

DRAFT BOARD FOR CONTRACTORS BOARD MEETING

MINUTES

The Board for Contractors met on Tuesday, December 7th, 2010 at the Department of Professional and Occupational Regulation (DPOR), 9960 Mayland Drive, Richmond, Virginia. The members indicated below were present. Each of the other members present was qualified to vote, except where a specific reason for disqualification is stated. There are 15 members on this board, in which seven constitutes a quorum pursuant to §54.1-1102.

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

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

Gordon Dixon, Director
Mark Courtney, Deputy Director, LRD
Eric L. Olson, Executive Director
Sheila Watkins, Administrative Assistant
Karen Bullock, Administrative Assistant
Earlyne Perkins, Legal Analyst
Victoria Traylor, Legal Analyst
Chris Kunkel, Licensing Education Specialist
Chiane Hicks, Licensing Specialist
Adrienne Mayo, Regulatory Boards Administrator
Steven Jack, Assistant Attorney General
Leas Roth, Licensing and Education Administrator

Chairman Dorothy Wood called the meeting to order at 9:08 a.m. and declared a quorum of board members was in attendance.

**Call
To Order**

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

Approval of the Agenda

Mr. Smith was not present.

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

Approval of Minutes

October 19th, 2010 Board for Contractors Meeting
September 10th, 2010 Informal Fact Finding Conference
September 28th, 2010 Informal Fact Finding Conference
September 29th, 2010 Informal Fact Finding Conference
October 5th, 2010 Informal Fact Finding Conference
October 8th, 2010 Informal Fact Finding Conference
October 14th, 2010 Informal Fact Finding Conference
October 19th, 2010 Informal Fact Finding Conference
October 21st, 2010 Informal Fact Finding Conference
October 26th, 2010 Informal Fact Finding Conference

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

Mr. Smith was not present.

There was no public comment.

Public Comment Period

In the matter of Recovery Fund File Number 2010-02219, Frederick and Karen Helms (Claimants) vs. Kenneth Stevens, t/a Stevens Construction (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Kenneth Stevens (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Frederick Helms (Claimant)** attended the Board meeting. He addressed the Board and shared his disagreement with the recommendation.

File Number
2010-02219
Frederick and Karen Helms
(Claimants)
and Kenneth Stevens
t/a Stevens Construction
(Regulant)

Mrs. Tomlin, the Board’s Hearing Representative was not present and did not participate during the discussion or the vote.

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

adopt the claim review and the hearing officer's recommendations and summary and pay the claim in the amount of \$2,025.00. The Claim Review and Summary are incorporated as a part of this Order. The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Sumpter, Walker, Walton, Williams and Wood.**

Mr. Smith was not present.

In the matter of Recovery Fund File Number 2010-02604, Richard Drom (Claimant) vs. Regency Homes LC (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Regency Homes LC (Regulant)** did not appear at the board meeting. **Richard Drom (Claimant)** did not attend the Board meeting.

File Number
2010-02604
Richard Drom(Claimant) and
Regency Homes LC
(Regulant)

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

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Gelardi** to adopt the claim review and the hearing officer's recommendations and summary and deny payment of the claim. The Claim Review and Summary are incorporated as a part of this Order. The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Sumpter, Walker, Walton, Williams and Wood.**

Mr. Smith was not present.

In the matter of Recovery Fund File Number 2010-02680, Gary and Linda Jones (Claimants) vs. White Oak Contractors LLC, t/a White Oak Contractors LLC (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **White oak Contractors LLC (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Gary and Linda Jones (Claimants)** did not attend the Board meeting.

File Number
2010-02680
Gary and Linda Jones
(Claimant) vs. White Oak
Contractors LLC, t/a
White Oak Contractors
LLC (Regulant)

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

After discussion, a motion was made by **Mr. Walton** and seconded by **Mr. Sumpter** to adopt the claim review and the hearing officer's recommendations and summary and pay the claim in the amount of \$1,605.00. The Claim Review and Summary are incorporated as a part of this Order. The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Sumpter, Walker, Walton, Williams and Wood.**

Mr. Smith was not present.

In the matter of Recovery Fund File Number 2010-02749, Craig and Maria Castleberry (Claimants) vs. A & M Building Corp (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **A & M Building Corp (Regulant)** did not appear at the board meeting. **Craig and Maria Castleberry (Claimants)** did not attend the Board meeting.

File Number
2010-02749
Craig and Maria Castleberry
(Claimant) and
A & M Building Corp
(Regulant)

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

A & M Building Corp requested in writing that this case be continued to the January 11, 2011 board meeting.

After discussion, a motion was made by Mr. Dowey and seconded by Mr. Sumpter to continue this case to the January 11, 2011 board meeting. The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

Mr. Smith was not present.

In the matter of Recovery Fund File Number 2010-03150, Steven and Dawn Schroeder (Claimants) vs. "Get Smart" Home Improvement (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **"Get Smart" Home Improvement (Regulant)** did not appear at the board meeting. **Steven Schroeder (Claimant)** attended the Board meeting. He addressed the Board and shared his agreement with the recommendation.

File Number
2010-03150
Steven and Dawn Schroeder
(Claimants)
and
"Get Smart" Home
Improvement
(Regulant)

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

After discussion, a motion was made by **Mr. Gelardi** and seconded by **Mr. Dowey** to send the case back to staff for another Informal Fact Finding Conference. The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Sumpter, Walker, Walton, Williams and Wood.**

Mr. Smith was not present.

In the matter of Recovery Fund File Number 2010-03494, George and Shelly Currin (Claimants) vs. Richard Milbourne, Jr. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Richard Milbourne, Jr. (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative.

File Number
2010-03494
George and Shelly Currin
(Claimant) and Richard
Milbourne, Jr. (Regulant)

George & Shelly Currin (Claimants) did not attend the Board meeting. They were represented by their attorney, Josh Dave. Mr. Dave addressed the Board and shared their disagreement with the recommendation.

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

After discussion, a motion was made by **Mr. Walton** and seconded by **Mr. Gelardi** to adopt the claim review and reject the recommendation and approve the license because the claim meets all criteria for payment in the amount of \$20,000.00. The Claim Review and Summary are incorporated as a part of this Order. The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Sumpter, Walker, Walton, Williams and Wood.**

Mr. Smith was not present.

In the matter of Recovery Fund File Number 2009-03474, Virginia Hill (Claimant) vs. Two Checks LLC (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Two Checks LLC (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Two Checks LLC (Claimant)** did not attend the Board meeting.

File Number
2009-03474
Virginia Hill (claimant) and
Two Checks 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. Dowdy** and seconded by **Mr. Gelardi** to continue this case to the January 11, 2011 board meeting. The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

Mr. Smith was not present.

In the matter of Recovery Fund File Number 2009-04183, Raymond Aarons (Claimant) vs. John Fillman, t/a Fillman's Construction (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **John Fillman (Regulant)** did not appear at the board meeting. **Raymond Aarons (Claimants)** did not attend the Board meeting.

File Number
2009-04183
Raymond Aarons (Claimant)
John Fillman, t/a Fillman's
Construction (Regulant)

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

After further discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Gelardi** to adopt the claim review and the hearing officer's recommendations and summary and pay the claim in the amount of \$2,253.00. The Claim Review and Summary are incorporated as a part of this Order. The motion passed by unanimous

vote. Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

Mr. Smith was not present.

In the matter of Recovery Fund File Number 2009-04453, Paul Lindgren (Claimant) vs. Resom, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Rescom, Inc. (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Paul Lindgren (Claimant)** attended the Board meeting. He addressed the Board and shared his disagreement with the recommendation.

File Number
2009-04453
Paul Lindgren (Claimant)
Resom, Inc.
(Regulant)

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

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

Mr. Smith was not present.

In the matter of Recovery Fund File Number 2010-02538, John and Sarah Shumway (Claimants) vs. Timberline Design and 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. **Timberline Design and Build, Inc. (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **John and Sarah Shumway (Claimants)** attended the Board meeting. They addressed the Board and shared their agreement with the recommendation.

File Number
2010-02538
John and Sarah Shumway
(Claimants) and
Timberline Design and Build,
Inc. (Regulant)

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

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Gelardi** to adopt the claim review and the hearing officer’s recommendations and summary and pay the claim in the amount of \$20,000.00. The Claim Review and Summary are incorporated as a part of this Order. The motion passed by unanimous vote. Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

Mr. Smith was not present.

In the matter of Recovery Fund File Number 2010-02734, Michelle Tilley (Claimant) vs. Autumn Hayes, t/a CO2 Construction (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Autumn Hayes (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Michelle Tilley (Claimant)** attended the Board meeting. She addressed the Board and shared her agreement with the recommendation.

File Number
2010-02734
Michelle Tilley (Claimant)
Autumn Hayes, t/a CO2
Construction (Regulant)

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

After discussion, a motion was made by **Mr. Williams** and seconded by **Mr. Sumpter** to adopt the claim review and the hearing officer's recommendations and summary and pay the claim in the amount of \$20,000.00. The Claim Review and Summary are incorporated as a part of this Order. The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

Mr. Smith was not present.

In the matter of License Application File Number 2011-01393, Jeffrey A. Biango, t/a Autumn Concrete, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2011-01393
Jeffrey A. Biango, t/a
Autumn Concrete

Applicant Jeffrey A. Biango appeared at the IFF. He did not attend the Board meeting.

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

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

Mr. Smith was not present.

In the matter of Disciplinary File Number 2011-01395, All Things Possible, Inc. VA, (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

File Number
2011-01395
All Things Possible, Inc. VA

James Harley Hampton of All Things Possible, Inc. VA (Respondent) appeared at the IFF and the Board meeting. He addressed the Board and shared his disagreement

with the summary and recommendation (s).

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

After discussion, a motion was made by **Mr. Walker** and seconded by **Mr. Walton** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **All Things Possible, Inc.**, violated the following sections of its Regulations:

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

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

Mr. Smith was not present.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Williams** to send this case to another Informal Fact Finding Conference. After further discussion, the motion was withdrawn by Mr. Dyer.

The Board found that **All Things Possible, Inc. VA**, violated the following sections of its Regulations:

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

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

After further discussion, a motion was made by **Mr. Williams** and seconded by **Mr. Gelardi** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and reject the Summary of the Informal Fact-Finding Conference with Recommendations. Instead, the Board voted that All Things Possible, Inc. VA license be placed on probation for a period of six (6) months. While on probation, All Things Possible, Inc. VA must provide evidence satisfactory to the Board that it has deposited \$10,000.00 into an escrow account as a basis towards settlement of the \$63,473.60 judgment obtained against it. Failure to comply with any terms of probation will result in the automatic revocation of All Things Possible, Inc. VA license.

The motion passed by majority vote. Members voting “yes” were: **Dyer, Gelardi,**

Giesen, Middleton, Murrow, Pace, Vander Pol, Tomlin, and Williams.

Members voting “no” were: Wood, Sumpter, Walton, Dowdy and Walker

Mr. Smith was not present.

In the matter of License Application File Number 2011-01394, James Harley Hampton, t/a Jim Hampton, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

**File Number
2011-01394
James Harley Hampton, t/a
Jim Hampton**

Applicant James Harley Hampton appeared at the IFF and the Board meeting and shared his disagreement with the recommendation to the Board.

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

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

Mr. Williams voted “no”.

Mr. Smith was not present.

In the matter of License Application File Number 2011-01396, George Scott III, t/a George’s Contracting & Handyman Services, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

**File Number
2011-01396
George Scott III, t/a George’s
Contracting & Handyman
Services**

Applicant George Scott III appeared at the IFF and the Board meeting.

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

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

Mr. Walton voted “no”.

Mr. Smith was not present.

In the matter of License Application File Number 2011-01397 Eric W. Day, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

**File Number
2011-01397
Eric W. Day**

Applicant Eric W. Day appeared at the IFF.

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

After discussion **Mr. Sumpter** offered a motion that was seconded by **Mr. Williams** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grants a license. The motion passed by unanimous vote. **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

Mr. Smith was not present.

In the matter of License Application File Number 2011-01398 Trey Adkins, t/a Tay Co., the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

**File Number
2011-01398
Trey Adkins, t/a Tay Co.**

Applicant Trey Adkins appeared at the IFF and the Board meeting. He shared his disagreement with the recommendations with the Board.

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

After discussion **Mrs. Tomlin** offered a motion that was seconded by **Mr. Gelardi** to reject the recommendation contained in the Summary of the Informal Fact-Finding Conference and grants a license. The motion passed by majority vote. **Dowdy, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Tomlin, Walker, Williams and Wood.**

Members voting “no” were: Walton, Sumpter and Dyer.

Mr. Smith was not present.

In the matter of License Application File Number 2011-01399 William Conken, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

**File Number
2011-01399
William Conken**

Applicant William Conken appeared at the IFF.

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

discussion and did not vote.

After discussion **Mr. Gelardi** offered a motion that was seconded by **Mr. Sumpter** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grants a license. The motion passed by unanimous vote. **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

Mr. Smith was not present.

In the matter of License Application File Number 2011-01400 Boyd Bros Contracting, LLC, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2011-01400
Boyd Bros Contracting, LLC

Applicant Boyd Bros Contracting, LLC appeared at the IFF.

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

After discussion **Mr. Sumpter** offered a motion that was seconded by **Mr. Gelardi** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grants a license. The motion passed by unanimous vote. **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

Mr. Smith was not present.

In the matter of License Application File Number 2011-011420 Brian Parsley, t/a Professional Repairs and Maintenance, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2011-01420
Brain Parsley, t/a Professional Repairs and Maintenance

Applicant Brain Parsley 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 **Mr. Sumpter** offered a motion that was seconded by **Mr. Gelardi** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grants a license. The motion passed by unanimous vote. **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

Mr. Smith was not present.

In the matter of License Application File Number 2011-01422 David W. Liverman, t/a Sandy Hook Concrete, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

**File Number
2011-01422
David W. Liverman, t/a
Sandy Hook Concrete**

Applicant David W. Liverman appeared at the IFF and the Board meeting. He shared his disagreement with the recommendation to the Board.

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

After discussion **Mr. Sumpter** offered a motion that was seconded by **Mr. Vander Pol** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and denied the license. The motion passed by majority vote. **Dowdy, Giesen, Murrow, Pace, Vander Pol, Sumpter, Tomlin, Walker, Walton, and Williams.**

Members voting “no” were: Wood, Gelardi and Middleton.

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

Mr. Smith was not present.

In the matter of License Application File Number 2011-01668 Frederick Taylor, Jr., the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

**File Number
2011-01668
Frederick Taylor, Jr.**

Applicant Frederick Taylor, Jr. appeared at the IFF.

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

After discussion **Mr. Sumpter** offered a motion that was seconded by **Mr. Gelardi** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grants a license. The motion passed by unanimous vote. **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

Mr. Smith was not present.

In the matter of License Application File Number 2011-01670 Gene Russell, t/a Green Home Improvements, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

**File Number
2011-01670
Gene Russell, t/a Green
Home Improvements**

Applicant Gene Russell appeared at the IFF.

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

After discussion **Mr. Sumpter** offered a motion that was seconded by **Mr. Gelardi** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grants a license. The motion passed by unanimous vote. **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

Mr. Smith was not present.

In the matter of License Application File Number 2011-01671 Potomac Generator Services & Repair, Inc., the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

**File Number
2011-01671
Potomac Generator Services
& Repair, Inc.**

Applicant Potomac Generator Services & Repair, Inc. appeared at the IFF.

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

After discussion **Mr. Sumpter** offered a motion that was seconded by **Mr. Gelardi** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grants a license. The motion passed by unanimous vote. **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

Mr. Smith was not present.

In the matter of License Application File Number 2011-02073 Muzak, LLC, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

**File Number
2011-02073
Muzak, LLC**

Applicant Muzak, LLC 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 **Mr. Gelardi** offered a motion that was seconded by **Mr. Sumpter** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grants a license. The motion passed by unanimous vote. **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

Mr. Smith was not present.

In the matter of License Application File Number 2011-02074 Rodney Cooper, t/a Cooper's Home Improvement, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

**File Number
2011-02074
Rodney Cooper, t/a Cooper's
Home Improvement**

Applicant Rodney Cooper appeared at the IFF.

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

After discussion **Mr. Sumpter** offered a motion that was seconded by **Mr. Gelardi** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grants a license. The motion passed by unanimous vote. **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

Mr. Smith was not present.

In the matter of License Application File Number 2011-02075 Andrew Berger, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

**File Number
2011-02075
Andrew Berger**

Applicant Andrew Berger appeared at the IFF and the Board meeting.

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

After discussion **Mr. Sumpter** offered a motion that was seconded by **Mr. Gelardi** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grants a license. The motion passed by unanimous vote. **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

Mr. Smith was not present.

In the matter of License Application File Number 2011-02077 Gary Atwell, t/a Arrowhead Construction CO., the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

**File Number
2011-02077
Gary Atwell, t/a Arrowhead
Construction Co.**

Applicant Gary Atwell appeared at the IFF.

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

After discussion **Mr. Sumpter** offered a motion that was seconded by **Mr. Gelardi** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grants a license. The motion passed by unanimous vote. **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

Mr. Smith was not present.

At 10:22 a.m., Board member **Mr. Smith** arrives at the meeting.

In the matter of Disciplinary File Number 2011-02098, Rodney Ray Ange, t/a R. R. Ange Handyman Services, (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.

Ryan Ange on behalf of Rodney Ange, t/a R.R. Ange Handyman Services (Respondent) appeared at the IFF and the Board meeting. He addressed the Board

The presiding Board representative **Ms. Becker** 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. Gelardi** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Rodney Ange**, did violate the following sections of its Regulations:

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

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

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Gelardi** to impose the following: The Board voted to impose no penalty for the violation of the regulation.

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

In the matter of License Application File Number 2011-02097 Ryan Christopher Ange, t/a Ange Handyman Services, LLC, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal

Board Member Arrival

File Number

2011-02098

Rodney Ange, t/a R.R. Ange Handyman Services

File Number

2011-02097

Ryan Christopher Ange, t/a

Fact-Finding Conference (IFF).

**Ange Handyman
Services, LLC**

Applicant Ryan Ange appeared at the IFF and the Board meeting.

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

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

In the matter of License Application File Number 2011-02099 Another Beautiful Job, LLC, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

**File Number
2011-02099
Another Beautiful Job, LLC**

Applicant Jennifer Sweitzer on behalf of Another Beautiful Job, LLC 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 **Mr. Dyer** offered a motion that was seconded by **Mr. Gelardi** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grants a license. The motion passed by unanimous vote. **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

In the matter of Disciplinary File Number 2011-02100, Jennifer Sweitzer, (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference, and the Summary and recommendation.

**File Number
2011-02100
Jennifer Sweitzer**

Jennifer Sweitzer (Respondent) appeared at the IFF and Board meeting.

The presiding Board representatives **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. Gelardi** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Jennifer Sweitzer**, did violate the following sections of its Regulations:

Effective March 31, 1995		
Count 1:	§5.7.B.2 of the code of Virginia	
Count 1:	18 VAC 50-22-260 B 2	Effective February 1, 2006

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

After discussion, a motion was made by **Mr. Walton** and seconded by **Mr. Gelardi** to impose the following: The Board voted to impose no penalty for the violation of the regulation.

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

In the matter of License Application File Number 2011-02103 Robert Allen, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

**File Number
2011-02103
Robert Allen**

Applicant Robert Allen appeared at the IFF and the Board meeting.

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

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

Mr. Dyer voted “no”.

In the matter of License Application File Number 2011-02104 Mark Burke, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

**File Number
2011-02104
Mark Burke**

Applicant Mark Burke appeared at the IFF. Mr. John Zachensky on behalf of Mark Burke attended the Board meeting and addressed the members.

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

After discussion **Mr. Sumpter** offered a motion that was seconded by **Mr. Gelardi** to

adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grants a license. The motion passed by unanimous vote. **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

The Board took a ten minute break.

Break

In the matter of Disciplinary File Number 2010-01756, Stone Images, Inc., (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

**File Number
2010-01756
Stone Images, Inc.**

Peter Yiotis on behalf of **Stone Images, Inc. (Respondent)** appeared at the IFF. **Stone Images, Inc.** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

The presiding Board representatives **Mr. Dowdy** 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. 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 **Stone Images, Inc.,** did violate the following sections of its Regulations:

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260 B 31	
Count 2:	18 VAC 50-22-260 B 13	Effective February 1, 2006

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

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

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

In addition, for violation of Count 1, the Board voted to require Stone Images, Inc. have member of Responsible Management successfully complete a Board approved remedial education class within ninety (90) days of the effective date of this Order.

The Board also imposes the following sanctions:

Suspension of license (Number 2705-108560) for a period of six (6) months from the effective date of this Order.

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

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

Due to the arrival of **Peter Yiotis on behalf of Stone Images** after the first hearing of this case, **Mr. Gelardi** motioned to revisit this case. The motion was seconded by **Mr. Williams and** passed by unanimous vote. Members voting “yes” were: **Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

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

Mr. Yiotis addressed the Board.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Dyer** to adopt the above mentioned Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations.

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

Mr. Dyer 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 impose the above mentioned sanction.

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

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

In the matter of Disciplinary File Number 2010-02673, Jack B. Gifford, t/a Jack B. Gifford Builder (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

File Number
2010-02673
Jack B. Gifford, t/a Jack B. Gifford Builder

Jack B. Gifford (Respondent) did not appear at the IFF. **Jack B. Gifford** did not appear at the Board meeting.

The presiding Board representative **Mr. Dowdy** 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. Gelardi** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Jack B. Gifford**, 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 13	

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

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

Count 1:	\$60.00
Count 2:	\$1,400.00
Total	\$1,460.00

In addition, for violation of Count 1, the Board voted to require **Jack B. Gifford** have a member of responsible management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Order.

The Board also imposes revocation of license (Number 2705-035337) for the violation of the regulation in Count 2.

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

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

In the matter of Disciplinary File Number 2010-02729, Maximum Mechanical HVAC Services, LLC, (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference(IFF), and the Summary and recommendation.

File Number
2010-02729
Maximum Mechanical HVAC Services, LLC

Charles C. Pratt on behalf of Maximum Mechanical HVAC Services, LLC (Respondent) appeared at the IFF. Attorney, David E. Jones, on behalf of Maximum Mechanical appeared at the Board meeting an he addressed the Board and shared his client's disagreement.

The presiding Board representatives Mr. Dowdy, Mr. Dyer and Mr. Redifer 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. Walton 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 Maximum Mechanical HVAC Services, LLC violated the following sections of its Regulations:

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

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

Mr. Middleton, Walker and Gelardi voted "no".

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

Count 1:	\$500.00
Total	\$500.00

In addition, for violation of Count 1, the Board voted to require Maximum Mechanical HVAC Services, LLC have a member of responsible management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Order.

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

Mr. Sumpter voted "no".

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

In the matter of Disciplinary Case File Number 2010-02833 Virginia Gardens & Hardscapes, 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
2010-02833
Virginia Gardens & Hardscapes, LLC

Virginia Gardens & Hardscapes, LLC did not attend the IFF or the Board meeting in person or by counsel or by any other qualified representative.

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

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

Effective February 1, 2006	
Count 1:	18 VAC 50-22-260 B 6
Count 2:	18 VAC 50-22-260 B 28
Count 3:	18 VAC 50-22-220 B

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

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

Count 1	\$2,000.00
Count 2	\$2,500.00
Count 3	\$400.00
Total	\$4,900.00

In addition, for violation of Count 1, the Board voted to require **Virginia Gardens & Hardscapes, LLC** have a member of responsible management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Order.

The Board also imposes revocation of license (Number 2705-125159) for the violation of the regulation in Count 1 and 2.

The motion passed unanimously. Members voting "yes" were: **Dyer, Gelardi, Giesen,**

Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.

In the matter of Disciplinary File Number 2010-02925, Warren White, t/a White's General Contracting, (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
2010-02925
Warren White, t/a White's
General Contracting**

Warren White (Respondent) appeared at the IFF and the Board meeting and he addressed the Board. **Janet T. Royal (Compliant)** appeared at the IFF and the Board meeting in which she addressed the Board.

The presiding Board representative **Mr. Dowdy** 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. Walton** 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 **Warren White** violated the following sections of its Regulations:

Effective February 1, 2006	
Count 1:	18 VAC 50-22-260 B 6
Count 2:	18 VAC 50-22-260 B 17
Count 3:	18 VAC 50-22-220 B 28

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

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

Count 1	\$800.00
Count 2	\$1,500.00
Count 3	\$1,900.00
Board Costs	\$500.00
Total	\$4,700.00

In addition, for violation of Counts 2 and 3, Warren C. White agrees to revocation of his license.

The Board did not vote on this motion and after further discussion **Mr. Sumpter**

withdrew his motion for sanctions. **Mr. Williams** motioned to the Board to defer this case and recommend a Consent Order be drafted by board staff to include no revocation and waive \$4,200.00 monetary penalties provided White satisfy the judgment in full. The motioned was seconded by **Mr. Middleton**.

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

In the matter of Disciplinary File Number 2010-04223, Jimmy Ball Construction Company, Inc. (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference (IFF) and the recommendation.

**File Number
2010-04223
Jimmy Ball Construction
Company, Inc.**

Jimmy Ball on behalf of Jimmy Ball Construction Company, Inc. (Respondent) participated at the IFF by telephone. **Jimmy Ball** attended the Board meeting and he addressed the Board.

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

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Gelardi** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations to close the case with a finding of no violations.

Effective February 1, 2006	
Count 1:	18 VAC 50-22-260 B 9
Count 2:	18 VAC 50-22-260 B 5

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

After discussion a motion was offered 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. There was no seconded to this motion.

After further discussion a substitute motion was offered by **Mr. Williams** and seconded by **Mr. Walton** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference and reject the Recommendations. The Board instead voted to impose the following monetary penalty for the violation of its regulations.

Count 1:		\$400.00
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Count 3:		\$800.00
Total		\$1,200.00

In addition, for violation of Count 1, the Board voted to require Jimmy Ball have member of Responsible Management successfully complete a Board approved remedial education class within ninety (90) days of the effective date of this Order.

The Board also imposed the following sanction:

Probation for a period of six (6) months.

The motion passed by majority vote. Members voting “Yes” were: **Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Smith, Walker, Walton and Williams.**

Members voting “no” were: **Sumpter, Dyer, Wood and Tomlin**

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

In the matter of Disciplinary File Number 2010-00534 RNA 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 (IFF) and the recommendation.

**File Number
 2010-00534
 RNA Construction LLC**

RNA Construction LLC, (Respondent) did not appear at the IFF. **RNA Construction LLC** did not attend the Board meeting in person by counsel nor by any other qualified representative.

The presiding Board representatives **Mrs. Wood and Mr. Dyer** were not present, did not participate in the discussion and did not vote.

Vice chairman, **Mr. Smith**, chaired this case.

After discussion, a motion was made by **Mr. Williams** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations The Board found that **RNA Construction LLC** violated the following sections of its Regulations:.

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260 B 8	
Count 2:	18 VAC 50-22-260.B 9	Effective February 1,

		2006
Count 3:	18 VAC 50-22-230 A	
Count 4:	18 VAC 50-22-260 B 14	
Count 5:	18 VAC 50-22-260 B 16	
Count 6:	18 VAC 50-22-260 B 13	

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

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

Count 1:		\$500.00
Count 2:		\$500.00
Count 3:		\$500.00
Count 4:		\$2,500.00
Count 5:		\$2,500.00
Count 6:		\$2,500.00
Total		\$9,000.00

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

The Board also imposes revocation of license (Number 2705-110609) for violations of its Regulations.

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

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

In the matter of Disciplinary File Number 2011-01244, A-1 American Services Inc., t/a A-1 American Plumbing (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference (IFF) and the recommendation.

**File Number
 2011-01244
 A-1 American Services, Inc.
 t/a A -1 American Plumbing**

A-1 American Services, Inc., (Respondent) did not appear at the IFF. **A-1 American Services, Inc.** did not attend the Board meeting in person by counsel nor by any other qualified representative.

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

Mrs. Wood resume as chairman.

After discussion, a motion was made by **Mr. Williams** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference and Recommendations. The Board found that **A-1 American Services, Inc.** violated the following sections of its Regulations:

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

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

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

Count 1:		\$2,500.00
Total		\$2,500.00
The Board also imposes revocation of license (Number 2705-056620) for violations of Count 1.		

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

Mr. Dyer was not present, did not participate in the discussion and did not vote.

In the matter of Disciplinary File Number 2010-05197, Kevin C. Carter, t/a 1995Roof Com (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference (IFF) and the recommendation. **Kevin C. Carter (Respondent)** did not appear at the IFF. Carter did not attend the Board meeting in person or by counsel or by any other qualified representative.

File Number
2010-05197
Kevin C. Carter, t/a
1995Roof Com

The presiding Board representative **Mr. Dyer** 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. Gelardi** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference (IFF) with Recommendations. The Board found that **Kevin Carter** violated the following sections of its Regulations:

Count 1:	§ 54.1-1110 of the Code of Virginia	
Count 2:	18 VAC 50-22-260.B 13	Effective February 1, 2006

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

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

Count 2		\$2,500.00
Total		\$2,500.00

In addition, for violation of Count 1 and 2, the Board imposes Revocation of license (Number 2705-041195) for the violation.

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

Mr. Dyer was no present; did not participate in the discussion, and did not vote.

In the matter of Disciplinary File Number 2010-02455, Paul O’Meara Construction Corp (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference (IFF) and the recommendation. **Paul O’Meara (Respondent)** did not appear at the IFF. O’Meara attended the Board meeting. He addressed the Board and shared his disagreement.

File Number
2010-02455
Paul O’Meara Construction Corp

Hoang King (Complainant) attended the Board meeting and addressed the Board.

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

After discussion and agreement from the respondent and complainant, a motion was made by **Mr. Sumpter** and seconded by **Mr. Williams** to refer this case to later in the meeting in order for staff to draft a Consent Order.

The motion passed by majority vote. Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Walker, Walton, Williams and Wood.**

Mrs. Tomlin voted “no”.

In the matter of Disciplinary File Number 2010-02571, Julius Burchette, t/a Busy Bee Construction (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference (IFF) and the recommendation. **Julius Burchette (Respondent)** appeared at the IFF. **Burchette** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

File Number
2010-02571
Julius Burchette, t/a
Busy Bee Construction

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

After discussion, a motion was made by **Mr. Williams** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Julius Burchette** violated the following of its Regulations.

Effective September 1, 2001		
Count 1:	18 VAC 50-22-230 A	

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

After further discussion, a motion was made by **Mr. Williams** and seconded by **Mr. Walton** to impose no sanction for the violation of the regulation.

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

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

In the matter of Disciplinary File Number 2010-03660 Ernest Broadie Home Repair Services 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 (IFF) and the recommendation. **Ernest Broadie Home Repair Services LLC (Respondent);** did not appear at the IFF. **Ernest Broadie** did not attend the Board meeting in person or by counsel or by any other qualified

File Number
2010-03660
Ernest Broadie Home
Repair Services LLC

representative.

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

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Gelardi** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Ernest Broadie**, 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 27	Effective September 1, 2001
Count 3:	18 VAC 50-22-260 B 27	
Count 4:	18 VAC 50-22-260 B 31	
Count 5:	18 VAC 50-22-260 B 6	

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

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

Count 1		\$500.00
Count 2		\$800.00
Count 3:		\$800.00
Count 4:		\$800.00
Count 5:		\$2,000.00
Total		\$4,900.00

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

The Board imposes revocation of license (Number 2705-102675) for the violation of Count 5.

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

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

In the matter of Disciplinary File Number 2010-04731 James W. Gheen, t/a Wendaway Enterprises (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference (IFF) and the recommendation. **James W. Gheen, t/a Wendaway Enterprises (Respondent);** did not appear at the IFF. **James W. Gheen** did not attend the Board meeting in person or by counsel or by any other qualified representative.

File Number
2010-04731
James W. Gheen, t/a
Wendaway Enterprises

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

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Gelardi** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **James W. Gheen**, violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260 B 27	

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

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

Count 1		\$800.00
Total		\$800.00

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

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

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

In the matter of Disciplinary File Number 2011-00695 Lewis R. Lambert, t/a Robert Garage Door Service (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference (IFF) and the recommendation. **Lewis R. Lambert (Respondent);** did not appear at the IFF. **Lewis R. Lambert** did not attend

File Number
2011-00695
Lewis R. Lambert, t/a Robert
Garage Door Service

the Board meeting in person or by counsel or by any other qualified representative.

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

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Gelardi** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Lewis R. Lambert**, 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: **Dowdy, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

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

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

The Board imposes revocation of license (Number 2705-107894) for the violation of Count 1.

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

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

In the matter of Disciplinary File Number 2010-03064 Edward Rosa, t/a E & L Construction (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference (IFF) and the recommendation. **Edward Rosa (Respondent);** did not appear at the IFF. **Edward Rosa** did not attend the Board meeting in person or by counsel or by any other qualified representative.

File Number
2010-03064
Edward Rosa, t/a E & L
Construction

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

After discussion, a motion was made by **Mr. Williams** and seconded by **Mr. Gelardi** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding

Conference with Recommendations. The Board found that **Edward Rosa**, violated the following sections of its Regulations:

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

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

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

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

In addition, for violation of Count 2, the Board voted to require **Edward Rosa** have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of effective date of this Order.

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

The motion passed by majority vote. Members voting “Yes” were: **Dowdy, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Smith, Tomlin, Walker, Walton, Williams and Wood.**

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

In the matter of Disciplinary File Number 2010-03573 Terry’s Painting 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 (IFF) and the recommendation. **Terry’s Painting Services, Inc. (Respondent);** did not appear at the IFF. **Terry’s Painting Services, Inc.** did not attend the Board meeting in person or by counsel or by any other qualified representative.

File Number
2010-03573
Terry’s Painting Services,
Inc.

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

After discussion, a motion was made by **Mr. Gelardi** 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 **Terry’s Painting Services, Inc.,** violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260 B 27	
Count 3:	18 VAC 50-22-260 B 14	
Count 4:	18 VAC 50-22-260 B 28	

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

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

Count 1		\$650.00
Count 3:		\$2,000.00
Count 4:		\$1,000.00
Total		\$3,650.00

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

The Board imposes revocation of license (Number 2705-125229) for the violation of Count 4.

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

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

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

In the matter of Disciplinary File Number 2010-02939 Nelson Building and Supply, Inc. (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference (IFF) and the recommendation. **Nelson Building and Supply, Inc. (Respondent);** did not appear at the IFF. **Nelson Building and Supply, Inc.** did not attend the Board meeting in person or by counsel or by any other qualified representative.

**File Number
2010-02939
Nelson Building and
Supply, Inc.**

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

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

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

Effective January 1, 2003		
Count 1:	§ 54.1-1110 of the Code of Virginia	
Count 2:	18 VAC 50-22-260.B 2	

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

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

Count 2		\$500.00
Total		\$500.00

The Board imposes revocation of license (Number 2705-071487) for the violation of Count 1.

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

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

In the matter of Disciplinary File Number 2010-03706 Nash Hauling & Excavating, Inc. (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference (IFF) and the recommendation. **Nash Hauling & Excavating, Inc. (Respondent);** did not appear at the IFF. **Nash Hauling & Excavating, Inc.** did not attend the Board meeting in person or by counsel or by any other qualified representative.

**File Number
2010-03706
Nash Hauling &
Excavating, Inc.**

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

After discussion, a motion was made by **Mr. Williams** and seconded by **Mr. Gelardi** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Nash Hauling & Excavating, Inc.**, violated the following sections of its Regulations:

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

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

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

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

The Board imposes revocation of license (Number 2705-012179) for the violation of Count 5.

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

In the matter of Disciplinary File Number 2011-01664 Wallace R. Howerton, t/a Quality Paving (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference (IFF) and the recommendation. **Wallace R. Howerton (Respondent);** did not appear at the IFF. **Wallace R. Howerton** did not attend the Board meeting in person or by counsel or by any other qualified representative.

File Number
2011-01664
Wallace R. Howerton, t/a
Quality Paving

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

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Gelardi** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Wallace R. Howerton,** 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: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

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

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

The Board imposes revocation of license (Number 2705-116655) for the violation of Count 1.

The motion passed by majority vote. Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

Mr. Smith was not present; did not participate in the discussion and did not vote.

In the matter of Disciplinary File Number 2010-04701 Matt Crisp Construction, Inc., t/a Piedmont Building Corp. (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference (IFF) and the recommendation. **Thomas M. Crisp** on behalf of **Matt Crisp Construction, Inc., t/a Piedmont Building Corp. (Respondent);** did not appear at the IFF. **Matt Crisp Construction** did not attend the Board meeting in person or by counsel or by any other qualified representative.

File Number
2010-04701
Matt Crisp Construction,
t/a Piedmont Building Corp

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

After discussion, a motion was made by **Mr. Williams** and seconded by **Mr. 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 **Matt Crisp Construction,** violated the following sections of its Regulations:

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

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

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

Count 1		\$1,900.00
Count 2		\$1,500.00
Total		\$3,400.00

The Board imposes revocation of license (Number 2701-032891) for the violation of Counts 1 and 2.

The motion passed by majority vote. Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

Mr. Smith was not present; did not participate in the discussion and did not vote.

In the matter of Disciplinary File Number 2010-05137 Randall Kidwell, t/a Kidwell Fencing & 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 (IFF) and the recommendation. **Randall Kidwell, t/a Kidwell Fencing & Home Improvements (Respondent);** appeared at the IFF. **Randall Kidwell** did not attend the Board meeting in person or by counsel or by any other qualified representative.

File Number
2010-05137

Randall Kidwell, t/a Kidwell Fencing & Home Improvements.

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

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Gelardi** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Randall Kidwell**, 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: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

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

Count 1		\$500.00
Total		\$500.00

In addition, for violation of Count 2, the Board voted to require **Randall Kidwell** have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of effective date of this Order.

As to Count1, the Board closes this aspect of the file with a finding of no violation.

The motion passed by majority vote. Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

Mr. Smith was not present; did not participate in the discussion and did not vote.

In the matter of Disciplinary File Number 2010-01481 Strong LLC, t/a Dreamsbuilt (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference (IFF) and the recommendation. Randy Strong on behalf of **Strong LLC, t/a Dreamsbuilt (Respondent);** appeared at the IFF. **Strong LLC, t/a Dreamsbuilt** did not attend the Board meeting in person or by counsel or by any other qualified representative.

File Number
2011-01481
Strong LLC, t/a
Dreamsbuilt

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

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Gelardi** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Strong LLC, t/a Dreamsbuilt**, 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: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

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

Count 1		\$500.00
Total		\$500.00

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

The motion passed by majority vote. Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

Mr. Smith was not present; did not participate in the discussion and did not vote.

In the matter of Disciplinary File Number 2011-01510 Tolbert’s 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 (IFF) and the recommendation. **Tolbert’s Services, Inc.(Respondent);** did not appear at the IFF. **Tolbert’s Services, Inc.** did not attend the Board meeting in

File Number
2011-01510
Tolbert’s Services, Inc.

person or by counsel or by any other qualified representative.

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

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Gelardi** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Tolbert's Services, Inc.**, violated the following sections of its Regulations:

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

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

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

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

The Board imposes revocation of license (Number 2705-059131) for the violation of Count 1.

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

Mr. Smith was not present; did not participate in the discussion and did not vote.

In the matter of Disciplinary File Number 2010-02451 Christian Gonzalez 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 (IFF) and the recommendation. **Christian Gonzalez Construction LLC (Respondent);** did not appear at the IFF. **Christian Gonzalez Construction LLC** did not attend the Board meeting in person or by counsel or by any other qualified representative.

File Number
2010-02451
Christian Gonzalez
Construction LLC

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

Mr. Middleton served as chairman for this case.

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

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

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260 B 6	Two violations
Count 2:	18 VAC 50-22-260 B 14	
Count 3:	18 VAC 50-22-260 B 16	
Count 4:	18 VAC 50-22-260 B 29	
Count 5:	18 VAC 50-22-260 B 28	

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

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

Count 1	\$800.00 per violation	\$1,600.00
Count 2		\$1,800.00
Count 3		\$2,000.00
Count 4		\$ 600.00
Count 5		\$2,000.00
Total		\$8,000.00

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

The Board imposes revocation of license (Number 2705-115287) for the violation of Counts 2, 3 and 5.

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

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

In the matter of Disciplinary File Number 2010-02555 Christian Gonzalez 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 (IFF) and the recommendation. **Christian Gonzalez Construction LLC (Respondent);** did not appear at the IFF. **Christian Gonzalez**

File Number
2010-02555
Christian Gonzalez
Construction LLC

Construction LLC did not attend the Board meeting in person or by counsel or by any other qualified representative.

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

Mr. Middleton served as chairman for this case.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Gelardi** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Christian Gonzalez Construction LLC**, violated the following sections of its Regulations:

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

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

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

Count 1		\$1,800.00
Count 2		\$2,000.00
Count 3		\$2,000.00
Total		\$5,800.00

The Board imposes revocation of license (Number 2705-115287) for the violation of Counts 1, 2 and 3.

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

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

In the matter of Disciplinary File Number 2010-03383 T R W 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 (IFF) and the recommendation. **T R W Construction LLC (Respondent);** did not appear at the IFF. **T R W Construction LLC** did not attend the Board meeting

File Number
2010-03383
T R W Construction LLC

in person or by counsel or by any other qualified representative.

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

Mr. Middleton served as chairman for this case.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Gelardi** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **T R W Construction LLC**, violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260 B 18	
Count 2:	18 VAC 50-22-220 A	

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

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

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

In addition, for violation of Counts 1 and 4, the Board voted to require **T R W Construction LLC** have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of effective date of this Order.

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

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

In the matter of Consent Order File Number 2011-00257 Board v. Glenda F Reece, t/a Bluestone Property Maintenance; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2011-00257
Glenda F Reece, t/a Bluestone
Property Maintenance**

Glenda F Reece, t/a Bluestone Property Maintenance, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$350.00
Count 2:	18 VAC 50-22-260 B 6	\$800.00
Count 3:	18 VAC 50-22-230 A	\$350.00
Count 4:	18 VAC 50-22-230.B	\$850.00
Count 5:	18 VAC 50-22-220.B	\$400.00
Count 6:	18 VAC 50-22-260.B.20	\$550.00
Board Costs		\$150.00
Total		\$3,450.00

In addition, Glenda F Reece agrees to revocation of her license. Further, **the Board shall waive Imposition of the \$350.00 monetary penalty for Count 1, and the \$800.00 monetary penalty for Count 2, the \$350.00 monetary penalty for Count 3, the \$850.00 monetary penalty for Count 4, the \$400.00 monetary penalty for Count 5, and the \$550.00 monetary penalty for Count 6.** Also the Board shall waive the Board costs of \$150.00.

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

Mr. Murrow was not present and did not vote.

In the matter of Consent Order File Number 2011-00520 Board v. Arctic Air Refrigeration Inc; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2011-00520
Arctic Air Refrigeration Inc

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

Count 1:	18 VAC 50-22-260 B 29	\$250.00
Board Costs		\$150.00
Total		\$400.00

Further, **Arctic Air Refrigeration Inc.**, agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

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

In the matter of Consent Order File Number 2010-04374 Board v. Blake’s Septic Service Inc; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-04374
Blake’s Septic Service Inc

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

Count 1:	18 VAC 50-22-260 B 6	\$150.00
Board Costs		\$ 150.00
Total		\$300.00
Further, Blake’s Septic Service, Inc., agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

In the matter of Consent Order File Number 2010-04378 Board v. Mohand Al-Nattour, t/a Nattour Construction; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-04378
Mohand Al-Nattour,
t/a Nattour Construction

Mohand Al-Nattour, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$200.00
Count 2:	18 VAC 50-22-260.B.29 (3 violations @ \$300.00 each)	\$900.00
Board Costs		\$150.00
Total		\$1,250.00
Further for violation of Counts 1 and 2, Mohand Al-Nattour agrees, agrees to have a member of Responsible Management		

successfully complete a Board-approved remedial education class.

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

In the matter of Consent Order File Number 2010-04397 Board v. Guillermo E Roviralta, t/a Build A Custom Homes; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-04397
Guillermo E Roviralta,
t/a Build A Custom Homes

Guillermo E Roviralta, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 9	\$400.00
Count 2:	18 VAC 50-22-260.B.31	\$400.00
Board Costs		\$150.00
Total		\$950.00
Further, Guillermo E Roviralta , agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

In the matter of Consent Order File Number 2010-04415 Board v. Douglas Jason Montgomery, t/a Montgomery Tile and Flooring; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-04415
Douglas Jason Montgomery,
t/a Montgomery Tile and
Flooring

Douglas Jason Montgomery, 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	\$150.00
Count 2:	18 VAC 50-22-260 B 29	\$250.00
Board Costs		\$150.00
Total		\$550.00
Further, Douglas Jason Montgomery , agrees to have a member		

of Responsible Management successfully complete a Board-approved remedial education class.

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

In the matter of Consent Order File Number 2010-05105 Board v. N Chasen and Son Inc; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-05105
N Chasen and Son Inc

N Chasen And Son 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	\$200.00
Count 2:	18 VAC 50-22-260 B 10	\$150.00
Board Costs		\$150.00
Total		\$500.00

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

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

In the matter of Consent Order File Number 2010-05682 Board v. Arthur T Dunn, t/a Dunn Wright Construction Co; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-05682
Arthur T Dunn, T/a Dunn
Wright Construction Co

Arthur T Dunn knowingly and voluntarily waives any proceedings for this matter under the Administrative Process Act, §§ 2.2-4019, 2.2.-4020, and 2.2-4021 of the 1950 Code of Virginia, as amended. 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	\$600.00
Board Costs		\$150.00

Total	\$750.00
Further, Arthur T Dunn, agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.	

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

In the matter of Consent Order File Number 2011-00263 Board v. Brooks R. Electric LLC, t/a Brooks R. Electric LLC; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2011-00263
Brooks R Electric LLC, t/a
Brooks R Electric LLC

Brooks R Electric 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	\$200.00
Board Costs		\$150.00
Total		\$350.00
Further, Brooks R. Electric LLC , agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

In the matter of Consent Order File Number 2011-01246 Board v. John Mark Creager; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2011-01246
John Mark Creager

John Mark Creager, 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 11	\$00.00
Count 2:	18 VAC 50-30-190 12	\$500.00
Board Costs		\$ 150.00

Total	\$650.00
Further, John Creager ., agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.	

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

Smith did not vote.

In the matter of Consent Order File Number 2011-01528 Board v. John Mark Creager, t/a Creager 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
 2011-01528
 John Mark Creager, t/a
 Creager Electrical Services**

John Mark Crager, knowingly and voluntarily waives any proceedings for this matter under the Administrative Process Act, §§ 2.2-4019, 2.2-4020, and 2.2-4021 of the 1950 Code of Virginia, as amended, 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 22	\$00.00
Count 2:	18 VAC 50-22-260.B.23	\$800.00
Board Costs		\$150.00
Total		\$950.00
Further, John Mark Creager , agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

Mr. Smith did not vote.

In the matter of Consent Order File Number 2010-03492 Board v. Structural Mechanical Inc; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
 2010-03492
 Structural Mechanical Inc**

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

Count 1:	18 VAC 50-22-260 B 9	\$200.00
Count 2:	18 VAC 50-22-260.B.9	\$200.00
Count 3:	18 VAC 50-22-260 B 18	\$500.00
Count 4:	18 VAC 50-22-260.B.29	\$500.00
Count 5:	18 VAC 50-22-260 B 5	\$700.00
Count 6:	18 VAC 50-22-260 B 6	\$400.00
Count 7:	18 VAC 50-22-260 B 6	\$400.00
Board Costs		\$150.00
Total		\$3,050.00

Further, **Structural Mechanical Inc**, agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

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

Mr. Smith and Mr. Redifer were not present and did not vote.

In the matter of Consent Order File Number 2010-02961 Board v. Skye-Brynn Enterprises Inc; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
 2010-02961
 Skye-Brynn Enterprises Inc**

Skye-Brynn Enterprises 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:	§ 54.1-1110 of the Code of Virginia	\$0.00
Count 2:	18 VAC 50-22-260 B 2	\$0.00
Board Costs		\$500.00
Total		\$500.00

Further, **Skye-brynn Enterprises Inc**, agrees to probation of its license as of the effective date of this Order. During this probation, Skye-Brynn Enterprises Inc agrees to: (1) Pay the above listed Board costs, (2) Repay the Virginia Contractor Transaction Recovery Fund all outstanding payments, fees, and accumulated interest due for File Number 2009-01236; Skye-brynn Enterprises Inc shall make payments, in the amount of \$500.00, each month,

commending thirty (30) days from the effective date of this order;
(3) comply with the rules and regulations of the Board for Contractors. If Skye-brynn Enterprises Inc violates any terms of this probation, its license may be revoked, pending board review. .

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

Sumpter, Wood and Kirby did not vote and were not present.

In the matter of Consent Order File Number 2010-03705 Board v. MMHR Inc, t/a Master Maintenance Home Repair, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2010-03705
MMHR Inc, t/a Master
Maintenance Home Repair**

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

Count 1:	18 VAC 50-22-260 B 9	\$0.00
Count 2:	18 VAC 50-22-260 B 27	\$0.00
Count 3:	18 VAC 50-22-260.B.16	\$0.00
Board Costs		\$150.00
Total		\$150.00
Further, MMHR Inc. , agrees to have revocation of its license.		

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

Mrs. Wood did not vote.

In the matter of Consent Order File Number 2010-04329 Board v. Harry J Blankenship Builder Inc; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2010-04329
Harry J Blankenship
Builder Inc**

Harry J Blankenship, 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	\$100.00
Count 2:	18 VAC 50-22-260 B 31 (2 violations at \$400. each)	\$800.00
Count 3:	18 VAC 50-22-260.B 6	\$500.00
Count 4:	18 VAC 50-22-260.B 6	\$500.00
Count 5:	18 VAC 50-22-260 B 6	\$500.00
Board Costs		\$150.00
Total		\$2,550.00
Further, Harry J Blankenship Builder Inc , agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

Mrs. Wood did not vote.

In the matter of Consent Order File Number 2010-02925 Board v. Warren C White, t/a White’s General Contracting; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
 2010-02925
 Warren C White, t/a White’s
 General Contracting**

Warren C White, t/a White’s General Contracting, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 6	\$800.00
Count 2:	18 VAC 50-22-260.B 17	\$1,500.00
Count 3	18 VAC 50-22-260 B 28	\$1,900.00
Board Costs		\$500.00
Total		\$4,700.00
Further, Warren C White agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		
In addition, for violation of Counts 2 and 3, Warren C White agrees to revocation of his license.		
However, the Board shall stay revocation of the license and waive		

imposition of the \$4,200.00 monetary penalties for counts 1, 2 and 3 provided Warren C White satisfies the judgment in full and provides the Board with proof of satisfaction within ninety (90) days of the effective of this Board with proof of satisfaction within ninety (90) days of the effective of this order. If Warren C White fails to comply with these conditions, then the full monetary penalties and license revocation will be automatically imposed.

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

Dowdy did not vote.

In the matter of Consent Order File Number 2010-2010-02455 Board v. Paul O’Meara Construction Corp, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2010-02455
Paul O’Meara Construction
Corp.**

Paul O’Meara Construction Corp., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 15	\$2,500.00
Board Costs		\$150.00
Total		\$3,000.00

In addition, Paul O’Meara Construction Corp agrees to finish installing the parking area lights and the stepping stones for the walkway and shall provide proof acceptable to the Board of the completion of the work within thirty (30) days of the execution of this Order.

Failure to comply with the above terms of this Order within the specified time of thirty (30) days will result of the automatic revocation of Paul O’Meara Construction Corp’s license (Number 2701-012188.

Upon a motion by **Mr. Sumpter** seconded by **Mr. Williams**, the Board ratified the Consent Order with a majority vote: Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Smith, Sumpter, Walker, Walton, Williams Vander Pol and Wood.**

Mrs. Tomlin voted “no”.

Board for Contractor's chairman, Dorothy Wood presented the following Resolution to William D. Rusher:

Board Resolution
William Rusher

Department of Professional and Occupational Regulation

Board for Contractors Resolution

William D. Rusher

WHEREAS, William D. Rusher faithfully and diligently served as a member of the Virginia Board for Contractors from 2007 to 2010; and

WHEREAS, William D. Rusher has given generously of his time, talent and leadership to the Board, including chairing numerous Informal Fact-finding Conferences, serving as a member of the Board's Committee, and providing expertise to the Board as needed; and

WHEREAS, William D. Rusher endeavored always to protect the health, safety and well-being of the public by rendering fair and wise decisions, which were in the best interest of the Board and the Commonwealth's citizens; and

WHEREAS, the Board for Contractors acknowledges its gratitude and appreciation for exceptional service by William D. Rusher, who is highly regarded by the members of the Board and the citizens of the Commonwealth.

NOW, THEREFORE, BE IT RESOLVED, by the Board for Contractors this seventh day of December, in the year two-thousand and ten, that William D. Rusher be given all honors and respect due him for his outstanding service to the Commonwealth, its citizens, and the Board for Contractors; and

BE IT FURTHER RESOLVED, that this Resolution be presented to him and be made a part of the official minutes of the Board so that all may know of the high regard in which he is held.

Board for Contractor's chairman, Dorothy Wood presented the following Resolution to Michael D. Redifer:

Board Resolution
Michael Redifer

Department of Professional and Occupational Regulation

Board for Contractors Resolution

Michael D. Redifer

WHEREAS, Michael D. Redifer faithfully and diligently served as Vice Chairman and member of the Virginia Board for Contractors from 2002 to 2010; and

WHEREAS, Michael D. Redifer has given generously of his time, talent and leadership to the Board, including chairing numerous Informal Fact-finding Conferences, serving as a member of the Board's Committee, and providing expertise to the Board as needed; and

WHEREAS, Michael D. Redifer endeavored always to protect the health, safety and well-being of the public by rendering fair and wise decisions, which were in the best interest of the Board and the Commonwealth's citizens; and

WHEREAS, the Board for Contractors acknowledges its gratitude and appreciation for exceptional service by Michael D. Redifer, who is highly regarded by the members of the Board and the citizens of the Commonwealth.

NOW, THEREFORE, BE IT RESOLVED, by the Board for Contractors this seventh day of December, in the year two-thousand and ten, that Michael D. Redifer be given all honors and respect due him for his outstanding service to the Commonwealth, its citizens, and the Board for Contractors; and

BE IT FURTHER RESOLVED, that this Resolution be presented to him and be made a part of the official minutes of the Board so that all may know of the high regard in which he is held.

Board for Contractor's chairman, Dorothy Wood presented the following Resolution to Kenneth W. Hart:

Board Resolution
Kenneth W. Hart

Department of Professional and Occupational Regulation

Board for Contractors Resolution

Kenneth W. Hart

WHEREAS, Kenneth W. Hart faithfully and diligently served as a member of the Virginia Board for Contractors from 2002 to 2010; and

WHEREAS, Kenneth W. Hart has given generously of his time, talent and leadership to the Board, including chairing numerous Informal Fact-finding Conferences, and providing expertise to the Board as needed; and

WHEREAS, Kenneth W. Hart endeavored always to protect the health, safety and well-being of the public by rendering fair and wise decisions, which were in the best interest of the Board and the Commonwealth's citizens; and

WHEREAS, the Board for Contractors acknowledges its gratitude and appreciation for exceptional service by Kenneth W. Hart, who is highly regarded by the members of the Board and the citizens of the Commonwealth.

NOW, THEREFORE, BE IT RESOLVED, by the Board for Contractors this seventh day of December, in the year two-thousand and ten, that Kenneth W. Hart be given all honors and respect due him for his outstanding service to the Commonwealth, its citizens, and the Board for Contractors; and

BE IT FURTHER RESOLVED, that this Resolution be presented to him and be made a part of the official minutes of the Board so that all may know of the high regard in which he is held.

Board for Contractor's chairman, Dorothy Wood presented the following Resolution to Robert M. Kirby:

Board Resolution
Robert M. Kirby

Department of Professional and Occupational Regulation

Board for Contractors Resolution

Robert M. Kirby

WHEREAS, Robert M. Kirby faithfully and diligently served as Vice Chairman, Chairman and member of the Virginia Board for Contractors from 2002 to 2010; and

WHEREAS, Robert M. Kirby has given generously of his time, talent and leadership to the Board, including chairing numerous Informal Fact-finding Conferences, serving as a member of the Board's Committee, and providing expertise to the Board as needed; and

WHEREAS, Robert M. Kirby endeavored always to protect the health, safety and well-being of the public by rendering fair and wise decisions, which were in the best interest of the Board and the Commonwealth's citizens; and

WHEREAS, the Board for Contractors acknowledges its gratitude and appreciation for

exceptional service by Robert M. Kirby, who is highly regarded by the members of the Board and the citizens of the Commonwealth.

NOW, THEREFORE, BE IT RESOLVED, by the Board for Contractors this seventh day of December, in the year two-thousand and ten, that Robert M. Kirby be given all honors and respect due him for his outstanding service to the Commonwealth, its citizens, and the Board for Contractors; and

BE IT FURTHER RESOLVED, that this Resolution be presented to him and be made a part of the official minutes of the Board so that all may know of the high regard in which he is held.

Board for Contractor's chairman, Dorothy Wood asked Board staff to mail the following Resolution to Jack E. Miller and it reads as follows:

Board Resolution
Jack E. Miller

Department of Professional and Occupational Regulation

Board for Contractors Resolution

Jack E. Miller

WHEREAS, Jack E. Miller faithfully and diligently served as a member of the Virginia Board for Contractors from 2006 to 2010; and

WHEREAS, Jack E. Miller has given generously of his time, talent and leadership to the Board, including chairing numerous Informal Fact-finding Conferences, serving as a member of the Board's Committee, and providing expertise to the Board as needed; and

WHEREAS, Jack E. Miller endeavored always to protect the health, safety and well-being of the public by rendering fair and wise decisions, which were in the best interest of the Board and the Commonwealth's citizens; and

WHEREAS, the Board for Contractors acknowledges its gratitude and appreciation for exceptional service by Jack E. Miller, who is highly regarded by the members of the Board and the citizens of the Commonwealth.

NOW, THEREFORE, BE IT RESOLVED, by the Board for Contractors this seventh day of December, in the year two-thousand and ten, that Jack E. Miller be given all honors and respect due him for his outstanding service to the Commonwealth, its citizens, and the Board for Contractors; and

BE IT FURTHER RESOLVED, that this Resolution be presented to him and be made a part of the official minutes of the Board so that all may know of the high regard in which he is held.

Board for Contractor's chairman, Dorothy Wood asked Board staff to mail the following Resolution to Mark P. Cronin and it reads as follows:

Board Resolution
Mark P. Cronin

Department of Professional and Occupational Regulation

Board for Contractors Resolution

Mark P. Cronin

WHEREAS, Mark P. Cronin faithfully and diligently served as a member of the Virginia Board for Contractors from 2006 to 2010; and

WHEREAS, Mark P. Cronin has given generously of his time, talent and leadership to the Board, including chairing numerous Informal Fact-finding Conferences, serving as a member of the Board's Committee, and providing expertise to the Board as needed; and

WHEREAS, Mark P. Cronin endeavored always to protect the health, safety and well-being of the public by rendering fair and wise decisions, which were in the best interest of the Board and the Commonwealth's citizens; and

WHEREAS, the Board for Contractors acknowledges its gratitude and appreciation for exceptional service by Mark P. Cronin, who is highly regarded by the members of the Board and the citizens of the Commonwealth.

NOW, THEREFORE, BE IT RESOLVED, by the Board for Contractors this seventh day of December, in the year two-thousand and ten, that Mark P. Cronin be given all honors and respect due him for his outstanding service to the Commonwealth, its citizens, and the Board for Contractors; and

BE IT FURTHER RESOLVED, that this Resolution be presented to him and be made a part of the official minutes of the Board so that all may know of the high regard in which he is held.

The DPOR team of Mrs. Mayo and Mrs. Roth shared there were seven education providers and course applications for consideration before the Committee on Monday, December 6th, 2010. The Recommendations were shared with the Board and a vote was requested.

Committee Report
Adrienne Mayo and
Leas Roth

Name	Education	Type	Board Staff has reviewed the application and it appears that>>>	Committee Recommendation
Middle Department Inspection Agency, Inc. (MDIA)	Electrical	Continuing Education in the Classroom (4 classes total)	Approval	Approval
Code Instruction Services, Inc.	Electrical	Continuing Education in the Classroom (4 classes) Retroactive Approval 3/26/2010 (3 courses are based on 2011 NEC)	Approval/Advise on 2011 Code Classes	Approval
Blount-Rhodes Education Center	Electrical	Continuing Education in the Classroom (1 course)	Approval	Approval
Wisdom & Associates, Inc.	Plumbing, HVAC, Electrical, Gas Fitting	Continuing Education in the Classroom (1 course for approval for ALL and 1 code section) – 8 contact hours for each based on administrative part of each respective code 101-102.9 of NEC, IMC, IPC and IFGC	Advise	Denial

Mike Holt Enterprises, Inc.	Electrical	Continuing Education Online and Vocation Education online (same class being offered to satisfy either = 2 classes total)	Approval	Approval
HVACREDU.NET	HVAC	Vocational Education Online (33 classes total)	Based on review, no working timer, does not meet all criteria	Approval
Master Institute	Electrical, HVAC, Plumbing	Vocational Education in the Classroom (6 courses total – 160 hours or 240 hours) – each class is offered in each trade as either 160 credit or 240 credit. Retroactive Approval 12/6/10	Approval	Approval

A motion was offered by **Mr. Gelardi** and seconded by **Mr. Pace** to receive the report and the recommendations from the Committee. The Motion passed with an unanimous vote: Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

The Board took a 10 minute break to get their lunch and continue working.

Break

Mrs. Mayo shared with the Board that program updates concerning individual certification and licensing requirements for onsite sewage systems was presented to the committee. The committee recommends the Board send notification advising that all Qualified Individuals of Sewage Disposal System Contractors are required to hold the individual license issued by the Board for Waterworks and Wastewater Works Operators and Onsite Sewage System Professionals. Additionally, the notification will advise all contractors who perform sewage disposal system contracting work will have six months

Sewage Disposal Systems Contracting

to comply or the specialty will be removed from the license.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Gelardi** to adopt the Committee's recommendations. The Motion passed with an unanimous vote: Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

Staff briefed the Board regarding the status of the final regulatory package for the Individual License and Certification Regulations. The Committee recommends the Board adopt the modified language for the Board for Contractor Individual and License Regulations involving inactive tradesman licenses.

Regulation Review

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Gelardi** to adopt the Committee's recommendations. The Motion passed by unanimous vote: Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

Eric Olson discussed the Recovery Fund statement that has been provided to the Board. It is mandatory (statutory Requirement) to maintain a balance of \$400,000.00 in the account.

Recovery Fund Statement

Board Chair, Mrs. Wood, introduced **Mr. D. Todd Vander Pol** as the new Board for Contractors Board member.

New Board Member

The next Board meeting will be January 11, 2011.

Next Board meeting

The Board Chair asked all members to be certain to complete and turn in their paperwork for processing to Sheila Watkins prior to leaving the meeting.

Paperwork

Their being no further business to come before the board, the meeting was adjourned at **12:27 p.m.** upon a motion by **Mr. Sumpter** and seconded by **Mr. Williams**. The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Pace, Vander Pol, Smith, Sumpter, Tomlin, Walker, Walton, Williams and Wood.**

Adjournment

Dorothy Wood, Chairman

Gordon N. Dixon, Secretary

Copy teste:

Custodian of the Record