Dowdy, Mitchell, Giesen, O’Dell, Middleton** and were absent.

In the matter of Consent Order File Number 2015-02490, David L McDaniel, t/a David McDaniel General Contractor, the board reviewed the Consent Order as seen and agreed to by **David L McDaniel, t/a David McDaniel General Contractor**. **David L McDaniel, t/a David McDaniel General Contractor** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
2015-02490
David L
McDaniel,
t/a David
McDaniel
General
Contractor

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein Ardeshir Najarabadt admits to the following violations of the Board's Regulations :

Count 1:		18 VAC 50-22-260 B.8
Count 2:		18 VAC 50-22-260 B.9
Count 3:		18 VAC 50-22-260 B.31

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

Count 1:		\$400.00
Count 2:		\$400.00
Count 3		\$400.00
Board Costs		\$150.00
Total		\$1,350.00

In addition, for violation of Counts 1, 2, and 3, **David L McDaniel, t/a David McDaniel General Contractor** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O'Dell, Middleton** and were absent.

In the matter of Consent Order File Number 2015-02620, Lea Limited Inc., the board reviewed the Consent Order as seen and agreed to by **Lea Limited Inc. Lea Limited Inc.**, did attend the Board meeting in person.

File Number
2015-02620
Lea Limited
Inc.

A motion was made by **Mr. Smith** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Lea Limited Inc.**, admits to the following violations of the Board's Regulations (**Count 1**) 18 VAC 50-22-260. B.33 with a monetary penalty of \$500.00. **Lea Limited Inc.** also agrees to Board Costs in the amount of \$150.00. **Lea Limited Inc.** agrees to pay \$650.00.

For Count 1, **Lea Limited Inc.** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary.** **Dowdy, Mitchell, Giesen, O’Dell, Middleton** and were absent.

In the matter of Consent Order File Number 2015-02621, H S Martin Construction Corp, the board reviewed the Consent Order as seen and agreed to by **H S Martin Construction Corp.** **H S Martin Construction Corp** did attend the Board meeting in person. He addressed the Board and requested his case be further reviewed.

File Number
2015-02621
H S Martin
Construction
Corp

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **H S Martin Construction Corp** admits to the following violations of the Board’s Regulations (**Count 1**) 18 VAC 50-22-260. B.8 with a monetary penalty of \$400.00. **H S Martin Construction Corp** also agrees to Board Costs in the amount of \$150.00. **H S Martin Construction Corp** agrees to pay \$550.00.

For Count 1, **Avis & Sons Electrical Contractors, Inc.** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Hux, Middleton, Mitchell, O’Dell, Oliver, Redifer, Smith and Trenary.** **Dyer, Dowdy, Giesen, Magruder, and Pace** were absent.

In the matter of Consent Order File Number 2015-02701, Walker & Frick Construction Company Inc., the board reviewed the Consent Order as seen and agreed to by **Walker & Frick Construction Company Inc.** **Walker & Frick Construction Company Inc.,** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
2015-02701
Walker &
Frick
Construction
Company
Inc.

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Walker & Frick Construction Company Inc.** admits to the following violations of the Board’s Regulations :

Count 1:		18 VAC 50-22-260 B.29
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After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Trenary** to impose the following sanctions:

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Count 1:		\$1,250.00
Board Costs		\$150.00
Total		\$1,400.00

In addition, for violation of Count 1, **Walker & Frick Construction Company Inc.** agrees to have a member of responsible management successfully complete the Board's Remedial Education class.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary.** **Dowdy, Mitchell, Giesen, O'Dell, Middleton** and were absent.

In the matter of Consent Order File Number 2015-02716, My Builder Inc. the board reviewed the Consent Order as seen and agreed to by **My Builder Inc.** **My Builder Inc.** did not attend the Board meeting in person, by counsel nor by any other qualified representative.

File Number
2015-02716
My Builder
Inc.

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **My Builder Inc.** admits to the following violation of the Board's Regulations (**Count 1: 18 VAC 50-22-260. B.8** and agrees to a monetary penalty of **\$400.00; Count 2: 18 VAC 50-22-260.B.13** and agrees to a monetary penalty of **\$600.00; Count 3: 18 VAC 50-22-260.B.16** and agrees to a monetary penalty of **\$900.00.** They also agree to Board Costs in the amount of \$150.00. **My Builder Inc.** agrees to pay **\$2,750.00** and they agree to terminate its license 2705077168 by completing a Certificate of License Termination form and submitting it to the Board within thirty days of the effective date of the Order. In addition, the Board shall waive imposition of the \$400.00 monetary penalty for Count 1. For violation of Counts 1, 2, 3 and 4, **My Builder Inc.** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary.** **Dowdy, Mitchell, Giesen, O'Dell, Middleton** and were absent.

In the matter of Consent Order File Number 2015-02729 Edward Weber t/a Ed Weber Carpentry/Contractor, the board reviewed the Consent Order as seen and agreed to by **Edward William Weber.** **Edward Weber t/a Ed Weber Carpentry/Contractor** did not attend the Board meeting in person by counsel nor by any other qualified representative.

File Number
2015-02729
Edward
Weber t/a
Ed Weber
Carpentry/C
ontractor

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Edward William Weber** admits to the

following violation of the Board's Regulations (**Count 1**) **18 VAC 50-22-260.B.8** and agrees to a monetary penalty of **\$400.00**. (**Count 2**) **18 VAC 50-22-260.B.31** and agrees to a monetary penalty of **\$400.00**. (**Count 3**) **18 VAC 50-22-260.B.27** (two violations at **\$750.00** each) and agrees to a monetary penalty of **\$1,500.00**. **Count 4: 18 VAC 50-22-260.B.29** (two violations at **\$700.00** each) and agrees to a monetary penalty of **\$1,400.00**. (**Count 5**) **18 VAC 50-22-260.B.26** and agrees to a monetary penalty of **\$800.00**. **Edward Weber** also agrees to Board Costs in the amount of **\$150.00**. **Edward Weber t/a Ed Weber Carpentry/Contractor** agree to pay **\$4,650.00** and also agree to have a member of Responsible Management successfully complete a Board-approved remedial education class.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary**. **Dowdy, Mitchell, Giesen, O'Dell, Middleton** and were absent.

In the matter of Consent Order File Number 2015-02834, My Builder Inc., the board reviewed the Consent Order as seen and agreed to by **Thomas Hummer for My Builder Inc.** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
2015-02834
My Builder
Inc.

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Thomas Hummer for My Builder Inc.** admits to the following violations of the Board's Regulations (**Count 1**) **18 VAC 50-22-260.9** and agrees to a monetary penalty of **\$400.00**. (**Count 2**) **18 VAC 50-22-260.B.10** and agrees to a monetary penalty of **\$150.00**. (**Count 3**) **18 VAC 50-22-260.B.15** and agrees to a monetary penalty of **\$700.00**. (**Count 4**) **18 VAC 50-22-260.B.16** **\$900.00**. **Thomas Hummer for My Builder Inc.** also agrees to Board Costs in the amount of **\$150.00**. **Thomas Hummer for My Builder Inc.** also agrees to pay **\$2,150.00**.

In addition, **My Builder Inc.** agrees to terminate its license number 2705077168 by completing a Certificate of License Termination form and submitting it to the Board within thirty days of the effective date of the Order. In addition, the Board shall waive imposition of the **\$400.00** monetary penalty for Count 1.

Also for violation of Count 1, 2, 3 and 4, **My Builder Inc.** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary**. **Dowdy, Mitchell, Giesen, O'Dell, Middleton** and were absent.

In the matter of Consent Order File Number 2015-02843, Cheri Sipe & Scotty Sipe t/a Sipe's Construction, the board reviewed the Consent Order as seen and agreed to by **Scotty D Sipe for Cheri Sipe & Scotty Sipe t/a Sipe's Construction** did not attend the Board meeting in person, nor by counsel or any qualified representative.

**File Number
2015-02843
Cheri Sipe &
Scotty Sipe
t/a Sipe's
Construction**

A motion was made by **Mr. Smith** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **Cheri Sipe & Scotty Sipe t/a Sipe's Construction** admits to the following violation of the Board's Regulations (**Count 1**) **18 VAC 50-22-230.B** and agrees to a monetary penalty of **\$550.00**. **Cheri Sipe & Scotty Sipe t/a Sipe's Construction** also agree to Board Costs in the amount of **\$150.00**. **Cheri Sipe & Scotty Sipe t/a Sipe's Construction** agree to report its current mailing and/or physical address to the Board, in writing, within ninety days of the Order.

Further, for violation of Count 1, **Cheri Sipe & Scotty Sipe t/a Sipe's Construction** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O'Dell, Middleton** and were absent.

In the matter of Consent Order File Number 2015-02883, Michelle Flammia t/a West Coast Tops, the board reviewed the Consent Order as seen and agreed to by **Michelle Flammia. Attorney James Siton for Michelle Flammia t/a West Coast Tops** did attend the Board meeting in person. He addressed the Board on his client's behalf.

**File Number
2015-02883
Michelle
Flammia t/a
West Coast
Tops**

A motion was made by **Mr. Oliver** and seconded by **Mr. Chowdhuri** to ratify the proposed Consent Order offer wherein **Michelle Flammia t/a West Coast Tops** acknowledges an understanding of the charges and admits to the following violation of the Board's Regulations (**Count 1**) **18 VAC 50-22-260.B.31** and agrees to a monetary penalty of **\$50.00**. (**Count 2**) **18 VAC 50-22-260.B.29 (Two violations at \$250.00 each)** and agrees to a monetary penalty of \$500.00 **Michelle Flammia t/a West Coast Tops** also agrees to Board Costs in the amount of **\$150.00** and agrees to pay **\$700.00**. **Michelle Flammia t/a West Coast Tops** agree to have a member of Responsible Management successfully complete a Board-approved remedial education class.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O'Dell, Middleton** and were absent.

In the matter of Consent Order File Number 2015-02893, Misael Pineda, t/a A M P Construction, the board reviewed the Consent Order as seen and agreed to by **Misael Pineda. Misael Pineda, t/a A M P Construction** did not attend the Board meeting in person by counsel or by any other qualified representative.

File Number
2015-02893
Misael
Pineda, t/a
A M P
Construction

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Misael Pineda, t/a A M P Construction** admits to the following violation of the Board's Regulations (**Count 1**) **18 VAC 50-22-260. B.6** and agrees to a monetary penalty of **\$850.00**. They also agree to Board Costs in the amount of **\$150.00**. **Misael Pineda, t/a A M P Construction** agrees to pay **\$1,000.00** and they agree to have a member of Responsible Management successfully complete a Board-approved remedial education class for violation of Count 1.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O'Dell, Middleton and were absent.**

In the matter of Consent Order File Number 2015-02898 Mike Poindexter t/a Poindexter Contracting Services, the board reviewed the Consent Order as seen and agreed to by **Mike Poindexter. Mike Poindexter t/a Poindexter Contracting Services** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
2015-02898
Mike
Poindexter
t/a
Poindexter
Contracting
Services

A motion was made by **Mr. Chowdhuri** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Mike Poindexter t/a Poindexter Contracting Services** admits to the following violations of the Board's Regulations (**Count 1**) **18 VAC 50-22-260.B.8** and agrees to a monetary penalty of **\$300.00**; (**Count 2**) **18 VAC 50-22-260.B.27** and agrees to a monetary penalty of **\$550.00**; (**Count 3**) **18 VAC 50-22-260.B.16** and agrees to a monetary penalty of **\$300.00**. **Mike Poindexter t/a Poindexter Contracting Services** also agree to Board costs in the amount of **\$150.00**. **Johnny G Proano t/a E&C Custom Painting** agrees to pay a total of **\$1,300.00** and agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class for violation of Counts 1, 2 and 3.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O'Dell, Middleton and were absent.**

In the matter of Consent Order File Number 2015-02906 Kenneth Kinsey t/a USA Construction the board reviewed the Consent Order as seen and

File Number
2015-02906

agreed to by **Kenneth Kinsey t/a USA Construction** did not attend the Board meeting in person, or by counsel or any qualified representative.

**Kenneth
Kinsey t/a
USA
Construction**

A motion was made by **Mr. Smith** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **Kenneth Kinsey t/a USA Construction** admits to the following violations of the Board's Regulations: **(Count 1) 18 VAC 50-22-260.B.8** and agrees to a monetary penalty of **\$400.00**; and **(Count 2) 18 VAC 50-22-260.B.15** and agrees to a monetary penalty of **\$800.00**; and **(Count 3) 18 VAC 50-22-260.B.31** and agrees to pay **\$400.00**; **(Count 4) 18 VAC 50-22-260.B.33** and agrees to pay **\$400.00**; **(Count 5) 18 VAC 50-22-260.B.28** and agrees to pay **\$1,850.00**. **Kenneth Kinsey t/a USA Construction** also agree to Board costs in the amount of **\$150.00**. **Kenneth Kinsey t/a USA Construction** agree to pay a total of **\$4,000.00**.

The Board shall waive imposition of the \$1,850.00 monetary penalty for Count 5 provided Kenneth M Kinsey satisfies the judgment and provides the Board with proof of the satisfaction within ninety days of the effective date of this Order. If Kenneth M Kinsey fails to comply with these conditions, than the full monetary penalty will be automatically imposed.

For violation of Counts 1, 2, 3, 4 and 5, **Kenneth Kinsey t/a USA Construction** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary.** **Dowdy, Mitchell, Giesen, O'Dell, Middleton** and were absent.

In the matter of Consent Order File Number 2015-02956 Samuel Stein, t/a Continental Home Improvements, the board reviewed the Consent Order as seen and agreed to by **Samuel Stein, t/a Continental Home Improvements**. **Samuel Stein, t/a Continental Home Improvements** did not attend the Board meeting in person, nor by counsel or any qualified representative.

**File Number
2015-02956
Samuel
Stein, t/a
Continental
Home
Improvements**

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Jeffrey A Sterne** admits to the following violations of the Board's Regulations: **(Count 1) 18 VAC 50-22-260.B** and agrees to a monetary penalty of **\$300.00**; and **(Count 2) 18 VAC 50-22-260.B.27** and agrees to pay the monetary penalty of **\$650.00**; **(Count 3) 18 VAC 50-22-260.B.31** and agrees to pay **\$300.00**. **Samuel Stein, t/a Continental Home Improvements** also agrees to Board costs in the amount of **\$150.00**. **Samuel Stein, t/a Continental Home Improvements** agrees to pay a total of **\$1,400.00**.

For violation of Counts 1, 2 and 3, **Samuel Stein, t/a Continental Home**

Improvements agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary.** **Dowdy, Mitchell, Giesen, O’Dell, Middleton** and were absent.

In the matter of Consent Order File Number 2015-03011 Harry L Devine, t/a Devine Home Improvements, the board reviewed the Consent Order as seen and agreed to by **Harry Lee Devine.** **Harry L Devine, t/a Devine Home Improvements** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
2015-03011
Harry L
Devine, t/a
Devine
Home
Improvements

A motion was made by **Mr. Redifer** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **Harry L Devine, t/a Devine Home Improvements** admits to the following violations of the Board’s Regulations (**Count 1**) **18 VAC 50-22-260.B.31** and agrees to a monetary penalty of **\$200.00.** **Harry L Devine, t/a Devine Home Improvements** also agrees to Board costs in the amount of **\$150.00.** **Harry L Devine, t/a Devine Home Improvements** agrees to pay a total of **\$350.00.**

Further, for violation of Count 1, **Harry L Devine** agrees have a member of Responsible Management successfully complete a Board-approved remedial education class.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Hux, Middleton, Mitchell, O’Dell, Oliver, Redifer, Smith and Trenary.** **Dyer, Dowdy, Giesen, Magruder, and Pace** were absent.

In the matter of Consent Order File Number 2015-03020 Alejandro Nunez, t/a Custom Contracting & Design, the board reviewed the Consent Order as seen and agreed to by **Alejandro Nunez.** **Alejandro Nunez, t/a Custom Contracting & Design Services** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
2015-03020
Alejandro
Nunez, t/a
Custom
Contracting
& Design

A motion was made by **Mr. Hux** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **Alejandro Nunez, t/a Custom Contracting & Design** admits to the following violations of the Board’s Regulations (**Count 1**) **18 VAC 50-22-260.B.9** and agrees to a monetary penalty of **\$400.00;** (**Count 2**) **18 VAC 50-22-260.B.33** and agrees to a monetary penalty of **\$750.00;** and (**Count 3**) **18 VAC 50-22-260.B.5** and agrees to a monetary penalty of **\$1,250.00.** **Alejandro Nunez, t/a Custom Contracting & Design** also agrees to Board costs in the amount of **\$150.00.** **Alejandro Nunez,**

t/a Custom Contracting & Design agrees to pay **\$2,550.00** and agrees to revocation of its license for violation of Count 3.

Further for violation of Counts 1 and 2, **Alejandro Nunez, t/a Custom Contracting & Design** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton** and were absent.

In the matter of Consent Order File Number 2015-03119 Ecological Energy Systems LLC, the board reviewed the Consent Order as seen and agreed to by **David S Edwards for Ecological Energy Systems LLC.**, **Ecological Energy Systems LLC**, did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
2015-03119
Ecological
Energy
Systems
LLC,

A motion was made by **Mr. Hux** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **Ecological Energy Systems LLC**, admits to the following violations of the Board’s Regulations (**Count 1**) **18 VAC 50-22-220.B** and agrees to a monetary penalty of **\$400.00** and (**Count 2**) **18 VAC 50-22-220.C** and agrees to a monetary penalty of **\$450.00**. **Ecological Energy Systems LLC**, also agrees to Board costs in the amount of **\$150.00**. **Ecological Energy Systems LLC**, agrees to pay a total of **\$1,000.00** and agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within six months of entry of the Order.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton** and were absent.

In the matter of Consent Order File Number 2015-03160 HVAC Information Inc., the board reviewed the Consent Order as seen and agreed to by **Wanda Roark Schaaff for HVAC Information Inc. Wanda Roark Schaaff for HVAC Information Inc.** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
2015-03160
HVAC
Information
Inc.

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **HVAC Information Inc.** admits to the following violations of the Board’s Regulations (**Count 1**) **18 VAC 50-22-230.A** and agrees to a monetary penalty of **\$300.00** and (**Count 2**) **18 VAC 50-22-220.A** and agrees to a monetary penalty of **\$450.00** and (**Count 3**) **18 VAC 50-22-220.B.** and agrees to a monetary penalty of **\$400.00**. **HVAC Information Inc.** also agrees to Board costs in the amount of **\$150.00**. **HVAC Information Inc.** agrees to pay **\$1,300.00**.

In addition, the Board shall waive imposition of the \$300.00 monetary penalty for Count 1 provided **HVAC Information Inc.** reports its current business and/or trade name to the Board, in writing, within ninety days of the effective date of the Order. If **HVAC Information Inc.** fails to comply with this condition, then the full monetary penalty will be automatically imposed and **HVAC Information Inc.** license will be suspended until it reports its current business and/ or trade name to the Board. Also **HVAC Information Inc.** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class for violation of Counts 1, 2 and 3.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

In the matter of Consent Order File Number 2015-03170 Sears Home Improvement Products Inc., the board reviewed the Consent Order as seen and agreed to by **A W Nyman, Jr. for Sears Home Improvement Products Inc.,** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
2015-03170
Sears Home
Improvement
Products
Inc.

A motion was made by **Mr. Smith** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Sears Home Improvement Products Inc.,** admits to the following violations of the Board’s Regulations (**Count 1**) **18 VAC 50-22-260.B.15** and agrees to a monetary penalty of **\$1,550.00.** **Sears Home Improvement Products Inc.,** also agrees to Board costs in the amount of **\$150.00.** **Sears Home Improvement Products Inc.,** agrees to pay **\$1,700.00** and agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class for violation of Count 1.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

In the matter of Consent Order File Number 2015-03176 Kevin Jackson Construction LLC, the board reviewed the Consent Order as seen and agreed to by **Kevin Jackson for Kevin Jackson Construction LLC** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
2015-03176
Kevin
Jackson
Construction
LLC

A motion was made by **Mr. Redifer** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **Kevin Jackson Construction LLC** admits to the following violations of the Board’s Regulations (**Count 1**) **18 VAC 50-22-260.B.8** and agrees to a monetary penalty of **\$400.00.** **Dream**

Kevin Jackson Construction LLC also agrees to Board costs in the amount of **\$150.00** and agrees to pay a total of **\$550.00** and agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class for violation of Count 1.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton** and were absent.

In the matter of Consent Order File Number 2016-00100 Shaun Hamp the board reviewed the Consent Order as seen and agreed to by **Shaun Hamp**. **Shaun Hamp** did not attend the Board meeting in person, or by counsel or any qualified representative.

File Number
2016-00100
Shaun
Hamp

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Shaun Hamp** admits to the following violations of the Board’s Regulations (**Count 1**) **18 VAC 50-22-260.B.9** and agrees to a monetary penalty of **\$400.00**; (**Count 2**) **18 VAC 50-22-260.B.33** and agrees to a monetary penalty of **\$500.00**; (**Count 3**) **18 VAC 50-22-260.B.27** and agrees to a monetary penalty of **\$750.00**; (**Count 4**) **18 VAC 50-22-230.A** and agrees to a monetary penalty of **\$50.00**; (**Count 5**) **18 VAC 50-22-260.B.2** and agrees to a monetary penalty of **\$1,100.00**; (**Count 6**) **18 VAC 50-22-260.B.22** and agrees to a monetary penalty of **\$00.00**; (**Count 7**) **18 VAC 50-22-260.B.23** and agrees to a monetary penalty of **\$100.00**; **Shaun Hamp** also agrees to Board costs in the amount of **\$150.00**. **Shaun Hamp** agrees to pay **\$3,050.00**.

The Board shall waive imposition of the \$400.00 monetary penalty for Count 1 provided Shaun Hamp provides a copy of his current contract within ninety days of the effective date of the Order.

The contract must be in compliance with Board Regulation 18 VAC 50-22-260.B.9. If Shaun Hamp fails to comply with this condition, then the full monetary penalty will be automatically imposed.

Further, for violation of Counts 1, 2, 3, 4, 5 and 7, Shaun Hamp agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton** and were absent.

In the matter of Consent Order File Number 2016-00152 Defrim

File Number

Bajraktari, t/a Italian Remodeling the board reviewed the Consent Order as seen and agreed to by **Defrim Bajraktari, t/a Italian Remodeling**. **Defrim Bajraktari, t/a Italian Remodeling** did not attend the Board meeting in person, nor by counsel or any qualified representative.

2016-00152
Defrim
Bajraktari,
t/a Italian
Remodeling

A motion was made by **Mr. Redifer** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **Capital Improvements II Inc** admits to the following violations of the Board's Regulations (**Count 1**) **18 VAC 50-22-260.B.8** and agrees to a monetary penalty of **\$400.00**; (**Count 2**) **18 VAC 50-22-260.B.9** and agrees to a monetary penalty of **\$400.00**; (**Count 3**) **18 VAC 50-22-260.B.27** and agrees to a monetary penalty of **\$750.00**; (**Count 4**) **18 VAC 50-22-260.B.33** and agrees to a monetary penalty of **\$850.00**. **Defrim Bajraktari, t/a Italian Remodeling** also agrees to Board costs in the amount of **\$150.00**. **Capital Improvements II Inc** agrees to pay **\$2,550.00**. **Further for violation of Counts 1, 2, 3, and 4, Defrim Bajraktari, agrees to have a member of Responsible Management to successfully complete a Board-approved Remedial Education**

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O'Dell, Middleton and were absent.**

In the matter of Consent Order File Number 2016-00177 Danny Brunk Jr., t/a DB Construction the board reviewed the Consent Order as seen and agreed to by **Danny Brunk Jr., for DB Construction** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
2016-00177
Danny Ray
Brunk, Jr.
t/a D B
Construction

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Danny Brunk Jr., t/a DB Construction** admits to the following violations of the Board's Regulations (**Count 1**) **18 VAC 50-22-260.B.31** and agrees to a monetary penalty of **\$900.00**; (**Count 2**) **18 VAC 50-22-260.B.28** and agrees to a monetary penalty of **\$2,500.00**. **Danny Brunk Jr., t/a DB Construction** also agrees to Board costs in the amount of **\$150.00** and to pay a total of **\$3,550.00**. In addition, the Board shall waive imposition of the \$2,500.00 monetary penalty and license revocation for Count 2 provided **Danny Brunk Jr., t/a DB Construction** satisfies the judgments and provides the Board with proof of the satisfactions within twelve months of the effective date of the Order. If Danny Ray Brunk Jr fails to comply with these conditions, then the full monetary penalty and license revocation will be automatically imposed.

Further for violation of Counts 1, and 2 **Danny Brunk Jr., t/a DB Construction** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within four months of the effective date of the order.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

In the matter of Consent Order File Number 2016-00260 Daniel Dozier, t/a All American Roofing Co the board reviewed the Consent Order as seen and agreed to by **Daniel Dozier for Daniel Dozier, t/a All American Roofing Co** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
2016-00260
Daniel
Dozier, t/a
All
American
Roofing Co

A motion was made by **Mr. Redifer** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **Daniel Dozier** admits to the following violations of the Board’s Regulations (**Count 1**) **18 VAC 50-22-260.B.9** and agrees to a monetary penalty of **\$400.00**; (**Count 2**) **18 VAC 50-22-260.B.33** and agrees to a monetary penalty of **\$1,000.00**; and (**Count 3**) **18 VAC 50-22-260.B.13** and agrees to a monetary penalty of **\$1,400.00**. **Daniel Dozier, t/a All American Roofing Co** also agrees to Board costs in the amount of **\$150.00** and to pay a total of **\$2,950.00**.

In addition, for violation of Counts 1, 2, and 3, **Daniel Dozier** agrees to have a member of Responsible Management successfully complete remedial education within ninety (90) days of the effective date of the Order.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

In the matter of Consent Order File Number 2016-00270 Thomas Montague Thompson III the board reviewed the Consent Order as seen and agreed to by **Thomas Montague Thompson III** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
Thomas
Montague
Thompson
III

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Thomas Montague Thompson III** admits to the following violations of the Board’s Regulations (**Count 1**) **18 VAC 50-22-260.B.9** and agrees to a monetary penalty of **\$400.00**; (**Count 2**) **18 VAC 50-22-260.B.16** and agrees to a monetary penalty of **\$2,500.00**. **Thomas Montague Thompson III** also agrees to Board costs in the amount of **\$150.00** and to pay a total of **\$3,050.00**.

In addition, for violation of Count 2, **Thomas Montague Thompson III** agrees to revocation of his license as of the effective date of the Order.

Further the Board shall waive imposition of the \$2,500.00 monetary penalty for Count 2 and the \$400.00 monetary penalty for Count 1.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary.** **Dowdy, Mitchell, Giesen, O’Dell, Middleton** and were absent.

In the matter of Consent Order File Number 2016-00293 Richard W Janson & Raymond K Janson, t/a The Janson Industries the board reviewed the Consent Order as seen and agreed to by **Richard W Janson & Raymond K Janson, t/a The Janson Industries** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
2016-00293
Richard W
Janson &
Raymond
Janson t/a
The Janson

A motion was made by **Mr. Redifer** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **Richard W Janson & Raymond K Janson, t/a The Janson Industries** admits to the following violations of the Board’s Regulations (**Count 1) 18 VAC 50-22-260.B.17** and agrees to a monetary penalty of **\$1,200.00; (Count 2) 18 VAC 50-22-260.B.27** and agrees to a monetary penalty of **\$760.00.** **Richard W Janson & Raymond K Janson, t/a The Janson Industries** also agrees to Board costs in the amount of **\$150.00** and to pay a total of **\$2,150.00.**

In addition, for violation of Counts 1 and 2, **Richard W Janson & Raymond K Janson, t/a The Janson Industries** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary.** **Dowdy, Mitchell, Giesen, O’Dell, Middleton** and were absent.

In the matter of Consent Order File Number 2016-00297 American Mechanical Inc. the board reviewed the Consent Order as seen and agreed to by **John H Cornett for American Mechanical Inc.** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
2016-0297
American
Mechanical
Inc.

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **American Mechanical Inc.** admits to the following violations of the Board’s Regulations (**Count 1) 18 VAC 50-22-260.B.8** and agrees to a monetary penalty of **\$400.00.** **American Mechanical Inc.** also agrees to Board costs in the amount of **\$150.00** and to pay a total of **\$550.00.**

In addition, for violation of Count 1, **American Mechanical Inc.** agrees have a member of Responsible Management successfully complete a Board-approved

remedial education class.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

In the matter of Consent Order File Number 2016-00299 Minerva Services LLC, t/a Handyman Matters the board reviewed the Consent Order as seen and agreed to by **Michael Shiber Dean. Minerva Services LLC, t/a Handyman Matters** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
2016-00299
Minerva
Services
LLC, t/a
Handyman
Matters

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Minerva Services LLC, t/a Handyman Matters** admits to the following violations of the Board’s Regulations (**Count 1) 18 VAC 50-22-260.B.10** and agrees to a monetary penalty of **\$100.00;** (**Count 2) 18 VAC 50-22-260.B.9** and agrees to a monetary penalty of **\$400.00.** **Minerva Services LLC, t/a Handyman Matters** also agrees to Board costs in the amount of **\$150.00 and** to pay a total of **\$650.00.**

In addition, for violation of Counts 1 and 2, **Minerva Services LLC, t/a Handyman Matters** agrees have a member of Responsible Management successfully complete a Board-approved remedial education class.

In addition, the Board shall waive imposition of the \$400.00 monetary penalty for Count 2 provided Minerva Services LLC provides a copy of its current contract within ninety days of the effective date of the Order. The contract must be in compliance with Board Regulation 18 VAC 50-22-260.B.9. If Minerva Services LLC fails to comply with this condition, then the full monetary penalty will be automatically imposed.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

In the matter of Consent Order File Number 2016-00305 Charles Ray Graves, t/a C R Graves Construction Co the board reviewed the Consent Order as seen and agreed to by **Charles Ray Graves. Charles Ray Graves, t/a C R Graves Construction Co** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
2016-00305
Charles Ray
Graves, t/a C
R Graves
Construction
Co

A motion was made by **Mr. Redifer** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **Charles Ray Graves, t/a C R Graves Construction** admits to the following violations of the Board’s Regulations (**Count 1) 18 VAC 50-22-210** and agrees to a monetary penalty of **\$1,000.00.**

Charles Ray Graves, t/a C R Graves Construction Co also agrees to Board costs in the amount of **\$150.00** and to pay a total of **\$1,150.00**.

In addition, for violation of Count 1, Charles Ray Graves agrees to revocation of his license.

Further, the Board shall waive imposition of license revocation for violation of Count 1 provided **Charles Ray Graves** agrees to terminate license no. 2705025392 and applies for a new license for the new business entity within thirty days of the effective date of the Order.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary.** **Dowdy, Mitchell, Giesen, O’Dell, Middleton** and were absent.

In the matter of Consent Order File Number 2016-00331 Exterior Escapes LLC the board reviewed the Consent Order as seen and agreed to by **Andrew Groelinger.** **Exterior Escapes LLC** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
2016-00331
Exterior
Escapes
LLC

A motion was made by **Mr. Redifer** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **Exterior Escapes LLC** admits to the following violations of the Board’s Regulations (**Count 1**) **18 VAC 50-22-260.B.19** and agrees to a monetary penalty of **\$800.00**; (**Count 2**) **18 VAC 50-22-230.B** and agrees to a monetary penalty of **\$550.00.** **Exterior Escapes LLC** also agrees to Board costs in the amount of **\$150.00** and to pay a total of **\$1,500.00.**

Further for violation of Count 1, **Exterior Escapes LLC** agrees to revocation of its license.

Further, the board shall waive imposition of the \$800.00 monetary penalty for Count 1 and shall waive imposition of the \$550.00 monetary penalty for Count 2.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary.** **Dowdy, Mitchell, Giesen, O’Dell, Middleton** and were absent.

In the matter of Consent Order File Number 2016-00351 HVAC Systems Solutions the board reviewed the Consent Order as seen and agreed to by **James B Yarborough for HVAC Systems Solutions.** **HVAC Systems Solutions** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
2016-00351
HVAC
Systems
Solutions

A motion was made by **Mr. Middleton** and seconded by **Mr. Mitchell** to ratify the proposed Consent Order offer wherein **Premium Lawn Care Services Inc** admits to the following violations of the Board's Regulations (**Count 1**) **18 VAC 50-22-260.B.28** and agrees to a monetary penalty of **\$1,850.00** and (**Count 2**) **18 VAC 50-22-210** and agrees to a monetary penalty of **\$0.00**.

HVAC Systems Solutions also agrees to Board costs in the amount of **\$150.00** and to pay a total of **\$2,000.00**. In addition, **HVAC Systems Solutions** agrees to revocation of its license for violation of Counts 1 and 2.

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

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O'Dell, Middleton** and were absent.

In the matter of Consent Order File Number 2016-00443 Evergreen Contractors, Inc. the board reviewed the Consent Order as seen and agreed to by **Juheon Yoo for Evergreen Contractors, Inc.** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
2016-00443
Evergreen
Contractors,
Inc.

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Evergreen Contractors, Inc.** admits to the following violations of the Board's Regulations (**Count 1**) **18 VAC 50-22-260.B.9** and agrees to a monetary penalty of **\$400.00**; (**Count 2**) **18 VAC 50-22-260.B.31** and agrees to a monetary penalty of **\$400.00**; (**Count 3**) **18 VAC 50-22-260.B.29** and agrees to a monetary penalty of **\$700.00**. **Evergreen Contractors, Inc.** also agrees to Board costs in the amount of **\$150.00** and to pay a total of **\$1,650.00**.

Further for violation of Counts 1, 2, and 3, **Evergreen Contractors, Inc.** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O'Dell, Middleton** and were absent.

In the matter of Consent Order File Number 2016-00493 Younger Construction Corporation the board reviewed the Consent Order as seen and agreed to by **Timothy Younger for Younger Construction Corporation.**

File Number
2016-00493
Younger

Younger Construction Corporation did not attend the Board meeting in person, nor by counsel or any qualified representative.

Construction Corporation

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Younger Construction Corporation** admits to the following violations of the Board's Regulations (**Count 1**) **18 VAC 50-22-260.B.8** and agrees to a monetary penalty of **\$400.00**; (**Count 2**) **18 VAC 50-22-260.B.27** and agrees to a monetary penalty of **\$250.00**. **Younger Construction Corporation** also agrees to Board costs in the amount of **\$150.00** and to pay a total of **\$800.00**.

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

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O'Dell, Middleton** and were absent.

In the matter of Consent Order File Number 2016-00514 Sheila Harden & Felimon Martinez-Rendon t/a Bayview Home Exteriors the board reviewed the Consent Order as seen and agreed to by **Sheila M Harden for Sheila Harden & Felimon Martinez-Rendon t/a Bayview Home Exteriors. Sheila Harden & Felimon Martinez-Rendon t/a Bayview Home Exteriors** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
2016-00514
Sheila Harden & Felimon Martinez-Rendon t/a Bayview Home Exteriors

A motion was made by **Mr. Redifer** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **Bret Duane McCarter, t/a Bret's Home Improvement** admits to the following violations of the Board's Regulations (**Count 1**) **18 VAC 50-22-260.B.18** and agrees to a monetary penalty of **\$800.00**. **Sheila Harden & Felimon Martinez-Rendon t/a Bayview Home Exteriors** also agree to Board costs in the amount of **\$150.00** and to pay a total of **\$950.00**.

In addition, for violation of Count 1, **Sheila M Hardin & Felimon Martinez-Rendon** agrees to revocation of their license.

The Board shall waive imposition of license revocation for violation of Count 1 provided **Sheila Harden & Felimon Martinez-Rendon** agrees to terminate license no. 2705100950 and obtains a new license for the new business entity within ninety days of the effective date of the Order. If **Sheila Harden & Felimon Martinez-Rendon** to comply with the condition, then the license revocation will be automatically imposed.

Further for violation of Count 1, **Sheila Harden & Felimon Martinez-Rendon** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary.** **Dowdy, Mitchell, Giesen, O’Dell, Middleton** and were absent.

In the matter of Consent Order File Number 2016-00529 Ray Reynolds Jr., t/a Ray Reynolds Construction the board reviewed the Consent Order as seen and agreed to by **Ray P Reynolds.** **Ray Reynolds Jr., t/a Ray Reynolds Construction,** did not attend the Board meeting in person by counsel nor by any other qualified individual.

File Number
2016-00529
Ray
Reynolds Jr.,
t/a Ray
Reynolds
Construction

A motion was made by **Mr. Redifer** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **Ray Reynolds Jr., t/a Ray Reynolds Construction** admits to the following violations of the Board’s Regulations (**Count 1**) **18 VAC 50-22-260.B.22** and agrees to a monetary penalty of **\$00.00.** **Ray Reynolds Jr., t/a Ray Reynolds Construction** also agrees to Board costs in the amount of **\$150.00** and to pay a total of **\$150.00.**

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary.** **Dowdy, Mitchell, Giesen, O’Dell, Middleton** and were absent.

In the matter of Consent Order File Number 2016-00560 Oscar Shane Perkins, t/a East Coast Walk In Tubs/Perkins Remodeling the board reviewed the Consent Order as seen and agreed to by **Oscar Shane Perkins.** **Oscar Shane Perkins, t/a East Coast Walk In Tubs/Perkins Remodeling** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
2016-00560
Oscar Shane
Perkins, t/a
East Coast
Walk In
Tubs/Perkin
s
Remodeling

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Oscar Shane Perkins, t/a East Coast Walk In Tubs/Perkins Remodeling** admits to the following violations of the Board’s Regulations (**Count 1**) **18 VAC 50-22-260.B.9** and agrees to a monetary penalty of **\$400.00;** (**Count 2**) **18 VAC 50-22-260.B.27** and agrees to a monetary penalty of **\$750.00** and (**Count 3**) **18 VAC 50-22-260.B.28** and agrees to a monetary penalty of **\$1,850.00.** **Oscar Shane Perkins, t/a East Coast Walk In Tubs/Perkins Remodeling** also agrees to Board costs in the amount of **\$150.00** and to pay a total of **\$1,500.00.**

Further for violation of Counts 1, and 3, **Oscar Shane Perkins, t/a East Coast Walk In Tubs/Perkins Remodeling** agrees to revocation of his license.

The Board shall waive imposition of the \$400.00 monetary penalty for Count 1 provided **Oscar Shane Perkins, t/a East Coast Walk In Tubs/Perkins Remodeling** provides a copy of his current contract within ninety days of the effective date of the Order. The contract must be in compliance with Board Regulation 18 VAC 50-22-260.B.9. If **Oscar Shane Perkins, t/a East Coast Walk In Tubs/Perkins Remodeling** fails to comply with this condition, then the full monetary penalty will be automatically imposed.

Further, the Board shall waive imposition of the \$1,850.00 monetary penalty and license revocation for Count 3 provided **Oscar Shane Perkins** satisfies the judgment and provides the Board with proof of the satisfaction within ninety days of the effective date of the Order. If Oscar Shane Perkins fails to comply with these conditions, then the full monetary penalty and license revocation will be automatically imposed.

It is noted that a member of Responsible Management for **Oscar Shane Perkins** was required to complete Remedial Education pursuant to the terms of the Consent Order entered into on March 3, 2015.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

In the matter of Consent Order File Number 2016-00576 T & T Contracting LLC the board reviewed the Consent Order as seen and agreed to by **T & T Contracting LLC** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
2016-00576
T & T
Contracting
LLC

Mr. Olson shared with the Board that priors exist.

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **T & T Contracting LLC** admits to the following violations of the Board’s Regulations (**Count 1) 18 VAC 50-22-260.B.29 (two violations @ 700.00 each)** and agrees to a monetary penalty of **\$1,400.00; (Count 2) 18 VAC 50-22-260.B.33** and agrees to a monetary penalty of **\$750.00. T & T Contracting LLC** also agrees to Board costs in the amount of **\$150.00 and** to pay a total of **\$2,300.00.**

Further for violation of Counts 1 and 2, **T & T Contracting LLC agrees to have** a member of Responsible Management successfully complete a Board-approved remedial education class.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and**

Trenary, Dowdy, Mitchell, Giesen, O'Dell, Middleton and were absent.

In the matter of Consent Order File Number 2016-00778 Geofreeze, Inc. the board reviewed the Consent Order as seen and agreed to by **W James D Underwood** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
2016-00778
Geofreeze,
Inc.

A motion was made by **Mr. Chowdhuri** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **Geofreeze, Inc.** admits to the following violations of the Board's Regulations (**Count 1**) **18 VAC 50-22-260.B.33 (Two violations at \$200.00 each)** and agrees to a monetary penalty of **\$400.00**. **Geofreeze, Inc.** also agrees to Board costs in the amount of **\$150.00** and to pay a total of **\$550.00**.

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

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O'Dell, Middleton and were absent.**

In the matter of Consent Order File Number 2016-01044 Timothy Allan Spencer the board reviewed the Consent Order as seen and agreed to by **Timothy Allan Spencer**. **Timothy Allan Spencer** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
2016-01044
Timothy
Allan
Spencer

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Timothy Allan Spencer** admits to the following violations of the Board's Regulations (**Count 1**) **18 VAC 50-22-260.B.8** and agrees to a monetary penalty of **\$750.00**. **Timothy Allan Spencer** also agrees to Board costs in the amount of **\$150.00** and to pay a total of **\$900.00**.

For violation of Count1, **Timothy Allan Spencer** agrees to have a member of Responsible Management successfully completed a Board-approved remedial education class.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O'Dell, Middleton and were absent.**

In the matter of Consent Order File Number 2016-01086 Ford

File Number

Construction Inc. the board reviewed the Consent Order as seen and agreed to by **Ford Construction Inc.** **Ford Construction Inc.** did not attend the Board meeting in person, nor by counsel or any qualified representative.

2016-01086
Ford
Construction
Inc.

A motion was made by **Mr. Oliver** and seconded by **Mr. Magruder** to ratify the proposed Consent Order offer wherein **Ford Construction Inc.** admits to the following violations of the Board's Regulations (**Count 1**) **18 VAC 50-22-260.B.29** and agrees to a monetary penalty of **\$700.00**. **Ford Construction Inc.** also agrees to Board costs in the amount of **\$150.00** and to pay a total of **\$850.00**.

For violation of Count1, **Ford Construction Inc.** agrees to have a member of Responsible Management successfully completed a Board-approved remedial education class.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary.** **Dowdy, Mitchell, Giesen, O'Dell, Middleton** and were absent.

In the matter of Consent Order File Number 2016-01118 Aquarius Pools, Inc. the board reviewed the Consent Order as seen and agreed to by **Jarod M Green for Aquarius Pools, Inc.** **Aquarius Pools, Inc.** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
2016-01118
Aquarius
Pools, Inc.

A motion was made by **Mr. Redifer** and seconded by **Mr. Trenary** to ratify the proposed Consent Order offer wherein **Aquarius Pools, Inc.** admits to the following violations of the Board's Regulations (**Count 1**) **18 VAC 50-22-260.B.29** and agrees to a monetary penalty of **\$700.00**. **Aquarius Pools, Inc.** also agrees to Board costs in the amount of **\$150.00** and to pay a total of **\$850.00**.

For violation of Count1, **Aquarius Pools, Inc.** agrees to have a member of Responsible Management successfully completed a Board-approved remedial education class.

In addition, for violation of Count 1, the Board shall waive imposition of the \$700.00 monetary penalty.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary.** **Dowdy, Mitchell, Giesen, O'Dell, Middleton** and were absent.

In the matter of Consent Order File Number 2016-01330 Prostruction Inc. the board reviewed the Consent Order as seen and agreed to by **Kurt**

File Number
2016-01330

Hendrickson for Prostruction Inc. Prostruction Inc. did not attend the Board meeting in person, nor by counsel or any qualified representative.

Prostruction Inc.

A motion was made by **Mr. Oliver** and seconded by **Mr. Smith** to ratify the proposed Consent Order offer wherein **Prostruction Inc.** admits to the following violations of the Board's Regulations (**Count 1**) **18 VAC 50-22-260.B.29** and agrees to a monetary penalty of **\$700.00**. **Prostruction Inc.** also agrees to Board costs in the amount of **\$150.00 and** to pay a total of **\$850.00**.

Further, for violation of Count1, **Prostruction Inc.** agrees to have a member of Responsible Management successfully completed a Board-approved remedial education class.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O'Dell, Middleton and were absent.**

In the matter of Consent Order File Number 2016-01333 AMC Builders LLC the board reviewed the Consent Order as seen and agreed to by **Calvin Chapman for AMC Builders LLC**. **AMC Builders LLC** did not attend the Board meeting in person, nor by counsel or any other qualified representative.

File Number
2016-01333
AMC
Builders
LLC

A motion was made by **Mr. Redifer** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **AMC Builders LLC** admits to the following violations of the Board's Regulations (**Count 1**) **18 VAC 50-22-260.B.29** and agrees to a monetary penalty of **\$700.00**. **AMC Builders LLC** also agrees to Board costs in the amount of **\$150.00 and** to pay a total of **\$850.00**.

Further for violation of Count 1, **AMC Builders LLC** agrees that a member of Responsible Management will successfully complete a Board-approved remedial education class.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O'Dell, Middleton and were absent.**

In the matter of Consent Order File Number 2016-01336 Reaves Drywall & Assoc Inc. the board reviewed the Consent Order as seen and agreed to by **Kerry Reaves for Reaves Drywall & Assoc Inc.** **Reaves Drywall & Assoc Inc.** did not attend the Board meeting in person, nor by counsel or any other qualified representative.

File Number
2016-01336
Reaves
Drywall &
Assoc Inc.

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Reaves Drywall & Assoc Inc.** admits to the following violations of the Board's Regulations (**Count 1**) **18 VAC 50-22-260.B.29** and agrees to a monetary penalty of **\$700.00**. **Reaves Drywall & Assoc Inc.** also agrees to Board costs in the amount of **\$150.00** and to pay a total of **\$850.00**.

Further, for violation of Count 1, **Reaves Drywall & Assoc Inc.** agrees that a member of Responsible Management shall successfully complete a Board-approved remedial education class.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary.** **Dowdy, Mitchell, Giesen, O'Dell, Middleton** and were absent.

In the matter of Consent Order File Number 2016-01337 Evans Carpet Corporation the board reviewed the Consent Order as seen and agreed to by **Russell M Evans for Evans Carpet Corporation** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
2016-01337
Evans
Carpet
Corporation

A motion was made by **Mr. Redifer** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **Evans Carpet Corporation** admits to the following violations of the Board's Regulations (**Count 1**) **18 VAC 50-22-260.B.29** and agrees to a monetary penalty of **\$700.00**. **Evans Carpet Corporation** also agrees to Board costs in the amount of **\$150.00** and to pay a total of **\$850.00**.

Further, for violation of Count 1, **Evans Carpet Corporation** agrees that a member of Responsible Management shall successfully complete a Board-approved remedial education class.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary.** **Dowdy, Mitchell, Giesen, O'Dell, Middleton** and were absent.

In the matter of Consent Order File Number 2016-01340 A & L Drywall Inc. the board reviewed the Consent Order as seen and agreed to by **Edward Maxwell for A & L Drywall Inc.** **A & L Drywall Inc.** did not attend the Board meeting in person by counsel nor by any other qualified representative.

File Number
2016-01340
A & L
Drywall Inc.

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **A & L Drywall Inc.** admits to the following violations of the Board's Regulations (**Count 1**) **18 VAC 50-22-260.B.29** and agrees to a monetary penalty of **\$700.00**. **A & L Drywall Inc.**

also agrees to Board costs in the amount of **\$150.00 and** to pay a total of **\$850.00.**

Further, for violation of Count 1, **A & L Drywall Inc.** agrees that a member of Responsible Management shall successfully complete a Board-approved remedial education class.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

In the matter of Consent Order File Number 2016-01346 Bollinger Construction Inc. the board reviewed the Consent Order as seen and agreed to by **Bollinger Construction Inc.** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
2016-01346
Bollinger
Construction
Inc.

A motion was made by **Mr. Redifer** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Quesenberrys Inc** admits to the following violations of the Board’s Regulations (**Count 1) 18 VAC 50-22-260.B.29** and agrees to a monetary penalty of **\$700.00. Bollinger Construction Inc.** also agrees to Board costs in the amount of **\$150.00 and** to pay a total of **\$850.00.**

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

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O’Dell, Middleton and were absent.**

The Board took a break from 10:15 to 10:35 a.m.

Break

Chairman Dyer called the meeting back to Order at 10:35 am.

Reconvene

Education Report

7. New
Business

Wendy Duncan the Board’s Education Specialist presented Staff’s recommendation of approval for **# VA Electrical Education** course for **Electrical Classroom training.**

Following discussion and review **Mr. Hux** offered a motion seconded by **Mr. Oliver** to approve **# VA Electrical Education –Electrical Classroom**

training.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary.** **Dowdy, Mitchell, Giesen, O’Dell, Middleton** and were absent.

Remedial Education

Adrienne Mayo the Board’s Regulatory Board Administrator shared that the last Remedial Ed class in March of 2016 had a lower than normal amount of attendees and staff believes it is because the class was held on Good Friday and many persons were on holiday. Nine Responsible managers attended.

ICC Preferred Provider Program

Michael Redifer, Board member shared with the Board members some information concerning the International Code Council Preferred provider program and its requirements. He discussed the program in detail and entertained questions at the conclusion of his presentation.

Following questions, answers and discussions **Mr. Trenary** offered a motion seconded by **Mr. Magruder** to approve ICC program as one of the Board’s preferred providers.

The motion was adopted with a unanimous vote. Members voting were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary.** **Dowdy, Mitchell, Giesen, O’Dell, Middleton** and were absent.

Service Contracts – Definition and Requirements

Eric Olson, Executive Director led the discussion around clarification of service contract exemption from requirement of 18 VAC 50-22-260 B 8 of the Board for Contractors Regulations.

After discussion, questions and answers **Mr. Oliver** offered a motion seconded by **Mr. Trenary** with the following Board decision:

“Work done that is included in a service contract shall not require an additional contract and will be considered to have met the requirements of the regulations. Work that is not included in the service contract must meet the contract requirements set forth in the regulations. Additionally, repair or replacement work, above the diagnostic service or work done to stabilize an emergency condition, must also meet the contract requirements.”

The motion was adopted as presented with a unanimous vote. Members voting

were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O'Dell, Middleton and were absent.**

At 11:07 am **Mr. Oliver** motioned, **“Mr. Chairman, I move that this meeting be recessed and that the Board immediately reconvene in closed meeting for the purpose of consultation with legal counsel pertaining to actual and/or potential litigation as permitted by §2.2-3711.A.7 of the Code of Virginia. The following non-members will be in attendance to reasonable aid the consideration of the topic. Jay DeBoer, Elizabeth Peay, Anika Coleman and Eric Olson. This motion is made with respect to the matters identified as agenda item 7 D. File number 2015-01875.”** The motion was seconded by **Mr. Redifer.**

**Closed
Session**

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O'Dell, Middleton and were absent.**

At 11:16 am **Mr. Dyer** offered a motion to reconvene the meeting. **Mr. Smith** seconded the motion.

**Back to
Order**

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary. Dowdy, Mitchell, Giesen, O'Dell, Middleton and were absent.**

Mr. Olson read the **Certification of Closed Meeting.**

**Certification
of Closed
Meeting**

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

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

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

Mr. Olson conducted the:

Call for Vote:

Members responding “Aye”: Vance T. Ayres, Goutam Chowdhuri, Herbert “Jack” Dyer, Jr., Jeffery Hux, Gene E. Magruder, James Oliver, E. C. “Chick” Pace, III Michael Redifer, Troy Smith, Jr., and Jason “Jake” Trenary.

Members absent were: H. Bailey Dowdy, David Giesen, Erby G. “Rudy” Middleton, III, Jeffrey S. Mitchell, and John O’Dell.

Mr. Oliver offered a motion seconded by **Mr. Hux** to reopen file **2015-01875**.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary.** **Dowdy, Mitchell, Giesen, O’Dell, Middleton** and were absent.

File Number
2015-01875
Budzevski
Karl
(Claimant)
V.
David Lee
Bryan
Vacate
Order
2015-01875

On April 12, 2016, the Board met to review and reconsider the record for **2015-01875** in this matter.

After discussion a motion was offered by **Mr. Oliver** and seconded by **Mr. Trenary** to vacate its order denying the recovery fund claim in **2015-01875**.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary.** **Dowdy, Mitchell, Giesen, O’Dell, Middleton** and were absent.

In the matter of File **2015-01875** the Board discussed the matter.

After discussion a motion was offered by **Mr. Oliver** and seconded by **Mr. Hux** to remand this case to be scheduled for an Informal Fact-Finding Conference so that the Claimant may present additional information to the Board regarding the recovery fund claim.

Remand
Case
2015-01875

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Hux, Chowdhuri, Dyer, Magruder, Oliver, Pace, Redifer, Smith and Trenary.** **Dowdy, Mitchell, Giesen, O’Dell, Middleton** and were absent.

Adrienne Mayo informed the Board that next week she and staff will be sending

Other Board

Contractor Board Meeting Minutes

April 12, 2016

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out a memo sharing that we will be hosting the 2nd Education Provider's Conference on **June 30th, 2016 at DPOR.**

Business

The Board meeting adjourned at 11:22 am for lunch.

**Adjourn-
ment**

Herbert "Jack" Dyer, Jr., Chairman

Jay W. DeBoer, Secretary

Copy teste:

Custodian of the Record