

BOARD FOR CONTRACTORS BOARD MEETING

DRAFT MINUTES

The Board for Contractors met on Tuesday, October 6, 2009 at the Department of Professional and Occupational Regulation (DPOR), 9960 Mayland Drive, Richmond, Virginia. The members indicated below were present. Each of the other members present was qualified to vote, except where a specific reason for disqualification is stated. There are 14 members on this board, in which seven constitutes a quorum pursuant to §54.1-1102.

Robert M. Kirby, Chairman
Mark Cronin
Kenneth Hart
Herbert "Jack" Dyer, Jr.
H. Bailey Dowdy
Michael Redifer
William Rusher
Troy Smith
Homer Pete Sumpter
Deborah Lynn Tomlin
Wyatt Walton
A. Bruce Williams
Dorothy Wood

Board Member absent from the meeting was: Jack Miller.

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

Jay W. DeBoer, Director
Mark Courtney, Deputy Director, LRD
Eric L. Olson, Executive Director
Sheila Watkins, Administrative Assistant
Karen Bullock, Compliance Specialist
Michelle Atkinson, Legal Analyst
Victoria Traylor, Legal Analyst
Earlyne Perkins, Legal Analyst
Nick Christner, Deputy Director, Compliance and Investigation
Adrienne Mayo, Regulatory Boards Administrator
Steven Jack, Assistant Attorney General

Chairman Robert Kirby called the meeting to order at 9:12 a.m. and declared declared a of board members was in attendance.

Call
To Order

A motion was made by **Mr. Hart** and seconded by **Mr. Sumpter** to approve the agenda. The motion passed unanimously. Members voting “Yes” were: **Tomlin, Dyer, Rusher, Hart, Williams, Cronin, Sumpter, Smith, Kirby, Redifer, Dowdy, Wood, and Walton.**

Approval of the
Agenda

Miller was absent.

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

Approval of Minutes

September 1, 2009 Board for Contractors Meeting
August 4, 2009 Informal Fact Finding Conference
August 12, 2009 Informal Fact Finding Conference
August 13, 2009 Informal Fact Finding Conference
August 13, 2009 Informal Fact Finding Conference
August 14, 2009 Informal Fact Finding Conference
August 18, 2009 Informal Fact Finding Conference
August 25, 2009 Informal Fact Finding Conference
September 1, 2009 Informal Fact Finding Conference

Mr. Dyer seconded the motion and it was unanimously approved by members: The motion passed unanimously. Members voting “Yes” were: **Tomlin, Dyer, Rusher, Hart, Williams, Cronin, Sumpter, Smith, Kirby, Redifer, Dowdy, Wood, and Walton.**

Miller was absent.

Barrett Hartman, vice president of the Home Builders Association addressed the Board and shared his concerns regarding the proposed regulations and indicated that his organization would be providing written comment during the regulatory public comment period. He shared that perhaps the fees might be too high.

Public Comment
Period

In the matter of Recovery Fund File Number 2008-02913, Joan McDonald (Claimants) vs. Rodney Coppersmith t/a Budget Builders (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Rodney Coppersmith t/a Budget Builders (Regulant)** did not appear at the board meeting. **Joan McDonald (Claimant)** did attend the Board meeting. She addressed the Board and shared her agreement with the recommendation.

File Number
2008-02913
Joan McDonald
(Claimant) and
Rodney Coppersmith
t/a Budget Builders
(Regulant)

Mr. Redifer, the Board’s Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mrs. Wood** and seconded by **Mr. Dyer** to adopt the claim review and the hearing officer’s recommendations and summary and approve the claim for payment in the

amount of \$20,000. The Claim Review and Summary are incorporated as a part of this Order. The motion passed by unanimous vote. Members voting "Yes" were: **Tomlin, Dyer, Rusher, Hart, Williams, Cronin, Sumpter, Smith, Kirby, Redifer, Dowdy, Wood and Walton.**

Miller was absent.

In the matter of Recovery Fund File Number 2009-03145, Pedro and Jayne Casingal (Claimant) vs. Michael Dempich t/a 1st Choice Window Company (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation.

**File Number
2009-03145
Pedro and Jayne
Casingal (Claimant)
vs Michael Dempich
t/a 1st Choice Window
Company (Regulant)**

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Sumpter** to continue this case to the December 8th, 2009 Board meeting. The motion passed by unanimous vote. Members voting "Yes" were: **Tomlin, Dyer, Rusher, Hart, Williams, Cronin, Sumpter, Smith, Kirby, Dowdy, Wood and Walton.**

Miller was absent. Redifer was not present and did not vote.

In the matter of Recovery Fund File Number 2009-03121, David Bank (Claimant) vs. Prestige Pools of VA, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Prestige Pools of VA. (Regulant)** did not appear at the board meeting. **David Bank (Claimants)** did attend the Board meeting. He addressed the Board.

**File Number
2009-03121
David Bank
(Claimant) and
Prestige Pools of VA.
Inc. (Regulant)**

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mr. Walton** and seconded by **Mr. Dyer** to adopt the claim review and reject the hearing officer's recommendations and summary for violations and approve the claim. **The Board finds that language in the Warrant in Debt supports the conclusion that the Court found the conduct of Prestige Pools of VA Inc. involved improper and dishonest conduct.** The Board awarded the sum of \$9,548.00. The motion passed by unanimous vote. Members voting "Yes" were: **Tomlin, Dyer, Rusher, Hart, Williams, Cronin, Sumpter, Smith, Kirby, Dowdy, Wood and Walton.**

Miller was absent. Redifer was not present and did not vote.

In the matter of Recovery Fund File Number 2009-02800, Herbert L Hamilton (Claimants) vs. L & J Shaffer LLC, t/a New Age Homes, (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **L & J Shaffer LLC (Regulant)** did not appear at the board meeting. **Patricia Hamilton, (Claimant)** did attend the Board meeting. She addressed the Board.

**File Number
2009-02800
Herbert L Hamilton
vs. L & J Shaffer
LLC, t/a New Age
Homes**

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mrs. Wood** to adopt the claim review and the hearing officer's recommendations and summary for violations and pay the claim in the amount of \$20,000.00. The motion passed with a unanimous vote. Members voting "yes" were: **Tomlin, Dyer, Rusher, Hart, Williams, Cronin, Sumpter, Smith, Kirby, Dowdy, Wood and Walton.**

Miller was absent. Redifer was not present and did not vote.

In the matter of Recovery Fund File Number 2009-02626, Barry Dickerson (Claimants) vs. Francis M Jarrelle, Jr. Construction, Inc (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Francis M Jarrell, Jr. Construction, Inc (Regulant)** did not appear at the Board meeting. **John Owens, attorney and his clients Barry and Cassie Dickerson (Claimants)** appeared at the Board meeting and addressed the Board.

File Number
2009-02626
Barry Dickerson
(Claimant) and
Francis M Jarrelle,
Jr. Construction, Inc
(Regulant)

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mr. Wood** and seconded by **Mr. Williams** to adopt the claim review and the hearing officer's recommendations and summary for violations and pay the claim in the amount of \$20,000.00. The motion passed by unanimous vote. Members voting "Yes" were: **Tomlin, Dyer, Rusher, Hart, Williams, Cronin, Sumpter, Smith, Kirby, Redifer, Dowdy, Wood and Walton.**

Miller was absent. Redifer was not present and did not vote.

In the matter of Recovery Fund File Number 2009-02347, R Jeremy A Stowell (Claimants) vs. Coastline Lawn Service LLC (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Coastline Lawn Services LLC (Regulant)** did not appear at the board meeting. **Jeremy A Stowell (Claimants)** did attend the Board meeting. He addressed the Board. Mr. Stowell's attorney, Ty Hill could not be at the meeting due to conflict.

File Number
2009-02347
R Jeremy A Stowell
(Claimant) and
Coastline Lawn
Services LLC
(Regulant)

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mr. Cronin** and seconded by **Mr. Dyer** to reject the hearing officer's recommendations and summary for violations and approve the claim. **The Board finds that language in the Warrant in Debt supports the conclusion that the Court found the conduct of Coastline Lawn Services LLC involved improper and dishonest conduct.** The Board awarded the sum of \$6,557.00. The motion passed by unanimous vote. Members voting "Yes" were: **Tomlin, Dyer, Rusher, Hart, Williams, Cronin, Sumpter, Smith, Kirby, Dowdy, Wood and Walton.**

Miller was absent. Redifer was not present and did not vote.

In the matter of Recovery Fund File Number 2009-02139, Gary and Frances Hodges (Claimants) vs. Bryant Causey and Kenneth Thacker t/a Electrical Services of Virginia (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Bryant Causey and Kenneth Thacker, t/a Electrical Services of Virginia (Regulant)** did not appear at the board meeting. **Gary and Frances Hodges (Claimants)** did attend the Board meeting. They addressed the Board.

**File Number
2009-02139
Gary and Frances
Hodges (Claimant)
and Bryant Causey
and Kenneth Thacker
t/a Electrical Services
of Virginia (Regulant)**

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mr. Walton** and seconded by **Ms. Wood** to adopt the claim review and the hearing officer's recommendations and summary and deny the claim for payment. The Board finds that there is no language in the judgment order that supports the conclusion that the court found that the conduct of **Bryant Causey and Kenneth Thacker t/a Electrical Service of Virginia** were involved in improper or dishonest conduct. The motion passed by unanimous vote. Members voting "Yes" were: **Tomlin, Dyer, Rusher, Hart, Williams, Cronin, Sumpter, Smith, Kirby, Dowdy, Wood and Walton.**

Miller was absent. Redifer was not present and did not vote.

In the matter of Recovery Fund File Number 2009-02116, Anthony and Stephanie Bailey (Claimants) vs. Lyons Development Corp (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Lyons Development Corp, t/a Lyons Development Corp (Regulant)** did not appear at the board meeting. **Daniel Hartnett, Attorney for Anthony and Stephanie Bailey (Claimants)** did attend the Board meeting. They addressed the Board.

**File Number
2009-02116
Anthony D Bailey
(claimant) , and
Lyons Development
Corp, t/a Lyons
Development Corp**

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mrs. Wood** and seconded by **Mr. Sumpter** to adopt the claim review and the hearing officer's recommendations and summary and deny the claim for payment. The Board finds that there is no language in the judgment order that supports the conclusion that the court found that the conduct of **Lyons Development Corp** involved improper or dishonest conduct. The motion passed by unanimous vote. Members voting "Yes" were: **Tomlin, Dyer, Rusher, Hart, Williams, Cronin, Sumpter, Smith, Kirby, Dowdy, Wood and Walton.**

Miller was absent. Redifer was not present and did not vote.

In the matter of Recovery Fund File 2009-01101, Charles E Crenshaw (Claimant) and Kicking Mule Farm Plumbing & Electrical Service, t/a Jerry Wayne Calbo (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation.

**File Number
2009-01101
Terrence P Coll
(Claimant) and Lyons**

Kicking Mule Farm Plumbing and Electrical Service Jerry Clabo (Regulant), did not attend the Board meeting. **Sheila and Charles Crenshaw, Jr. (Claimant)** did not attend the Board meeting.

**Development Corp,
t/a Lyons
Development Corp**

After discussion a motion was made by **Mrs. Wood** and seconded by **Mr. Williams** to adopt the claim review and the hearing officer's recommendations and summary and deny payment of the claim. The motion passed by unanimous vote. Members voting "Yes" were: **Tomlin, Dyer, Rusher, Hart, Williams, Cronin, Sumpter, Smith, Kirby, Dowdy, Wood and Walton.**

Miller was absent. Redifer was not present and did not vote.

In the matter of Recovery Fund File 2009-03570, Clara Mae Hudgins (Claimant) and Raymond E Lyons, t/a Talon Construction (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation.

**File Number
2009-03570
Clara Mae Hudgins
(Claimant) and
Raymond E Lyons, t/a
Talon Construction
(Regulant)**

Lyons did not appear at the Board meeting. **Clara Mae Hudgins** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

After discussion a motion was made by **Mrs. Hart** and seconded by **Mr. Hart** to adopt the claim review, which contains the facts regarding the recovery fund claim in this matter, adopts the Summary and adopt the recommendation to deny payment of the claim. The Claim Review and Summary are incorporated as a part of the Order. The Board voted to deny payment of the claim.

The motion passed by unanimous vote. Members voting "yes" were: **Tomlin, Dyer, Rusher, Hart, Williams, Cronin, Sumpter, Smith, Kirby, Dowdy, Wood and Walton.**

Miller was absent. Redifer was not present and did not vote.

In the matter of Recovery Fund File 2009-03543, John & Leslie Madden (Claimant) and Edsall Design & Build, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation.

**File Number
2009-03543
John & Leslie
Madden (claimant)
and Edsall Design
Build, Inc.**

John and Leslie Madden appeared at the Board meeting. **Edsall Design & Build, Inc.** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

After discussion a motion was made by **Mrs. Wood** and seconded by **Mr. Sumpter** to adopt the claim review, which contains the facts regarding the recovery fund claim in this matter, adopts the Summary and approve the recommendation. The Claim Review and Summary are incorporated as a part of the Order.

The Board voted to approve payment of the claim in the amount of **\$9,422.05**. The motion failed due to a tie vote. Members voting “yes” were: **Walton, Williams, Kirby, Sumpter, Cronin and Dyer**. Members voting “no” were: **Redifer, Rusher, Hart, Smith, Dowdy and Wood**.

Tomlin was not present and did not vote. Miller was absent.

After further discussion a motion was made by Mr. Walton and seconded by Mr. Williams to remand the case back to an Informal Fact Finding Conference. The motion passed by majority vote. Members voting “yes” were: **Redifer, Smith, Dowdy, Cronin, Dyer, Williams and Kirby**.

Members voting “no” were: **Rusher, Sumpter, Hart, Dyer and Wood**.

Tomlin was not present and did not vote. Miller was absent.

In the matter of Recovery Fund File 2009-03379, Audra M. Nielsen (Claimant) and House Pros, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation.

Joseph R. Lassiter, Jr. (attorney for the claimant) appeared at the Board meeting. **House Pros, Inc.** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

After discussion a motion was made by **Mrs. Wood** and seconded by **Mr. Williams** to adopt the claim review, which contains the facts regarding the recovery fund claim in this matter, adopts the Summary and approve the recommendation. The Claim Review and Summary are incorporated as a part of the Order. The Board voted to approve payment of the claim in the amount of **\$20,000.00**.

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Walton, Williams, and Wood**.

Tomlin was not present and did not vote. Miller was absent.

In the matter of Recovery Fund File 2009-02911, Oscar F. Baxter (Claimant) and Procraft of Virginia, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation.

Baxter did not appear at the Board meeting; **Procraft of Virginia, Inc.** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

After discussion a motion was made by **Mr. Sumpter** and seconded by **Mr. Hart** to adopt the claim review, which contains the facts regarding the recovery fund claim in this matter, adopts the Summary and accept the recommendation. The Board voted to

File Number
2009-03379

**Audra M. Nielsen
(Claimant) and House
Pros, Inc./a House
Pros, Inc. (Regulant)**

File Number
2009-02911

**Oscar F.
Baxter(Claimant) and
Procraft of Virginia,
Inc. (Regulant)**

approve payment of the claim in the amount of **\$3,198.91**. The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Walton, Williams, and Wood.**

Tomlin was not present and did not vote. Miller was absent.

In the matter of Recovery Fund File 2009-02904, Anne H. Kohut (Claimant) and Cabinet Refacers Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation.

**File Number
2009-02904
Anne H. Kohut
(Claimant) and
Cabinet Refacers Inc.
(Regulant)**

Anne Hout appeared at the Board meeting; **Cabinet Refacers Inc.** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

After discussion a motion was made by **Mr. Sumpter** and seconded by **Mr. Hart** to adopt the claim review, which contains the facts regarding the recovery fund claim in this matter, adopts the Summary and accepts the recommendation to deny payment of the claim. The motion passed by majority vote. Members voting “yes” were: **Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Walton, Williams, and Wood.** **Mr. Cronin** voted “no.”

Tomlin was not present and did not vote. Miller was absent.

In the matter of Recovery Fund File 2009-02787, Christopher Kuhlman (Claimant) vs. Prestige Pools of Va. Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation.

**File Number
2009-02787
Christopher Kuhlman
(Claimant) and
Prestige Pools of Va.
Inc. (Regulant)**

Christopher and Nicole Kuhlman and their attorney, John Bond appeared at the Board meeting. **Prestige Pools of Va., Inc.** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Sumpter** to adopt the claim review, which contains the facts regarding the recovery fund claim in this matter, adopts the Summary and amend the recommendation to pay the claim in the amount of **\$6,895.00**. The Claim Review and Summary are incorporated as a part of the Order. The motion passed by majority vote. Members voting “yes” were: **Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Walton, Williams, and Wood.** **Mr. Cronin** voted “no.”

Tomlin was not present and did not vote. Miller was absent.

In the matter of Recovery Fund File 2009-02143, Michael Gavigan (Claimant) vs. Larry W. Pippin, t/a Affordable Home Repair (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation.

**File Number
2009-02143
Michael Gavigan
(Claimant) and Larry**

Michael Gavigan appeared at the Board meeting. He addressed the Board. **Larry W. Pippin, t/a Affordable Home Repair** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

W. Pippin, t/a Affordable Home Repair (Regulant)

After discussion a motion was made by **Mr. Hart** and seconded by **Mrs. Wood** to adopt the claim review, which contains the facts regarding the recovery fund claim in this matter, adopts the Summary and adopts the recommendation to deny the claim. The motion passed by majority vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Walton, Williams, and Wood.** **Mr. Williams and Walton** voted “no.”

Tomlin was not present and did not vote. Miller was absent.

In the matter of License Application File Number 2009-04235, Gaines Roofing Services, LLC, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2009-04235
Gaines Roofing Services, LLC

Applicant Robert Gaines appeared at the IFF and the Board meeting. He addressed the Board. He shared his agreement with the recommendation. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote. After discussion **Mr. Walton** offered a motion that was seconded by **Mr. Williams** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference to grant a license. The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Miller was absent.

In the matter of License Application File Number 2009-04518, Allstate General Contractor, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2009-04518
Allstate General Contractor

Applicant Allstate General Contractor did not appear at the IFF or the Board meeting. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion **Mrs. Wood** offered a motion that was seconded by **Mr. Redifer** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference to deny a license. The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Miller was absent.

In the matter of License Application File Number 2009-04519, Thomas Clayton Hensley, Jr., t/a Hensley Roofing & Construction, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2009-04519
Thomas Clayton
Hensley, Jr., t/a
Hensley Roofing &
Construction**

Applicant Thomas Clayton appeared at the IFF but not the Board meeting. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Redifer** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference, to grant a license. The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Miller was absent.

In the matter of License Application File Number 2009-04520, 1st Step Home Improvement, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2009-04520
1st Step Home
Improvement**

Applicant Juan Coleman appeared at the IFF and the Board meeting. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Hart** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue a license. The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Miller was absent.

In the matter of License Application File Number 2010-00163, Jon L. W. Swan, t/a Renew Decorating, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2010-00163
Jon L. W. Swan, t/a
Renew Decorating**

Applicant Jon L. W. Swan appeared at the IFF and the Board meeting. He addressed the Board. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Redifer** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue the license. The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Miller was absent.

In the matter of License Application File Number 2010-00164, Eric Stempier, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2010-00164
Eric Stempier**

Applicant Eric Stempier appeared at the IFF but not the Board meeting. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Hart** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue the license. The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Miller was absent.

In the matter of License Application File Number 2010-00165, TNT Construction LLC, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2010-00165
TNT Construction
LLC**

Applicant Tommy Eugene Brown appeared at the IFF and the Board meeting. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Hart** and seconded by **Mr. Sumpter** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue the license. The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Miller was absent.

In the matter of License Application File Number 2010-00166, Nathan Jones, t/a Christian Painting Service, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2010-00166
Nathan Jones, t/a
Christian Painting
Service**

Applicant Nathan Jones appeared at the IFF and the Board meeting. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mrs. Wood** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue the license. The motion passed by unanimous vote. Members

voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Miller was absent.

In the matter of License Application File Number 2010-00168, Stafford Home Improvements, LLC, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2010-00168
Stafford Home
Improvements, LLC**

Applicant Christian Ellis appeared at the IFF and the Board meeting. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Redifer** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue the license. The motion passed by majority vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.** **Mr. Hart** voted “no.”

Miller was absent.

In the matter of License Application File Number 2010-00170, Brian Zatkoff, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2010-00170
Brian Zatkoff**

Applicant Brian Zatkoff appeared at the IFF and the Board meeting. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mrs. Wood** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue the license. The motion passed by majority vote. Members voting “yes” were: **Cronin, Dowdy, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.** **Mr. Dyer** voted “no.”

Miller was absent.

In the matter of Disciplinary File Number 2010-00172, Nafees Mohammad, t/a R N Contractor, (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference, and the Summary and recommendation.

**File Number
2010-00172
Nafees Mohammad,
t/a R N Contractor**

Nafees Mohammad along with his attorney, Michael Whitticar (Respondent) appeared at the IFF and the Board meeting. They addressed the Board. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion

and did not vote.

After discussion, a motion was made by **Mr. Hart** 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 adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Nafees Mohammad**, violated the following sections of its Regulations:

Effective January 1, 2003		
Count 1:	18 VAC 50-22-260 B 2	

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Miller was absent.

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

Count 1:	\$500.00	
Total		\$500.00

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Miller was absent.

In the matter of License Application File Number 2010-00171, RN Contractors, Inc., the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2010-00171
RN Contractors, Inc.

Applicant Nafees Mohammad appeared at the IFF and the Board meeting. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Redifer** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue the license. The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Miller was absent.

In the matter of License Application File Number 2010-00303, Paul Pasowicz, III, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2010-00303
Paul Pasowicz, III

Applicant Paul Pasowicz, III appeared at the IFF and the Board meeting. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Sumpter** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue the license. The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Miller was absent.

The Board took a 10 minute break from 10:40 am to 10:50 am.

Break

In the matter of Disciplinary File Number 2009-01568, East Coast Contracting, Inc. (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. There was a handout distributed to the Board members for review. **Gwen Frost of East Coast Contracting, Inc. (Respondent)** attended the Board meeting. He addressed the Board.

File Number
2009-01568
East Coast
Contracting, Inc.

The presiding Board representatives **Mr. Hart and Mr. Walton** were not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mrs. Wood** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **East Coast Contracting, Inc.** violated sections of its Regulations:

Effective February 1, 2006
Count 1: 18 VAC 50-22-260 B 9
Effective September 1, 2001
Count 2: 18 VAC 50-22-230 A
Count 3 18 VAC 50-22-260.B.6

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Williams, and Wood.**

Miller was absent.

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

Count 1:	\$600.00	
Count 2:	\$350.00	
Count 3:	\$800.00	
Total		\$1,750.00

In addition, for violation of Counts 1, 2 and 3 the Board voted to require **East Coast Contracting, Inc.** have a member of Responsible Management successfully complete a Board-approved remedial education class.

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Williams, and Wood.** **Hart and Walton were not present and did not vote.**

Miller was absent.

In the matter of Disciplinary File Number 2008-03447, Virginia Custom Construction LLC (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Virginia Custom Construction LLC (Respondent)** did not participate in the IFF and did not appear at the Board meeting nor did 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. Sumpter** and seconded by **Mrs. Wood** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Virginia Custom Construction LLC**, violated the following sections of its Regulations:

File Number
2008-03447
Virginia Custom
Construction LLC

Effective September 1, 2001	
Count 1:	18 VAC 50-22-260 B 5
Count 2:	18 VAC 50-22-260.B 31
Count 3:	18 VAC 50-22-260.B.29 (four violations)
Count 4:	18 VAC 50-22-230 B

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood. Miller was absent.**

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

Count 1:	\$2,500.00	
Count 2:	\$1,000.00	
Count 3:	\$350.00	Violation 1
	\$350.00	Violation 2
	\$1,500.00	Violation 3
	\$2,500.00	Violation 4
Count 4:	\$350.00	
Total		\$8,550.00
In addition, for violation of Counts 1, 2, 3 and 4, the Board voted to require Virginia Custom Construction LLC have a member of Responsible Management successfully complete a Board-approved remedial education class.		

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood. Redifer was not present and did not vote.**

Miller was absent.

In the matter of Disciplinary File Number 2009-02606, Groggins Development LLC (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. Phillip Groggins of **Groggins Development LLC (Respondent)** participated in the IFF and appeared at the Board meeting. The presiding Board representative **Mr. Redifer** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Hart** to close this case with a finding of no violations. The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

**File Number
 2009-02606
 Groggins
 Development LLC**

Miller was absent.

In the matter of Disciplinary File Number 2009-01380, Groggins Development LLC (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Phillip Groggins of Groggins Development LLC (Respondent)** appeared at the IFF and the Board meeting. Groggins disagreed with the recommendations. 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. Sumpter** and seconded by **Mrs. Wood** to adopt the Report of

**File Number
 2009-01380
 Groggins
 Development LLC**

Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Groggins Development LLC**, violated the following sections of its Regulations:

Effective January 1, 2003		
Count 1:	18 VAC 50-22-260.B 29	
Count 2:	18 VAC 50-22-260.B 30	Effective 9-1-2001

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Miller was absent.

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

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

In addition, for violation of Counts 1 and 2, the Board voted to require **Groggins Development LLC** have a member of Responsible Management successfully complete a Board-approved remedial education class.

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.** **Redifer was not present and did not vote.**

Miller was absent.

In the matter of Disciplinary File Number 2009-01362, Top Notch Builders, Inc. (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. Top Notch Builders, Inc. **(Respondent)** did not appear at the IFF and did not appear at the Board meeting. The presiding Board representative **Mr. Redifer** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Ms. Tomlin** to close this case with a finding of no violations. The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

File Number
2009-01362
Top Notch Builders,
Inc.

Miller was absent.

In the matter of Disciplinary File Number 2008-04190, For The Six Inc., t/a Turnkey Homes (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **For The Six Inc., t/a Turnkey Homes (Respondent)** appeared at the IFF but not the Board meeting. The presiding Board representatives **Mr. Redifer and Mr. Smith** were not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Hart** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **For The Six Inc., t/a Turnkey Homes,** violated the following sections of its Regulations:

File Number
2008-04190
For The Six Inc., t/a
Turnkey Homes

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

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Rusher, Sumpter, Tomlin, Walton, Williams, and Wood.**

Miller was absent.

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

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

In addition, for violation of Count 2, the Board voted to require **For The Six Inc.** have a member of Responsible Management successfully complete a Board-approved remedial education class. As to Count 1, the Board found no violation.

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Rusher, Sumpter, Tomlin, Walton, Williams, and Wood.** **Redifer and Smith were not present and did not vote.**

Miller was absent.

In the matter of Disciplinary File Number 2009-00210, Sprucewood & Assoc., Inc. (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Sprucewood & Assoc., Inc. (Respondent)** appeared at the IFF but not the Board meeting. The presiding Board representatives **Mr. Redifer and Mr. Smith** were not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by

File Number
2009-00210
Sprucewood & Assoc.,
Inc.

Mr. Williams to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Sprucewood & Assoc., Inc.**, violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 5	
Count 2:	18 VAC 50-22-260.B 6	

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Rusher, Sumpter, Tomlin, Walton, Williams, and Wood.**

Miller was absent.

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

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

In addition, for violation of Counts 1 and 2, the Board voted to require **Sprucewood & Associates, Inc.** have a member of Responsible Management successfully complete a Board-approved remedial education class.

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Rusher, Sumpter, Tomlin, Walton, Williams, and Wood.**
Redifer and Smith were not present and did not vote.

Miller was absent.

In the matter of Disciplinary File Number 2009-02732, Summit Construction LLC (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Summit Construction LLC (Respondent)** did not appear at the IFF or the Board meeting. The presiding Board representatives **Mr. Redifer and Ms. Wall** were not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Hart** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Summit Construction LLC**, violated the following sections of its Regulations:

File Number
2009-02732
Summit Construction
LLC

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 14	
Count 2:	18 VAC 50-22-230 B	
Count 3:	18 VAC 50-22-260 B 13	

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Miller was absent.

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

Count 1:	\$1,800.00	
Count 2:	\$850.00	
Count 3:	\$1,350.00	
Total		\$4,000.00

In addition, for violation of Counts 1, 2 and 3, the Board voted to revoke the license (No. 2705-063719).

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.** **Redifer was not present and did not vote.**

Miller was absent.

In the matter of Disciplinary File Number 2009-00775, Nick Reams Construction Services, Inc. (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Nick Reams of Nick Reams Construction Services, Inc. and his attorney, Derrick E. Rosser (Respondent)** appeared at the IFF and the Board meeting. They addressed the Board.

File Number
2009-00775
Nick Reams
Construction
Services, Inc.

The presiding Board representative **Mr. Smith** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mrs. Wood** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Nick Reams Construction Services, Inc.,** violated the following sections of its Regulations:

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

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

Dyer, Hart, Kirby, Redifer, Rusher, Sumpter, Tomlin, Walton, Williams, and Wood.

Miller was absent.

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

For violation of Count 1, the Board voted to require Nick Reams Construction Services, Inc. have a member of Responsible Management successfully complete a Board-approved remedial education class.

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Sumpter, Tomlin, Walton, Williams, and Wood. Smith was not present and did not vote.**

Miller was absent.

In the matter of Disciplinary File Number 2009-04611, Emmanuel J. Barbose, t/a Eagle 1 Construction (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Emmanuel J. Barbose, t/a Eagle 1 Construction (Respondent)** did not appear at the IFF or the Board meeting. The presiding Board representatives **Ms. Tomlin and Ms. Wall** were not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mrs. Williams** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Emmanuel J. Barbosa, t/a Eagle 1 Construction,** violated the following sections of its Regulations:

File Number
2009-04611
Emmanuel J.
Barbosa, t/a Eagle 1
Construction

Effective February 1, 2006

Count 1:	18 VAC 50-22-260.B 13
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The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Walton, Williams, and Wood.**

Miller was absent.

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

Count 1:	\$500.00
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Total		\$500.00
<p>In addition, for violation of Count 1, the Board voted to require Emmanuel Barbosa, t/a Eagle 1 Construction have a member of Responsible Management successfully complete a Board-approved remedial education class.</p>		

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Walton, Williams, and Wood. Tomlin was not present and did not vote.**

Miller was absent.

In the matter of Disciplinary File Number 2009-04603, Miguel Guzman, t/a MGC Construction (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Miguel Guzman, t/a MGC Construction (Respondent)** did not appear at the IFF or the Board meeting. The presiding Board representatives **Ms. Tomlin and Ms. Wall** were not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mrs. Wood** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Miguel Guzman, t/a MGC Construction,** violated the following sections of its Regulations:

**File Number
 2009-04603
 Miguel Guzman, t/a
 MGC Construction**

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

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Walton, Williams, and Wood.**

Miller was absent.

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

Count 1:	\$1,350.00	
Total		\$1,350.00
<p>In addition, for violation of Count 1, the Board voted to revoke license No. 2705-106182.</p>		

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Walton, Williams, and**

Wood. Tomlin was not present and did not vote.

Miller was absent.

In the matter of Disciplinary File Number 2009-04591, Robert Dreistadt, t/a Robert Dreistradt Electrical Services (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Robert Dreistadt (Respondent)** did not appear at the IFF or the Board meeting.

The presiding Board representatives **Ms. Tomlin and Mrs. Wall** were not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mrs. Wood** and seconded by **Mr. Walton** to close this case with a finding of no violation. The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Walton, Williams, and Wood. Tomlin was not present and did not vote.**

Miller was absent.

In the matter of Disciplinary File Number 2009-03332, Ricardo A. Contreras, t/a R C Home Services (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Ricardo A. Contreras (Respondent)** did not appear at the IFF or the Board meeting. The presiding Board representatives **Ms. Tomlin and Ms. Wall** were not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mrs. Wood** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Ricardo A. Contreras**, violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 13	

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Walton, Williams, and Wood.**

Miller was absent.

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

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

File Number
2009-04591
Robert Dreistadt, t/a
Robert Dreistradt
Electrical Services

File Number
2009-03332
Ricardo A. Contreras,
t/a R C Home
Services

In addition, for violation of Count 1, the Board voted to revoke license No. 2705-096872.

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Walton, Williams, and Wood.** Tomlin was not present and did not vote.

Miller was absent.

In the matter of Disciplinary File Number 2009-03303, Joseph E. Baker, t/a Baker Construction (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Joseph E. Baker (Respondent)** did not appear at the IFF. Baker appeared at the Board meeting and shared his disagreement with the recommendation. The presiding Board representatives **Ms. Tomlin and Ms. Wall** were not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mrs. Wood** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Joseph E. Baker**, violated the following sections of its Regulations:

File Number
2009-03303
Joseph E. Baker, t/a
Baker Construction

Effective September 1, 2001

Count 1:	18 VAC 50-22-260.B 13
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The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Walton, Williams, and Wood.**

Miller was absent.

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

Count 1:	\$500.00	
Total		\$500.00

In addition, for violation of Count 1, the Board voted to require **Joseph E. Baker** have a member of Responsible Management successfully complete a Board approved remedial education class

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Walton, Williams, and Wood.** Tomlin was not present and did not vote.

Miller was absent.

In the matter of Disciplinary File Number 2009-04309, Red Hawk Remodeling & Construction (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **John Flamish of Red Hawk Remodeling & Construction (Respondent)** Flamish appeared at the Board meeting. The presiding Board representative **Ms. Wall** 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. Sumpter** to remand this case to an Informal Fact Finding Conference (IFF) for addition information. The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

File Number
2009-04309
Red Hawk
Remodeling &
Construction

Miller was absent.

In the matter of Consent Order File Number 2008-02890 Board v. Edwin A. Penick, III, t/a Silver Hammer Design & Construction, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2008-02890
Edwin A. Penick, III,
t/a Silver Hammer
Design &
Construction

Edwin Penick, III (who was present at the Board meeting along with his attorney, Will Watkins), acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

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

Upon a motion by **Mr. Walton** seconded by **Mr. Williams** the board ratified the consent order with an unanimous vote: Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.** **Kirby was not present and did not vote.**

Miller was absent.

In the matter of Disciplinary File Number 2009-04014, Islander Pools, Inc. (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Islander Pools, Inc. (Respondent),** did not appear at the IFF or the Board meeting.

File Number
2009-04014
Islander Pools, Inc.

The presiding Board representative **Ms. Wall** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mrs. Wood** and

seconded by **Mr. Williams** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Islander Pools, Inc.**, violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260 B 28	

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Miller was absent.

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

Count 1:	\$1,900.00	
Total		\$1,900.00
In addition, for violation of Count 1, the Board voted to revoke license No. 2705-112198.		

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Miller was absent.

In the matter of Disciplinary File Number 2009-01716, Wright Way Irrigation & Landscape, Inc.(Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

**File Number
 2009-01716
 Wright Way
 Irrigation &
 Landscape, Inc.**

Wright Way Irrigation & Landscape, Inc. (Respondent) did not appear at the IFF or the Board meeting. The presiding Board representative **Ms. Wall** 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. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Wright Way Irrigation & Landscape, Inc.**, violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 60	

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Miller was absent.

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

Count 1:	\$800.00	
Total		\$800.00
In addition, for violation of Count 1, Wright Way Irrigation & Landscape, Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Miller was absent.

In the matter of Disciplinary File Number 2010-00254, J & J Construction ES, Inc. (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

**File Number
2010-00254
J & J Construction
ES, Inc.**

J & J Construction ES, Inc. (Respondent) did not appear at the IFF or the Board meeting. J & J Construction ES, Inc. requested via telephone for a continuance. The request was denied because it was not submitted in writing as instructed by staff. The presiding Board representative **Ms. Wall** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mrs. Wood** and seconded by **Mr. Dyer** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **J & J Construction ES, Inc.,** violated the following sections of its Regulations:

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

The motion passed by majority vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Williams, and Wood.** Walton voted “no.”

Miller was absent.

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

Count 1:	\$1,350.00	
Total		\$1,350.00
In addition, for violation of Count 1, the Board voted to revoke license No. 2705-110145.		

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Williams, and Wood.** Walton voted “no.”

Miller was absent.

In the matter of Disciplinary File Number 2010-00251, Makai Outdoor Design, Inc. (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

**File Number
 2010-00251
 Makai Outdoor
 Design, Inc.**

Makai Outdoor Design, Inc. (Respondent) did not appear at the IFF or the Board meeting. The presiding Board representative **Ms. Wall** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Dyer** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Makai Outdoor Design, Inc.,** violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260.B 13	
Count 2:	18 VAC 50-22-230 B	

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Miller was absent.

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

Count 1:	\$1,350.00	
Count 2:	\$850.00	
Total		\$2,200.00

In addition, for violation of Counts 1 and 2, the Board voted to revoke license No. 2705-121879.

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Miller was absent.

In the matter of Disciplinary File Number 2009-01211, The Hunter Company of Southwest Virginia, Ltd. (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

**File Number
 2009-01211
 The Hunter Company
 of Southwest Virginia,
 Ltd.**

Ryan Hunter of The Hunter Company of Southwest Virginia, Ltd. (Respondent) appeared at the IFF but not the Board meeting. The presiding Board representative **Ms. Wall** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mrs. Wood** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **The Hunter Company of Southwest Virginia, Ltd.,** violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260.B 9	
Count 2:	18 VAC 50-22-260 B 9	
Count 3:	18 VAC 50-22-260 B 8	
Count 4:	18 VAC 50-22-260 B 31	Effective 9-1-01
Count 5:	18 VAC 50-22-260 B 15 (two violations)	Effective 9-1-01
Count 6:	18 VAC 50-22-260 B 29 (two violations)	Effective 9-1-01

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Miller was absent.

After discussion a motion was made by **Mrs. Wood** and seconded by **Mr. Cronin** to impose the following sanctions:

Count 1:	\$400.00	
Count 2:	\$400.00	
Count 3:	\$400.00	

Count 4:	\$400.00	
Count 5:	\$1,500.00	
Count 6:	\$600.00	
Total		\$3,700.00

In addition, for violation of Counts 1 through 6, **The Hunter Company of Southwest Virginia, Ltd.** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Miller was absent.

In the matter of Disciplinary File Number 2010-00162, Brian M. Smith, t/a M G S Home Improvements (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

**File Number
 2010-00162
 Brian M. Smith, t/a M
 G S Home
 Improvements**

Brian M. Smith, t/a M G S Home Improvements (Respondent) participated, via telephone, at the IFF but did not attend the Board meeting. The presiding Board representative **Mr. Walton** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mrs. Wood** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Brian M. Smith**, violated the following sections of its Regulations:

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

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Williams, and Wood.**

Miller was absent.

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

Count 1:	\$500.00	
Total		\$500.00

In addition, for violation of Count 1, **Brian M. Smith** agrees to have a member of Responsible Management successfully complete

a Board-approved remedial education class.

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Williams, and Wood.** Walton was not present and did not vote.

Miller was absent.

In the matter of Disciplinary File Number 2010-00136, Cross Creek Properties, Inc. (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

**File Number
2010-00136
Cross Creek
Properties, Inc.**

Cross Creek Properties, Inc. (Respondent) did not appear at the IFF or the Board meeting. The presiding Board representative **Mr. Walton** 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. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Cross Creek Properties, Inc.**, violated the following sections of its Regulations:

Effective February 1, 2006

Count 1:	18 VAC 50-22-260.B 13	
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The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Williams, and Wood.**

Miller was absent.

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

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

In addition, for violation of Count 1, the Board voted to revoke license No. 2705-051754.

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Williams, and Wood.** Walton was not present and did not vote.

Miller was absent.

In the matter of Disciplinary File Number 2010-00133, Randall Daniel Dodson, t/a

File Number

Randys Home Improvements (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

**2010-00133
Randall Daniel
Dodson, t/a Randys
Home Improvements**

Randall Daniel Dodson (Respondent) did not appear at the IFF or the Board meeting. The presiding Board representative **Mr. Walton** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mrs. Wood** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Randall Daniel**, violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260.B 13	
Count 2:	18 VAC 50-22-230 B	

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Williams, and Wood.**

Miller was absent.

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

Count 1:	\$500.00	
Count 2:	\$750.00	
Total		\$1,250.00
In addition, for violation of Count 2, Randall Daniel Dodson agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		
In addition, for violation of Count 1, the Board voted to revoke license No. 2705-127032.		

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Williams, and Wood. Walton was not present and did not vote.**

Miller was absent.

In the matter of Disciplinary File Number 2010-00128, United Land & Marine Services, Inc., t/a United Land & Marine Services, Inc. (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

**File Number
2010-00128
United Land &
Marine Services, Inc.,
t/a United Land &**

United Land & Marine Services, Inc. (Respondent) did not attend the Board meeting. The presiding Board representative **Mr. Walton** 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 **Mrs. Wood** to remand this case to an Informal Fact Finding Conference (IFF) for processing per staff.

Marine Services, Inc.

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Williams, and Wood.** **Walton was not present and did not vote.**

Miller was absent.

In the matter of Disciplinary File Number 2009-03089, Pure-Water Well Drilling, LLC (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

File Number
2009-03089
Pure-Water Well
Drilling, LLC

Pure-Water Well Drilling, LLC (Respondent) did not appear at the IFF or the Board meeting. The presiding Board representative **Mr. Walton** 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. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Pure-Water Well Drilling, LLC**, violated the following sections of its Regulations:

Effective September 1, 2001		
Count 2:	18 VAC 50-22-260.B 26	

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Williams, and Wood.**

Miller was absent.

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

Count 1:	\$400.00	
Total		\$400.00

In addition, for violation of Count 2, **Pure-Water Well Drilling LLC** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

As to Count 1, the Board found no violation.

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Williams, and Wood. Walton was not present and did not vote.**

Miller was absent.

In the matter of Disciplinary File Number 2009-01943, Pure-Water Well Drilling, LLC (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

**File Number
 2009-01943
 Pure-Water Well
 Drilling, LLC**

Pure-Water Well Drilling, LLC (Respondent) did not appear at the IFF or the Board meeting. The presiding Board representatives **Mr. Walton and Mr. Miller** were 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. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Pure-Water Well Drilling, LLC**, violated the following sections of its Regulations:

Effective September 1, 2009		
Count 1:	18 VAC 50-22-260.B 8	
Count 2:	18 VAC 50-22-260 B 27	
Count 3:	18 VAC 50-22-260 B 26	
Count 4:	18 VAC 50-22-260 B 28	

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Williams, and Wood.**

Miller was absent.

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

Count 1:	\$250.00	
Count 2:	\$500.00	
Count 3:	\$400.00	
Count 4:	\$2,000.00	
Total		\$3,150.00

In addition, for violation of Counts 1, 2 and 3, Pure-Water Well Drilling LLC agrees to have a member of Responsible Management successfully complete a Board-approved remedial

education class.

In addition, for violation of Count 4, the Board voted to revoke license No. 2705-082232.

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Williams, and Wood. Walton was not present and did not vote.**

Miller was absent.

In the matter of Disciplinary File Number 2009-02634, Country Construction Incorporated (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

**File Number
 2009-02634
 Country Construction
 Incorporated**

Country Construction Incorporated (Respondent) did not appear at the IFF or the Board meeting. The presiding Board representatives **Mr. Walton and Mrs. Wood** were not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Hart** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Country Construction Incorporated,** violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 28 (two violations)	
Count 2:	18 VAC 50-22-260 B 28	Effective 2-1-06

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, and Williams.**

Miller was absent.

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

Count 1:	\$2,000.00	
Count 2:	\$2,000.00	
Total		\$4,000.00

In addition, for violation of Counts 1 and 2, the Board voted to revoke license No. 2705-066385.

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, and Williams.**

Walton and Wood were not present and did not vote.

Miller was absent.

In the matter of Disciplinary File Number 2009-03490, Stephen W Francis & Jack W Harris, t/a Construction Associates of Tidewater (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

**File Number
2009-03490
Stephen W. Francis &
Jack W. Harris, t/a
Construction
Associates of
Tidewater**

Stephen W Francis & Jack W Harris (Respondent) appeared at the IFF but not the Board meeting. The presiding Board representative **Mrs. Wood** 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. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Stephen W Francis & Jack W Harris**, violated the following sections of its Regulations:

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

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton and Williams.**

Miller was absent.

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

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

In addition, for violation of Counts 1 and 2, **Stephen W Francis & Jack W Harris** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

In addition, for violation of Count 3, the Board voted to revoke license No. 2705-125194.

The motion passed by unanimous vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton and Williams. Wood was not present and did not vote.**

Miller was absent.

In the matter of Consent Order File Number 2009-01439 Board v. Scott William Zieman, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2009-01439
Scott William Zieman

Redifer, the Board Representative in this case was not present and did not vote.

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

Count 1:	18 VAC 50-22-260 B 27	\$350.00
Count 2:	18 VAC 50-22-260 B 15	\$1,000.00
Board Costs		\$150.00
Total		\$1,500.00

In addition, for violation of Counts 1 and 2, **Scott William Zieman** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Williams** seconded by **Mrs. Wood** the board ratified the consent order with an unanimous vote: Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Miller was absent.

In the matter of Consent Order File Number 2009-02277 Board v. JSJ Home Remodeling Unlimited, Inc., the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2009-02277
JSJ Home Remodeling Unlimited, Inc.

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

Count 1:	18 VAC 50-22-260 B 31	\$400.00
Count 2:	18 VAC 50-22-260 B 29	\$600.00
Board Costs		\$150.00
Total		\$1,500.00

In addition, for violation of Counts 1 and 2, **JSJ Home Remodeling Unlimited, Inc.** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Williams** seconded by **Mrs. Wood** the board ratified the consent order with an unanimous vote: Members voting "yes" were: **Cronin, Dowdy, Dyer,**

Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.

Miller was absent.

In the matter of Consent Order File Number 2009-02436 Board v. Ratcliff Concrete & Construction, Inc., the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2009-02436
Ratcliff Concrete &
Construction, Inc.**

Sumpter, the Board Representative in this case was not present and did not vote.

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

Count 1:	18 VAC 50-22-260 B 31	\$400.00
Board Costs		\$150.00
Total		\$550.00
In addition, for violation of Count 1, Ratcliff Concrete & Construction, Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mrs. Wood** the board ratified the consent order with an unanimous vote: Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Tomlin, Walton, Williams, and Wood.**

Miller was absent.

In the matter of Consent Order File Number 2009-03133 Board v. Clinton Clemmons, t/a C & C Builders, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2009-03133
Clinton Clemmons,
t/a C & C Builders**

Sumpter, the Board Representative in this case was not present and did not vote.

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

Count 1:	18 VAC 50-22-260 B 8	\$750.00
Count 2:	18 VAC 50-22-260 B 29	\$1,000.00
Board Costs		\$150.00
Total		\$1,900.00

In addition, for violation of Counts 1 and 2, **Clinton Clemmons** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Williams** seconded by **Mrs. Wood** the board ratified the consent order with an unanimous vote: Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Tomlin, Walton, Williams, and Wood.**

Miller was absent.

In the matter of Consent Order File Number 2009-03165 Board v. John R Keeney, t/a Keeney Generator & Repair, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2009-03165
John R Keeney, t/a
Keeney Generator &
Repair**

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

Count 1:	18 VAC 50-22-260 B 27	\$250.00
Board Costs		\$150.00
Total		\$400.00

In addition, for violation of Count 1, **John R Keeney** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Williams** seconded by **Mrs. Wood** the board ratified the consent order with an unanimous vote: Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Miller was absent.

In the matter of Consent Order File Number 2009-03326 Board v. J & m Meyer Ltd., the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2009-03326
J & M Meyer Ltd.**

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

Count 1:	18 VAC 50-22-260 B 9	\$200.00
Count 2:	18 VAC 50-22-260 B 6	\$800.00
Count 3:	18 VAC 50-22-260 B 27	650.00
Board Costs		\$150.00

Total	\$1,800.00
In addition, for violation of Counts 1-3, J & M Meyer, Ltd. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.	

Upon a motion by **Mr. Williams** seconded by **Mrs. Wood** the board ratified the consent order with an unanimous vote: Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Miller was absent.

In the matter of Consent Order File Number 2009-03380 Board v. James R Williams, t/a Williams Heating & Air Conditioning, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
 2009-03380
 James R Williams, t/a
 Williams Heating &
 Air Conditioning**

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

Count 1:	18 VAC 50-22-260 B 8	\$250.00
Board Costs		\$150.00
Total		\$400.00
In addition, for violation of Count 1, James R Williams agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mrs. Wood** the board ratified the consent order with an unanimous vote: Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Miller was absent.

In the matter of Consent Order File Number 2009-03558 Board v. Michael Wayne Horton, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
 2009-03558
 Michael Wayne
 Horton**

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

Count 1:	18 VAC 50-30-190 1	\$100.00

Board Costs		\$150.00
Total		\$250.00
In addition, for violation of Count 1, Michael Wayne Horton agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mrs. Wood** the board ratified the consent order with an unanimous vote: Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Miller was absent.

In the matter of Consent Order File Number 2009-03567 Board v. William D Gilliam, t/a Don Enterprise & Associate, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
 2009-03567
 William D Gilliam, t/a
 Don Enterprise &
 Associate**

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

Count 1:	18 VAC 50-22-260 B 18	\$800.00
Board Costs		\$150.00
Total		\$950.00
In addition, for violation of Count 1, William D Gilliam agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mrs. Wood** the board ratified the consent order with an unanimous vote: Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Miller was absent.

In the matter of Consent Order File Number 2009-03729 Board v. Anthony L Walker, t/a A L Walker Electrical Services, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
 2009-03729
 Anthony L Walker,
 t/a A L Walker
 Electrical Services**

Smith, the Board Representative in this case was not present and did not vote.

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

Count 1:	18 VAC 50-22-260 B 29	\$50.00
Count 2:	18 VAC 50-22-260 B 18	\$800.00
Board Costs		\$150.00
Total		\$950.00
In addition, for violation of Counts 1 and 2, Anthony L Walker agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mrs. Wood** the board ratified the consent order with an unanimous vote: Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Sumpter, Tomlin, Walton, Williams, and Wood.**

Miller was absent.

In the matter of Consent Order File Number 2009-03792 Board v. Dickinson & Roth Construction LLC, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2009-03792
Dickinson & Roth
Construction LLC

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

Count 1:	18 VAC 50-22-260 B 9	\$400.00
Count 2:	18 VAC 50-22-260 B 27	\$650.00
Count 3:	18 VAC 50-22-260 B 27	\$650.00
Count 4:	18 VAC 50-22-260 B 6	\$800.00
Count 5:	18 VAC 50-22-260 B 31	\$400.00
Count 6:	18 VAC 50-22-260 B 12	\$850.00
Board Costs		\$150.00
Total		\$3,900.00
In addition, for violation of Counts 1 -6, Dickinson & Roth Construction LLC agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mrs. Wood** the board ratified the consent order with an unanimous vote: Members voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Miller was absent.

In the matter of Consent Order File Number 2009-03825 Board v. Christopher C Fox, t/a Fox Builders, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the

File Number
2009-03825
Christopher C Fox,

regulatory and/or statutory issues in this matter.

t/a Fox Builders

Christopher C Fox, t/a Fox Builders, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 27 (two violations)	\$400.00
Count 2:	18 VAC 50-22-260 B 29	\$600.00
Count 3:	18 VAC 50-22-260 B 31	\$400.00
Count 4:	18 VAC 50-22-260 B 26	\$850.00
Board Costs		\$150.00
Total		\$2,400.00

In addition, for violation of Counts 1-4, **Christopher C Fox** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Williams** seconded by **Mrs. Wood** the board ratified the consent order with an unanimous vote: Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Miller was absent.

In the matter of Consent Order File Number 2009-03840 Board v. Becki Davis Patrick, t/a B & M Roofing Company, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter. **Redifer**, the Board Representative in this case was not present and did not vote.

File Number
2009-03840
Becki Davis Patrick,
t/a B & M Roofing
Company

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

Count 1:	18 VAC 50-22-260 B 29	\$0.00
Count 2:	18 VAC 50-22-260 B 5	\$700.00
Count 3:	18 VAC 50-22-260 B 30	\$800.00
Board Costs		\$150.00
Total		\$1,650.00

In addition, for violation of Counts 1-3, **Becki Davis Patrick** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

It is noted that Becki Davis Patrick submitted a revised contract template to the Board.

Upon a motion by **Mr. Williams** seconded by **Mrs. Wood** the board ratified the consent order with an unanimous vote: Members voting "yes" were: **Cronin, Dowdy, Dyer,**

Hart, Kirby, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.

Miller was absent.

In the matter of Consent Order File Number 2009-04053 Board v. Amazing Sidling Partners, Inc., the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2009-04053
Amazing Sidling
Partners, Inc.**

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

Count 1:	18 VAC 50-22-260 B 31	\$400.00
Board Costs		\$150.00
Total		\$550.00

In addition, for violation of Count1, **Amazing Siding Partners, Inc.** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Williams** seconded by **Mrs. Wood** the board ratified the consent order with an unanimous vote: Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Miller was absent.

In the matter of Consent Order File Number 2009-04114 Board v. Danny R Gardner, t/a Gardner's Contractors, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2009-04114
Danny R Gardner, t/a
Gardner's
Contractors**

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

Count 1:	18 VAC 50-22-260 B 27	\$200.00
Board Costs		\$150.00
Total		\$350.00

In addition, for violation of Count 1, **Danny R Gardner** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Williams** seconded by **Mrs. Wood** the board ratified the consent order with an unanimous vote: Members voting "yes" were: **Cronin, Dowdy, Dyer,**

Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.

Miller was absent.

In the matter of Consent Order File Number 2009-04546 Board v. Karen A Fox, t/a Karen Fox Contracting, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2009-04546
Karen A Fox, t/a
Karen Fox
Contracting**

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

Count 1:	18 VAC 50-22-260 B 17	\$1,000.00
Board Costs		\$150.00
Total		\$1,150.00
In addition, for violation of Counts1, Karen A Fox agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mrs. Wood** the board ratified the consent order with an unanimous vote: Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Miller was absent.

A. Regulatory Update:

Other Board Business

Eric Olson briefed the Board regarding the Regulatory package, noting no new information.

B. Election of Officers:

New Business

Jay W. DeBoer, Director of DPOR, asked the Board for nominations for chairman and vice chairman. **Mrs. Wood** nominated Mr. Kirby to continue as Board chairman and Mr. Redifer to continue as Board vice chairman. The Board members unanimously voted yes: Members voting yes were: **Cronin, Dowdy, Dyer, Hart, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Miller was absent.

C. Selection of Contractor Rep to WWOOSSP Board:

Mr. Redifer nominated Mr. Kirby as the representative to WWOOSSP Board, **Mr.**

Sumpter seconded the nomination. The Board members unanimously voted yes: Members voting yes were: **Cronin, Dowdy, Dyer, Hart, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Miller was absent.

D. Selection of Contractor Rep to Miss Utility Board:

Mr. Kirby nominated Mr. Redifer to continue as the Board's representative to Miss Utility Board, **Mr. Williams** seconded the nomination. The Board members unanimously voted yes: Members voting yes were: **Cronin, Dowdy, Dyer, Hart, Kirby, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Miller was absent.

E. CID Training:

Nick Christner, Deputy Director, CID, conducted Board member training.

F. License and Education Training:

Jill Richardson, License and Education Administrator, conducted Board member training.

G. Recovery Fund Training

Steven Jack presented an informal training session on the Recovery Fund eligibility.

H. 2010 Proposed IFF Schedule:

Dean Ricks, Assistant Director of Adjudication, presented to the Board the 2010 proposed IFF schedule.

Upon a motion by **Mrs. Wood**, seconded by **Mr. Redifer**, the Board by unanimous vote approved the proposed 2010 IFF schedule. Members voting yes were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Miller was absent.

Their being no further business to come before the board, the meeting was adjourned at **1:30 p.m.** upon a motion by **Mrs. Wood** and seconded by **Mr. Williams**. The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and**

Adjournment

Wood.

Miller was absent.

Robert Kirby, Chairman

Jay W. DeBoer, Secretary

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Custodian of the Record