

BOARD FOR CONTRACTORS BOARD MEETING

MINUTES

The Board for Contractors met on Tuesday, January 24th, 2012 at the Department of Professional and Occupational Regulation (DPOR), 9960 Mayland Drive, Richmond, Virginia. The members indicated below were present. Each of the members present was qualified to vote, except where a specific reason for disqualification is stated. There are 15 members on this board, in which seven constitutes a quorum pursuant to §54.1-1102.

Troy Smith, Chairman
H. Bailey Dowdy
Herbert "Jack" Dyer, Jr.
Michael Gelardi
David Giesen
E .G. Rudy Middleton, III
Doug Murrow
James Oliver
Homer Pete Sumpter
Deborah Tomlin
Dwight Todd Vander Pol
Chancey Walker
Walton H. Walton, III
A. Bruce Williams

Mr. E.C. "Chick" Pace, III was not present at the meeting. Mrs. Deborah Tomlin left the meeting ill.

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

Gordon Dixon, Director
Mark Courtney, Deputy Director
Eric L. Olson, Executive Director
Adrienne Mayo, Regulatory Boards Administrator
Sheila Watkins, Administrative Assistant
Karen Bullock, Administrative Assistant
Earlyne Perkins, Legal Analyst
Victoria Traylor, Legal Analyst
Kristen (Becker) Clay, Legal Analyst
Chris Kunkel, Licensing Education Specialist
Steven Jack, Assistant Attorney General

Chairman Troy Smith called the meeting to order at 9:06 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, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

Approval of the Agenda

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

Approval of Minutes

December 6th, 2011 Board for Contractors Meeting
October 26th, 2011 Informal Fact Finding Conference
October 27th, 2011 Informal Fact Finding Conference
October 28th, 2011 Informal Fact Finding Conference
November 15th, 2011 Informal Fact Finding Conference
November 17th, 2011 Informal Fact Finding Conference
December 5, 2011 Informal Fact Finding Conference
December 13, 2011 Informal Fact Finding Conference
December 15, 2011 Informal Fact Finding Conference

Mr. Sumpter seconded the motion and it was unanimously approved by members: Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

There was no public comment.

Public Comment Period

In the matter of Recovery Fund File Number 2009-02443, Leighton & Marsha Turner (Claimants) vs. Bakers Construction Remodeling & Handyman Services, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Bakers Construction Remodeling & Handyman Services, Inc. (Regulant) did not appear at the board meeting. Leighton & Marsha Turner (Claimants) did not attend the Board meeting.**

File Number
2009-02443
Leighton & Marsha Turner (Claimants) vs. Bakers Construction Remodeling & Handyman Services, Inc. (Regulant) Prima Facie Cas

This is a Prima Facie case.

After discussion, a motion was made by **Mr. Middleton** 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 **\$4,250.46.** The Claim Review and Summary are incorporated as a part of this Order. Upon payment of this claim, the license of **Bakers Construction Remodeling & Handyman Services, Inc.** will be revoked pursuant to Title 54.1, Chapter 11, Article 2, of the Code of Virginia. The

motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

In the matter of Recovery Fund File Number 2010-03380, Alexander & Amber Zion (Claimant) vs. Cerino Enterprises, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Cerino Enterprises, Inc. (Regulant)** did not appear at the board meeting. **Alexander & Amber Zion (Claimants)** attended the Board meeting and they addressed the board.

File Number
2010-03380
Alexander & Amber Zion
(Claimant)
vs. Cerino Enterprises, Inc.
(Regulant)

Mr. Dowdy recused himself.

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. Walton** to adopt the claim review and the hearing officer's recommendations and summary and **deny payment** of the claim in the amount of \$15,053.00. The motion passed by unanimous vote. Members voting "yes" were: **Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker and Williams.**

Mrs. Tomlin and **Mr. Pace** were not present and did not vote.

In the matter of Recovery Fund File Number 2011-03939, Lee, Mary and Kim Person (Claimant) vs. Phil Rea, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Phil Rea, Inc. (Regulant)** did not appear at the board meeting in person or by counsel or by any other qualified representative. **Lee, Mary and Kim Person (Claimant)** did not attend the Board meeting.

File Number
2011-03939
Lee, Mary, and Kim Person
(Claimant) vs Phil Rea, Inc.
(Regulant) Prima Facie Case

This is a Prima Facie case.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Dyer** to adopt the claim review and the hearing officer's recommendations and summary and pay the claim in the amount of \$20,000.00. The motion passed by unanimous vote.

Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

In the matter of Recovery Fund File Number 2011-04080, Cynthia Hoeffler (Claimants) vs. Country Chimney Service Corp (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Country Chimney Service Corp (Regulant)** did not appear at the board meeting. **Cynthia Hoeffler (Claimants)** did not attend the Board meeting.

File Number
2011-04080
Cynthia Hoeffler
(Claimants) vs.
Country Chimney Service
Corp
(Regulant)

This is a Prima Facie Case.

After discussion, a motion was made by **Mr. Middleton** and seconded by **Mr. Dowdy** to adopt the claim review and the hearing officer's recommendations and summary and pay the claim in amount of \$20,000.00. The motion passed by unanimous vote.

Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

In the matter of Recovery Fund File Number 2011-04020, Claude Booker (Claimants) vs. Louhavre, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Louhavre, Inc. (Regulant)** did not appear at the Board meeting. **Claude Booker (Claimants)** did not attend the Board meeting.

File Number
2011-04020
Claude Booker (Claimants)
Vs. Louhavre, Inc.
(Regulant) Prima Facie Cas

This is a Prima Facie Case.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Williams** 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 motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

In the matter of Recovery Fund File Number 2011-04744, Theresa & John Orr (Claimant) vs. Energy Savings Exteriors, Inc. t/a National Remodeling Company (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Energy Savings Exteriors, Inc. t/a National Remodeling Company (Regulant)** did not appear at the board meeting. **Theresa & John Orr (Claimant)** did not attend the Board meeting.

File Number
2011-04744
Theresa & John Orr
(Claimant) vs Energy Saving
Exteriors, Inc. t/a National
Remodeling Company
(Regulant) Prima Facie Cas

This is a Prima Facie Case.

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

Williams to adopt the claim review and approve the payment of the claim in the amount of \$9,450.00. The Board voted to pay the claim. The motion passed by unanimous vote.

Members voting "Yes" were: Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams. Members absent and not voting were: Tomlin and Pace.

In the matter of Recovery Fund File Number 2012-00308, Larry & Stephanie Hill (Claimants) vs. Energy Savings Exteriors, Inc. t/a National Remodeling Company (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. Energy Savings Exteriors, Inc. t/a National Remodeling Company (Regulant) did not appear at the Board meeting. Larry & Stephanie Hill (Claimants) did not attend the Board meeting.

**File Number
2012-00308
Larry & Stephanie Hill
(Claimants) vs.
Energy Savings Exteriors, In
t/a National Remodeling
Company
(Regulant) Prima Facie Case**

This is a Prima Facie Case.

After discussion, a motion was made by Mr. Williams 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 \$15,056.00. The motion passed by unanimous vote.

Members voting "Yes" were: Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams. Members absent and not voting were: Tomlin and Pace.

In the matter of Recovery Fund File Number 2011-04857, Vivian DeCarlo (Claimants) vs. Virgil Henry t/a Henry's Paving & Seal Coating (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. Virgil Henry t/a Henry's Paving & Seal Coating (Regulant) did not appear at the Board meeting. Vivian DeCarlo (Claimants) did not attend the Board meeting.

**File Number
2011-04857
Vivian DeCarlo
(Claimants) vs.
Virgil Henry t/a Henry's
Paving & Seal Coating
(Regulant) Prima Facie Case**

This is a Prima Facie Case.

After discussion, a motion was made by Mr. Vander Pol and seconded by Mr. Dowdy to adopt the claim review and the hearing officer's recommendations and summary and pay the claim in the amount of \$2,329.00. The motion passed by unanimous vote.

Members voting “Yes” were: Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams. Members absent and not voting were: Tomlin and Pace.

In the matter of Recovery Fund File Number 2011-04859, Michael & Stephanie Evanchick (Claimants) vs. D & L Constructing, LLC (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. D & L Constructing, LLC (Regulant) did not appear at the Board meeting. Michael & Stephanie Evanchick (Claimants) did not attend the Board meeting.

**File Number
2011-04859
Michael & Stephanie
Evanchick
(Claimants) vs.
D & L Constructing, LLC
(Regulant) Prima Facie Case**

This is a Prima Facie Case.

After discussion, a motion was made by Mr. Gelardi and seconded by Mr. Dowdy to adopt the claim review and the hearing officer’s recommendations and summary and pay the claim in the amount of \$6,058.00. The motion passed by unanimous vote.

Members voting “Yes” were: Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams. Members absent and not voting were: Tomlin and Pace.

In the matter of Recovery Fund File Number 2011-04888, Marvin & Evelyn Sheets (Claimants) vs. JA-MAR-HVAC, Inc., t/a JA-MAR, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. JA-MAR-HVAC, Inc., t/a JA-MAR, Inc. (Regulant) did not appear at the Board meeting. Marvin & Evelyn Sheets (Claimants) did not attend the Board meeting.

**File Number
2011-04888
Marvin & Evelyn Sheets
(Claimants) vs.
JA-MAR-HVAC, Inc., t/a
JA-MAR, Inc. (Regulant)
Prima Facie Case**

This is a Prima Facie Case.

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 \$2,120.00. The motion passed by unanimous vote.

Members voting “Yes” were: Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams. Members absent and not voting were: Tomlin and Pace.

In the matter of Recovery Fund File Number 2011-05112, John & Sue Lynch (Claimants) vs. Stone Building Corporation formally dba Advanced Building Corporation (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. Stone Building Corporation formally dba Advanced Building Corporation (Regulant) did not attend the Board meeting. John & Sue Lynch (Claimants) did not attend the Board meeting.

**File Number
2011-05112
John & Sue Lynch
(Claimants) vs.
Stone Building Corporation
formally dba Advanced
Building Corporation
(Regulant) Prima Facie Case**

This is a Prima Facie Case.

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 motion passed by unanimous vote.

Members voting "Yes" were: Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams. Members absent and not voting were: Tomlin and Pace.

In the matter of Recovery Fund File Number 2011-00297, David Murphy (Claimants) vs. Hauser Homes LLC (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. Hauser Homes LLC (Regulant) did not appear at the board meeting. David Murphy (Claimants) attended the Board meeting and voiced his disagreement to the Board.

**File Number
2011-00297
David Murphy
(Claimant) vs.
Hauser Homes 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. Dyer 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 \$18,318.00. The motion passed by unanimous vote.

Members voting "Yes" were: Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams. Members absent and not voting were: Tomlin and Pace.

In the matter of Recovery Fund File Number 2012-00881, Ann Brown (Claimants) vs. Charles Webb t/a C.R. Webb Contractor (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. Charles Webb t/a C.R. Webb Contractor (Regulant) did not appear at the board meeting. Ann Brown

**File Number
2012-00881
Ann Brown
(Claimant) vs.
Charles Webb t/a C.R. Web**

(Claimants) did not attend the Board meeting.

**Contractor
(Regulant) Prima Facie Cas**

This is a Prima Facie Case.

After discussion, a motion was made by Mr. Walton and seconded by Mr. Williams to adopt the claim review and the hearing officer's recommendations and summary and pay the claim in the amount of \$13,403.00. The motion passed by unanimous vote.

Members voting "Yes" were: Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams. Members absent and not voting were: Tomlin and Pace.

In the matter of Recovery Fund File Number 2012-00917, Hermenegildo & Belen Hosmillo (Claimant) vs. Gentx Development Corporation (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. Gentx Development Corporation (Regulant) did not appear at the board meeting. Hermenegildo & Belen Hosmillo (Claimant) did not attend the Board meeting.

**File Number
2012-00917
Hermenegildo & Belen
Hosmillo
(Claimant) vs.
Gentx Development
Corporation (Regulant)
Prima Facie**

This is a Prima Facie Case.

After discussion, a motion was made by Mr. Williams and seconded by Mr. Walton to adopt the claim review and the hearing officer's recommendations and summary and pay the claim in the amount of \$18,834.00. The motion passed by unanimous vote.

Members voting "Yes" were: Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams. Members absent and not voting were: Tomlin and Pace.

In the matter of License Application File Number 2012-00078, Joshua White t/a Anchor Bay Construction, 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
2012-00078
Joshua White t/a Anchor Bay
Construction**

Applicant Joshua White t/a Anchor Bay Construction appeared at the IFF. He did not attend the Board meeting.

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

Mrs. Perkins addressed the Board and asked that a correction be noted for the record when a decision is made. She asked that in the Summary paragraph 1

that the conviction language should read as follows: 'leaving scene of an accident involving person injury death or damage to attended property'.

After discussion Mr. Sumpter offered a motion that was seconded by Mr. Vander Pol to include the correction as noted by Mrs. Perkins in the record. The motion passed by unanimous vote.

Members voting "Yes" were: Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams. Members absent and not voting were: Tomlin and Pace.

After discussion Mr. Walton offered a motion that was seconded by Mr. Williams to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and approve a license. The motion passed by unanimous vote.

Members voting "Yes" were: Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams. Members absent and not voting were: Tomlin and Pace.

In the matter of License Application File Number 2012-00404, Jerry W. Custalow, Sr, 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
2012-00404
Jerry W. Custalow, Sr.**

Applicant Jerry W. Custalow, Sr appeared at the IFF and the Board meeting. Mr. Custalow addressed the Board.

The presiding Board representative Mrs. 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 approve a license. The motion passed by majority vote.

Members voting "Yes" were: Dowdy, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Walker, Walton and Williams.

Members absent and not voting were: Tomlin and Pace.

Members voting "No" were: Vander Pol and Dyer.

In the matter of License Application File Number 2012-00494, Thomas Brooks t/a Southern Construction, 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
2012-00494
Thomas Brooks t/a Southern
Construction**

Applicant Thomas Brooks t/a Southern Construction appeared at the IFF. He did attend the Board meeting and address the Board.

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

Mr. Thomas Brooks confirmed his mailing address for the Board as: 2593 Indian Creek Road Mineral, VA.

After discussion **Mr. Gelardi** 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 approve a license. The motion passed by unanimous vote.

Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.**
Members absent and not voting were: Tomlin and Pace.

In the matter of License Application File Number 2012-00497, David Lee Bryan., 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
2012-000497
David Lee Bryan**

David Lee Bryan appeared at the IFF. He did not attend the Board meeting.

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

Mrs. Perkins addressed the Board and asked that a correction be noted for the record when a decision is made. She asked that in the Summary paragraph 3 that the last sentence should read as follows: '...granting Bryan a license will NOT offer...'

After discussion **Mr. Middleton** offered a motion that was seconded by **Mr. Dowdy** to include the correction as noted by Mrs. Perkins in the record. The motion passed by unanimous vote.

Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.** **Members absent and not voting were: Tomlin and Pace.**

After discussion **Mr. Middleton** offered a motion that was seconded by **Mr. Dowdy** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and approve a license. The motion passed by unanimous vote.

Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

In the matter of License Application File Number 2012-00500 Clear Vision Golf, 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
2012-00500
Clear Vision Golf, LLC**

Applicant Travis Bargaen for Clear Vision Golf, LLC appeared at the IFF. He attended the Board meeting and addressed the Board.

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

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 majority vote.

Members voting "Yes" were: **Dowdy, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Walker, Walton and Williams.**

Members absent and not voting were: Tomlin and Pace.

Members voting "no" were: Dyer and Vander Pol.

In the matter of License Application File Number 2012-00688 REM Painting, 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
2012-00688
REM Painting, LLC**

REM Painting, LLC appeared at the IFF. **REM Painting, LLC** did not attend the Board meeting.

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

Mrs. Perkins addressed the Board and asked that a correction be noted for the record when a decision is made. She asked that in the Recommendation paragraph 2 that the last sentence should read as follows: '..Loya's convictions will NOT have ...'.

During discussion Mr. Vander Pol had some questions.

After discussion **Mr. Gelardi** offered a motion that was seconded by **Mr. Murrow** to adopt the recommendation (with the correction as noted by Mrs. Perkins) 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, Oliver, Smith, Sumpter, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

Mr. Vander Pol voted "no".

In the matter of License Application File Number 2012-00692 Cuffie Masonry 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
2012-00692
Cuffie Masonry LLC

Cuffie Masonry LLC appeared at the IFF. **Cuffie Masonry LLC** did not attend the Board meeting.

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

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 conditional license. The motion passed by majority vote.

Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

Mr. Middleton voted "no".

In the matter of License Application File Number 2012-00693, Artisans of Stone 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
2012-00693
Artisans of Stone LLC

Artisans of Stone LLC appeared at the IFF. **Artisans of Stone LLC** did not attend the Board meeting.

The presiding Board representative **Mrs. Clay** was not present, did not participate in

the discussion and did not vote.

Mrs. Perkins addressed the Board and asked that a correction be noted for the record when a decision is made. She asked that in the Summary paragraph 3 that the name should read as follows: ‘..Matthew DeFeo...’.

During discussion Mr. Vander Pol had some questions.

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 approve a license with the corrections as noted by Mrs. Perkins.

The motion passed by majority vote. Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

Mr. Vander Pol voted “NO”.

In the matter of License Application File Number 2012-00694 Michael Lacey, 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
2012-00694
Michael Lacey

Applicant Michael Lacey appeared at the IFF. **Michael Lacey** did not attend the Board meeting.

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

Mrs. Perkins addressed the Board and asked that a correction be noted for the record when a decision is made. She asked that the record reflect “...licensure/license – (not certification)..’.

During board discussion Mr. Williams voiced his concerns that he wished to ask the applicant some questions but he was not present to answer them. Stephen Jack, Board’s counsel shared that being present at the Board meeting today is not a legal requirement for applicants and that the Board can still rule without the applicant’s presence.

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 conditional license. The motion passed by majority vote. Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Sumpter, Vander Pol, Walker, and Walton.** Members absent and not

voting were: Tomlin and Pace.

Members voting “No” were: **Smith and Williams.**

In the matter of License Application File Number 2012-00700, Michael Shifflett, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF). **Applicant Michael Shifflett** appeared at the IFF. He did not attend the Board meeting.

File Number
2012-00700
Michael Shifflett

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

After discussion **Mr. Williams** offered a motion that was seconded by **Mr. Dowdy** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and approve a conditional license. The motion passed by unanimous vote.

Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.** **Members absent and not voting were: Tomlin and Pace.**

In the matter of License Application File Number 2012-00701 Renovation Coordination LLC t/a Select Home Solutions 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
2012-00701
Renovation Coordination
LLC t/a Select Home Solutio

Applicant Robbie Franklin for Renovation Coordination LLC t/a Select Home Solutions appeared at the IFF and Board meeting. He addressed the Board.

The presiding Board representative **Mrs. Clay** 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 grant a continuance. The motion passed by majority vote.

Members voting “Yes” were: **Dowdy, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.** **Members absent and not voting were: Tomlin and Pace.**

Mr. Dyer voted “no”.

In the matter of License Application File Number 2012-00702, Blu Sky Restoration Contractors, 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
2012-00702
Blu Sky Restoration Contractors, Inc.

Applicant Drew Bisping for Blu Sky Restoration Contractors, Inc. appeared at the IFF and the Board meeting.

The presiding Board representative **Mrs. Clay** 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.

Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

In the matter of License Application File Number 2012-00704 Michael Mahieu t/a Orghard Plumbing & Construction, 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
2012-00704
Michael Mahieu t/a Orghard Plumbing & Construction

Applicant Michael Mahieu t/a Orghard Plumbing & Construction appeared at the IFF and the Board meeting. He addressed the Board.

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

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 approve a conditional license. The motion passed by unanimous vote.

Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

In the matter of License Application File Number 2012-00774, John D Roady, the Board members reviewed the record, which consisted of the application file,

File Number
2012-00774

transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

John D Roady

Applicant John D Roady appeared at the IFF and the Board meeting. He addressed the Board.

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

Mrs. Perkins addressed the Board and asked that a correction be noted for the record when a decision is made. She asked that in the Summary paragraph 5 that the sentence should read as follows: ‘..on January 18, 2011 NOT 2001...’. Also throughout the Recommendation should reflect licensure/license- (not – certification).

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 in cooperating the corrections as noted by Mrs. Perkins and approves a conditional license. The motion passed by unanimous vote.

Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

In the matter of License Application File Number 2012-00699, Gobble and Jarrelle, 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
2012-00699
Gobble and Jarrelle, LLC

Applicant Christopher Gobble of Gobble and Jarrelle, LLC appeared at the IFF. He and counsel attended the Board meeting on behalf of **Gobble and Jarrelle, LLC and addressed the Board.**

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

Mrs. Perkins addressed the Board and asked that a correction be noted for the record when a decision is made. She asked that in the Recommendation paragraph 1 the last record read as follows: ‘..execution of the agreement of licensure – (not –order)...’.

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 with corrections as noted by Mrs. Perkins and grants a conditional license. The motion passed by unanimous vote.

Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.** Members

absent and not voting were: Tomlin and Pace.

In the matter of License Application File Number 2012-00492, Permanent Paving & Sealing, 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
2012-00492
Permanent Paving & Sealing
LLC**

Applicant Walter D Moore for Permanent Paving & Sealing, LLC appeared at the IFF and the Board meeting. Mr. Moore addressed the Board.

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

During discussion Mr. Middleton and Mr. Vander Pol expressed concerns with the recent timeframe and the number of convictions of the applicant.

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 to disapprove issuing a conditional license to **Permanent Paving & Sealing, LLC**. The motion failed by tie vote.

Members voting "Yes" were: **Dyer, Dowdy, Middleton, Oliver, Vander Pol, and Gelardi.**

Members voting "No" were: **Smith, Murrow, Williams, Walton, Sumpter and Giesen.**

Members absent and not voting were: Tomlin and Pace.

There was further discussion and the applicant was allowed to address the Board. He answered the Board members questions.

After additional 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 to issue a conditional license to **Permanent Paving & Sealing, LLC**.

The motion passed by majority vote.

Members voting "Yes" were: **Dyer, Gelardi, Giesen, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, and Walton.**

Members voting "no: were: **Middleton, Dowdy and Williams.**

Members absent and not voting were: Tomlin and Pace.

In the matter of License Application File Number 2012-00502 Justin Pease, 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
2012-00502
Justin Pease

Applicant Justin Pease appeared at the IFF. He did not attend the Board meeting.

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

After discussion **Mr. Vander Pol** offered a motion that was seconded by **Mr. Williams** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and deny a license to **Justin Pease**. The Board has considered its Regulations and other applicable laws. After reviewing the record and all information the board has determined it is of the opinion that granting a license to this applicant would not be in the best interest of the public. For additional information see Final Opinion and Order 2012-00502. The motion passed by unanimous vote.

Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams**. Members absent and not voting were: **Tomlin and Pace**.

In the matter of License Application File Number 2012-00818 Kenneth Bushong, 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
2012-00818
Kenneth Bushong

Applicant Kenneth Bushong appeared at the IFF. He did not attend the Board meeting.

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

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 issues a license to **Kenneth Bushong**. The motion passed by a unanimous vote.

Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams**. Members absent and not voting were: **Tomlin and Pace**.

In the matter of License Application File Number 2012-00690 Anchor Landscaping and Property Services LLC, the Board members reviewed the record,

File Number
2012-00690

which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

Anchor Landscaping and Property Services LLC

Applicant Anchor Landscaping and Property Services LLC appeared at the IFF. **Anchor Landscaping and Property Services LLC** did not attend the Board meeting.

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

After discussion **Mr. Middleton** 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 to **Anchor Landscaping and Property Services LLC**. The motion passed with a unanimous vote.

Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams**. Members absent and not voting were: **Tomlin and Pace**.

In the matter of License Application File Number 2012-00855 Page County Properties, 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
2012-00855
Page County Properties, LLC

Applicant Page County Properties, LLC appeared at the IFF. **Page County Properties, LLC** did not attend the Board meeting.

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

After discussion **Mr. Dowdy** offered a motion that was seconded by **Mr. Giesen** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and issues a license to **Page County Properties, LLC**.

The motion passed with a unanimous vote.

Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams**. Members absent and not voting were: **Tomlin and Pace**.

The Board took a fifteen minute recess.

Break

The following is a summary and report of the meeting of the Committee of the Board for Contractors held on January 23rd, 2012. The items requiring Board action are marked with an asterisk (*).

Education Provider Applications*

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

Name	Education	Type	Staff Recommendation	Committee Recommendation
CEUOK.com	Continuing	HVAC, ELE & GFC Online	Approval – 2 courses	Approval
Albermarle Regional Health Services	Continuing and Vocational	WWP in Classroom	Approval – 1 course	Approval
All Star Training	Continuing and Vocational	WWP online	Approval – 10 courses	Approval
@ 1 st Attempt	Continuing Education	PLB, ELE, HVAC Online	Approval – 2 courses	Approval
IEC Chesapeake	Continuing and Vocational	ELE in Classroom	Approval -15 courses	Approval
American Inspection Agency Inc	Continuing Education	ELE in Classroom	Approval-11 courses (4 courses have prior approval)	Approval

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

Mr. Pace and Mrs. Tomlin was not present and did not participate during the discussion and did not vote.

Old Business:

Letter from Delegate Scott (WWP policy)*

The Committee reviewed a letter and information received from Delegate Edward Scott regarding the interpretation of the Board's regulations and statutes regarding plumbers performing work on water wells systems. Several individuals appealed to the Committee to rescind or retain their current interpretation. After discussion the Committee recommends for Board approval to obtain interpretation of Section 54.1-1129 of the Code of Virginia from the Board's legal counsel. Additionally, the Committee recommends the Board rescind the policy for restricting plumbers from breaking the seal of a well pending legal advice.

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

Mr. Pace and Mrs. Tomlin was not present and did not participate during the discussion and did not vote.

New Business:

Piling and Below Ground Foundations – BLD Policy*

Inquiries received by the licensing staff regarding the licensing requirement to install pilings used for the foundation system of structures were presented to the Committee. The Committee recommended including pilings as foundation work that may be performed by contractors with the Building (BLD) classification.

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

Mr. Pace and Mrs. Tomlin was not present and did not participate during the discussion and did not vote.

Eagles /Trades Exam Issue

Board staff shared with the Committee that during migration the updated computer system in error issued tradesman licenses to applicants that had been approved for but had not yet taken, the examination. Applicants will be given 120 days to pass the required tradesman examination administered by PSI. The trade specialty will be removed from the license if the applicant does not pass the examination within the time specified.

A motion was offered by **Mr. Gelardi** and seconded by **Mr. Dyer** to receive the

report and the recommendations from the Committee. The Motion passed by unanimous vote: Members voting "Yes" were: **Dowdy, Dyer, Gelardi Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.**

Mr. Pace and Mrs. Tomlin was not present and did not participate during the discussion and did not vote.

Exam Conduct Issue*

At the request of Board staff the Committee provided guidance for tradesman applicants reported to be in violation of PSI's examination conduct rules. The Committee recommends for Board approval to void examination scores of candidates who are reported to be in violation of conduct rules are reported. The Committee also recommended the licensing staff initiate a disciplinary case against candidates in the event a license has already been issued and a violation of examination conduct rules is reported.

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

Mr. Pace and Mrs. Tomlin, were not present and did not participate during the discussion and did not vote.

Regulatory Update*

Eric Olson, Director for the Board for Contractors provided the Board with an update regarding the status of regulation review submissions for Board for Contractors and Individual License and Certification Regulations.

Regulatory Update
Eric Olson

In the matter of Disciplinary File Number 2011-02890, Robert Rutledge, Jr. t/a Premium Contracting (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
2011-02890
Robert Rutledge, Jr. t/a
Premium Contracting

Neither Robert Rutledge, Jr. t/a Premium Contracting (Respondent) nor anyone on its behalf appeared at the IFF or the Board meeting. Witness Mervelle Lassiter and Complainant Juanita Harvey attended the IFF.

Board for Contractors Meeting Minutes Final

January 24th, 2012

Page 23 of 68

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

Violations		September 1, 2001
Count 1:	18 VAC 50-22-260 B 27	
Violations		February, 1, 2006
Count 2:	18 VAC 50-22-260 B 6	
Count 3:	18 VAC 50-22-260 B 17	
Count 4:	18 VAC 50-22-260 B 27	
Count 5:	18 VAC 50-22-260 B 29	
Count 6:	18 VAC 50-22-260 B 31	
Count 7:	18 VAC 50-22-260 B 14	
Count 8:	18 VAC 50-22-260 B 16	

The motion passed by unanimous vote.

Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

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

Sanctions		
Count 1:		\$2,500.00
Count 2:		\$2,500.00
Count 3:		\$2,500.00
Count 4:		\$2,500.00
Count 5:		\$500.00
Count 6:		\$400.00
Count 7:		\$2,500.00
Count 8:		\$2,500.00
Total		\$15,900.00

For violation of **Counts 1, 2, 4, 7 and 8** the Board voted to impose the revocation of license (**2705-080334**).

In addition, for violation of Count 5 and Count 6, **the Board** voted to require **Robert C Rutledge Jr.** have a member of responsible management successfully complete a board-approved remedial education class within 90 days of the order.

The motion passed by unanimous vote. Members voting “Yes” were: **Dowdy, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

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

In the matter of Disciplinary File Number 2011-03798, Davinci Development, 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
2011-03798
Davinci Development, LLC

Ahmed Hassan on behalf of Davinci Development, LLC (Respondent) appeared at the IFF and the Board meeting. He addressed the Board on behalf of **Davinci Development, LLC.**

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. Gelardi** 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 adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Davinci Development, LLC** violated the following sections of its Regulations:

Violations	Code of Virginia
Count 1:	§54.1-1110 of the Code of Virginia

The motion passed by unanimous vote. Members voting “Yes” were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

The hearing officer **Mr. Dyer** did not vote.

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

Sanctions		February, 1, 2006
Count 1:		\$500.00
Total		\$500.00

After discussion **Mr. Gelardi** offered a motion seconded by **Mr. Walton** for no sanction for the violation of Count 1. The Board voted to impose no sanction.

The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

In the matter of Disciplinary File Number 2011-00022, Lisa Ayers t/a Solo Enterprise (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
2011-00022
Lisa Ayers t/a Solo Enterprise

Lisa Ayers on behalf of Lisa Ayers t/a Solo Enterprise (Respondent) appeared at the IFF. On December 6, 2011 the Board voted to defer this matter to the January 24, 2012 meeting at the request of **Lisa Ayers.** Neither **Lisa Ayers t/a Solo Enterprise** Nor anyone on its behalf attended the Board meeting when the case was heard.

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

After discussion, a motion was made by **Mr. Sumper** 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 adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Lisa Ayers** violated the following sections of its Regulations:

Violations		February, 1, 2006
Count 1:	18 VAC 50-22-260 B 6	
Count 2:	18 VAC 50-22-260 B 15	
Count 3:	18 VAC 50-22-260 B 2	

The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

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

Sanctions	February, 1, 2006	
Count 1:		\$750.00
Count 2:		\$2,000.00
Count 3:		\$2,500.00
Total		\$5,250.00

In addition, for violation of Counts 2 and 3, the Board voted to impose the revocation of license (2705-131307). **The Board also voted to require a member of Responsible management to complete Remedial Education within 90 days.**

The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

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

In the matter of Disciplinary File Number 2011-00022, Lisa Ayers t/a Solo Enterprise (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
2011-00022
Lisa Ayers t/a Solo Enterpris

Lisa Ayers on behalf of Lisa Ayers t/a Solo Enterprise (Respondent) appeared at the IFF. On December 6, 2011 the Board voted to defer this matter to the January 24, 2012 meeting at the request of **Lisa Ayers.** **Lisa Ayers t/a Solo Enterprise** arrived late and asked if the Board would reopen the case. She explained that she had car trouble on way to the meeting.

Reheard after case
2011-02480

Mr. Williams offered a motion seconded by Mr. Sumpter to reopen and hear the case. The motion passed with a unanimous vote.

Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

The presiding Board representative **Mr. Middleton** was not present, did not

participate in the discussion and did not vote.

Lisa Ayers addressed the Board and shared her disagreement with the recommendations.

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

Violations	February, 1, 2006
Count 1:	18 VAC 50-22-260 B 6
Count 2:	18 VAC 50-22-260 B 15
Count 3:	18 VAC 50-22-260 B 2

The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

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

Sanctions	February, 1, 2006
Count 1:	\$750.00
Count 2:	\$2,000.00
Count 3:	\$2,500.00
Total	\$5,250.00

In addition, for violation of Counts 1, the Board voted to **require a member of Responsible management to complete Remedial Education within 90 days.**

The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

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

In the matter of Disciplinary File Number 2011-02119, Artechsan Contracting Inc. (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

File Number
2011-02119
Artechsan Contracting Inc

Rodrigo Murillo, Jr. on behalf of **Artechsan Contracting Inc. (Respondent)** appeared at the IFF. **Neither Artechsan Contracting Inc, counsel nor any other qualified person** attended the Board meeting.

The presiding Board representatives **Mr. Murrow** was not present, did not participate in the discussion 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 adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Artechsan Contracting Inc.** violated the following sections of its Regulations:

Violations	February 1, 2006
Count 1:	18 VAC 50-22-260 B 27
Count 2:	18 VAC 50-22-260 B 29
Count 3:	18 VAC 50-22-260 B 18
Count 4:	18 VAC 50-22-260 B 15
Count 5:	18 VAC 50-22-260 B 11
Count 6:	18 VAC 50-22-260 B 13

The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

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

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

Sanctions	September 1, 2001
Count 1:	\$1,500.00
Count 2:	\$1,300.00
Count 3:	\$2,300.00
Count 4:	\$1,550.00

Count 5:		\$450.00
Count 6:		\$1,250.00
Total		\$8,350.00

For violation of **Counts 1, 2, 3, 4, 5 and 6** the Board voted to **Artechsan Contracting Inc.** have a member of responsible management successfully complete remedial education within 90 days of the order.

Further the Board imposed that the license be placed on Probation until **Artechsan Contracting Inc** provides evidence acceptable to the Board that R. Murrillo, Designated Employee for **Artechsan Contracting Inc** has successfully re-taken and passed the Virginia and General portions of the Board's licensure examination within six months.

If Artechsan Contracting Inc fails to provide evidence within six months of the effective date of this Order, **Artechsan Contracting Inc** license shall be suspended until such time as there is compliance with the Order.

The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

The Board's hearing officer Mr. Murrow did not vote and did not participate in the discussion.

In the matter of Disciplinary File Number 2011-03701, Michael Page t/a Page's Handyman Service (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
2011-03701
Michael Page t/a Page's
Handyman Service

Michael Page t/a Page's Handyman Service. (Respondent) did not appear at the IFF. **Michael Page t/a Page's Handyman Service** attended the Board meeting. He addressed the Board.

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

During the discussion Mr. Dyer had questions for Mr. Page.

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

that **Michael Page t/a Page's Handyman Service**. violated the following sections of its Regulations:

Violations	February, 1, 2006
Count 1:	18 VAC 50-22-260 B 9
Count 2:	18 VAC 50-22-260 B 17
Count 3:	18 VAC 50-22-260 B 27
Count 4:	18 VAC 50-22-260 B 25

The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams**. Members absent and not voting were: **Tomlin and Pace**.

Mr. Murrow was not present and did not participate during the discussion and did not vote.

After discussion, **Mr. Williams** offered a motion seconded by **Mr. Gelardi** to impose the following sanctions: The Board voted to decrease the monetary penalties for the violations :

Sanctions	February, 1, 2006
Count 1:	From \$1,300.00 to \$750.00
Count 2:	From \$ 1,700.00 to \$1,000.00
Count 3:	From \$1,200.00 to \$750.00
Count 4:	From \$1,200.00 to \$750.00
Total	\$3,250.00

In addition, for violation of Counts 1, 2, and 3, and 4 the Board voted to require **Michael Page t/a Page's Handyman Service** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the effective date of the order.

The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams**. Members absent and not voting were: **Tomlin and Pace**.

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

In the matter of Disciplinary File Number 2011-04416, Carlton Wayne Knighton (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the

**File Number
2011-04416
Carlton Wayne Knighton**

Summary and recommendation.

Carlton Wayne Knighton, (Respondent) nor his counsel, and/or any other qualified individual, appeared at the IFF or the Board meeting.

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

After further 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 adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Carlton Wayne Knighton** violated the following sections of its Regulations:

Violations	February, 1, 2006	
Count 1:	18 VAC 50-22-260 B 8	
Count 2:	18 VAC 50-22-260 B 2	
Count 3:	18 VAC 50-22-260 B 2	
Count 4:	18 VAC 50-22-260 B 28	

The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

Mr. Murrow was not present and did not participate during the discussion and did not vote.

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

Sanctions		
Count 1		\$350.00
Count 2		\$1,200.00
Count 3		\$1,500.00
Count 4		\$1,850.00
Total		\$4,900.00

In addition, for violation of Count 1, the Board voted to imposes the revocation of license (2705-131547).

The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer,**

Gelardi, Giesen, Middleton, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams. Members absent and not voting were: Tomlin and Pace.

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

In the matter of Disciplinary File Number 2012-00726, Daniel A Bowen t/a Bowen Remodeling and Appliance Repair (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

**File Number
2012-00726
Daniel A Bowen t/a Bowen
Remodeling and Appliance
Repair**

No one, on behalf of **Daniel A Bowen t/a Bowen Remodeling and Appliance Repair (Respondent)** appeared at the IFF or the Board meeting.

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

Violations	February, 1, 2006	
Count 1:	18 VAC 50-22-260 B 13	
Violations	September 1, 2001	
Count 2:	18 VAC 50-22-230 B	

The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams. Members absent and not voting were: Tomlin and Pace.**

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

Sanctions	February, 1, 2006	
Count 1:		\$1,300.00
Count 2:		\$ 600.00
Total		\$1,900.00

In addition, for violation of Count 1, the Board voted to revocation of license (2705-131754).

The motion passed by majority vote. Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

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

In the matter of Disciplinary File Number 2011-02450, Southern Landscaping And Construction Inc (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

File Number
2011-02450
Southern Landscaping And
Construction Inc

Walter E. Bloxom, on behalf of **Southern Landscaping And Construction Inc. (Respondent)** appeared at the IFF and the Board meeting and shared his disagreement with the recommendation. **Mark and Ginny Sabo (Complainants)** appeared at the IFF and the Board meeting. They addressed the Board.

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

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

Violations	February, 1, 2006
Count 1:	18 VAC 50-22-260 B 15
Count 2:	18 VAC 50-22-260 B 31

The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Oliver, Smith, Murrow, Vander Pol, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

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

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

Sanctions	February, 1, 2006
Count 1:	\$2,000.00
Count 2:	\$ 400.00
Total	\$2,400.00

In addition, for violation of Count 2, the Board voted to impose probation for a period of three (3) years of license (2701-034192). For violation of Count 1, the Board voted to require Southern Landscaping And Construction Inc have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order for the violation of the Statue.

The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Oliver, Smith, Murrow, Vander Pol, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

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

In the matter of Disciplinary File Number 2011-03263, Southern Landscaping And Construction Inc (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

File Number
2011-03263
Southern Landscaping And
Construction Inc

Walter E Bloxom, on behalf of **Southern Landscaping And Construction Inc, (Respondent)** appeared at the IFF and the Board meeting and shared his disagreement with the recommendation. David Pfarr and Michael Demers (Witnesses) attended the IFF

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

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

Violations	February, 1, 2006	
Count 1:	18 VAC 50-22-260 B 9	
Count 2:	18 VAC 50-22-260 B 15	
Count 3:	18 VAC 50-22-260 B 31	

The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Oliver, Smith, Murrow, Vander Pol, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

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

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

Sanctions	February, 1, 2006	
Count 1:		\$500.00
Count 2:		\$1,000.00
Count 3:		\$ 750.00
Total		\$2,250.00

In addition, for violation of Count 1 and 3, the Board voted to require **Southern Landscaping And Construction Inc** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days of the effective date of the Order.

For violation of Count 2, the Board voted to impose Probation of license (2701-034192).for a period of three years.

The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Oliver, Smith, Murrow, Vander Pol, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

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

In the matter of Disciplinary File Number 2011-03753, Sherry Stanley, t/a All American Paving Seal Coating (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding

File Number
2011-03753
Sherry Stanley, t/a All

Conference (IFF), and the Summary and recommendation.

**American Paving Seal
 Coating**

Neither Stanley, on behalf of **Sherry Stanley, t/a All American Paving Seal Coating (Respondent)** did not appear at the IFF and did not attend the Board meeting. **Martha Pritchett** and **Robert Hale** (Complainants) attended the IFF by telephone.

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

After discussion, a motion was made by **Mr. Walton** 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 adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Sherry Stanley, t/a All American Paving Seal Coating** violated the following sections of its Regulations:

Violations	September, 1, 2001	
Count 1:	18 VAC 50-22-230 A	
Count 2:	18 VAC 50-22-230 B	
Violations	February 1, 2006	
Count 3:	18 VAC 50-22-260 B 8	
Count 4:	18 VAC 50-22-260 B 9	

The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Oliver, Smith, Murrow, Vander Pol, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

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

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

Sanctions		
Count 1:		\$500.00
Count 2:		\$ 850.00
Count 3:		\$ 500.00
Count 4:		\$1,000.00
Total		\$2,850.00

In addition, for violation of Count 1 and 2, the Board voted to require **Sherry Stanley** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days of the effective date of the Order.

For violation of Count 3 and 4, the Board voted to impose Revocation of license (2705-129528).

The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Oliver, Smith, Murrow, Vander Pol, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

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

In the matter of Disciplinary File Number 2011-04875, Sherry Stanley, t/a All American Paving Seal Coating (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
2011-04875
Sherry Stanley, t/a All American Paving Seal Coating

Neither Sherry Stanley, t/a All American Paving Seal Coating, nor anyone on its behalf appeared at the IFF or the Board meeting.

The presiding Board representative **Mr. Sumpter** 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. Vander Pol** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Sherry Stanley, t/a All American Paving Seal Coating** violated the following sections of its Regulations:

Violations	September, 1, 2001	
Count 1:	18 VAC 50-22-230 B	
	Effective February 1, 2006	
Count 2:	18 VAC 50-22-260 B 14	
Count 3:	18 VAC 50-22-260 B 16	

The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Oliver, Smith, Murrow, Vander Pol, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

The presiding Board representative **Mr. Sumpter** was not present, did not participate

in the discussion and did not vote.

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

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

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

The Board also imposed revocation of license (2705-129528) for the violation of Counts 2, and 3.

The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Oliver, Smith, Murrow, Vander Pol, Walker, Walton and Williams**. Members absent and not voting were: **Tomlin and Pace**.

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

In the matter of Disciplinary File Number 2011-03153, Classic Homes Of Southern VA 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
2010-03153
Classic Homes Of Southern
VA LLC

Neither **Classic Homes Of Southern VA LLC, (Respondent)**, nor anyone on his behalf appeared at the IFF. Neither **Classic Homes Of Southern VA LLC, counsel** nor anyone on his behalf appeared at the Board meeting.

Brad Nicely (Complainant) appeared at the IFF.

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

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Gelardi** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or

statutory issues in this matter, and adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Classic Homes Of Southern VA LLC** violated the following sections of its Regulations:

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

The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

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

After discussion, **Mr. Dyer** offered a motion and seconded by **Mr. Gelardi** to adopt the hearing officer's recommendation for sanctions and to offer a Consent Order, to impose the following sanctions:

Sanctions	February, 1, 2006	
Count 1:		\$700.00
Total		\$700.00

In addition, for violation of Count 1, the Board voted to require Classic Homes Of Southern VA LLC have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.

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

The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

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

& S Painting (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.

**2011-03647
Frederick Hickling, t/a F & S
Painting**

Frederick Hickling, on behalf of **Frederick Hickling, t/a F & S Painting (Respondent)** appeared at the IFF, but did not attend the Board meeting. **Donald Val Cox (Witness)** attended the IFF.

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

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

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

The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams**. Members absent and not voting were: **Tomlin and Pace**.

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

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

In addition, for violation of Count 1, the Board voted to require **Frederick Hickling, t/a F & S Painting** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days of the effective date of the Order.

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

The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams**. Members absent and not voting were: **Tomlin and Pace**.

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

In the matter of Disciplinary File Number 2012-00795, Kelli J Melo-Hernandez, t/a Kelli Contracting/Hernandez Home (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

**File Number
2012-00795
Kelli J Melo-Hernandez, t/a
Kelli Contracting/Hernandez
Home**

Neither Kelli J Melo-Hernandez, t/a Kelli Contracting/Hernandez Home (Respondent) nor anyone on its behalf appeared at the IFF or the Board meeting.

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

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

Violations	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, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

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

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

Count 1:		\$1,300.00
Total		\$1,300.00

The Board also imposed revocation of license (2705-115961) for violation of its Regulations.

The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

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

In the matter of Disciplinary File Number 2012-00838, Earl M Hicks, t/a EMH Construction (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

**File Number
2012-00838
Earl M Hicks, t/a EMH
Construction**

Neither Earl M Hicks, t/a EMH Construction. Neither (Respondent) nor anyone on its behalf appeared at the IFF or the Board meeting.

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

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

Violations	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, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

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

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

Sanctions		
Count 1:		\$1,300.00
Total		\$1,300.00

The Board revoked license 2705-133926 for violation of its Regulation.

The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

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

In the matter of Disciplinary File Number 2012-00875, Tyree Construction, t/a Tyree Construction (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

**File Number
 2012-00875
 Tyree Construction, t/a Tyre
 Construction**

Neither Tyree Construction, t/a Tyree Construction, (Respondent) did not appear at the IFF or, the Board meeting in person, by counsel or by any other qualified representative.

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

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

Violations	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, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

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

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

Sanctions		
Count 1:		\$1,300.00
Total		\$1,300.00

The board imposed revocation of license 2705-028490 for violation of its Regulation.

The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

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

In the matter of Disciplinary File Number 2012-00885, Jarrod J Dorozynski (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

File Number
2012-00885
Jarrod J Dorozynski

Neither Jarrod J Dorozynski, (Respondent) did not appear at the IFF or, the Board meeting in person, by counsel or by any other qualified representative.

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

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

Violations	February, 1, 2006
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Count 1:	18 VAC 50-22-260 B 13
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The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

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

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

Sanctions		
Count 1:		\$1,300.00
Total		\$1,300.00

The board imposed revocation of license 2705-028490 for violation of its Regulation.

The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.** Members absent and not voting were: **Tomlin and Pace.**

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

In the matter of Disciplinary File Number 2012-02480, J & D Handyman 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
2012-02480
J & D Handyman Services
LLC**

Cissy Southard on behalf of J & D Handyman Services LLC, (Respondent) along with James Downey counsel for J & D Handyman Services LLC did appear at the IFF but did not attend the Board meeting in person, by counsel or by any other qualified representative.

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

After discussion, a motion was made by **Mr. Middleton** 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 adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **J & D Handyman Services LLC** violated the following sections of its Regulations:

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

The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams**. Members absent and not voting were: **Tomlin, Dyer and Pace**.

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

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

Sanctions
The Board voted 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, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams**. Members absent and not voting were: **Tomlin, Dyer and Pace**.

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

In the matter of Disciplinary File Number 2012-00875, Classic Homes Of Southern Va 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
2011-04063
Classic Homes Of Southern Va
LLC

Classic Homes Of Southern Va LLC, (Respondent) did not appear at the IFF or, the Board meeting in person, by counsel or by any other qualified representative.

The presiding Board representatives **Mrs. Tomlin and Mr. Walton** were 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. Gelardi** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Classic Homes Of Southern Va LLC** violated the following sections of its Regulations:

Violations	September 1, 2001	
Count 1:	18 VAC 50-22-230 A	
	February 1, 2006	
Count 2:	18 VAC 50-22-260 B 9	
Count 4:	18 VAC 50-22-260 B 14	
Count 5:	18 VAC 50-22-260 B 16	
	September 1, 2001	
Count 6:	18 VAC 50-22-230 B	

The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, and Williams.** Members absent and not voting were: **Tomlin and Pace.**

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

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

Sanctions		
Count 1:		\$100.00
Count 2:		\$600.00
Count 4:		\$1,500.00
Count 5:		\$2,500.00
Count 6:		\$250.00
Total		\$4,950.00

In addition, for violation of Count 1, 2, 4 and 6 the Board voted to require Classic Homes of Southern VA LLC have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.

The board imposed revocation of license 2705-133686 for violation of count 5.

The motion passed by unanimous vote. Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, and Williams.** Members absent and not voting were: **Tomlin, Walton and Pace.**

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

In the matter of Consent Order File Number 2011-00839 Board v. Metropolitan Investment Group 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
2011-00839
Metropolitan Investment
Group LLC

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

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

Further, for violation of Counts 1 - 2, **Metropolitan Investment Group LLC** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

In addition, **Metropolitan Investment Group LLC** agrees to a six (6) month probation of its license as of the effective date of the Order.

During this six (6) year probation, **Metropolitan Investment Group LLC** agrees to:

Not be in violation of any rules and regulations of the Board for Contractors for transactions occurring after the effective date of the Order.

If **Metropolitan Investment Group LLC** violates any terms of this probation, its license shall be automatically revoked. **Metropolitan Investment Group LLC** understands the right to

have this revocation considered in an informal fact-finding conference and/or formal hearing under Sections **2-2-4019, 2-2.4020, and 2-2.4021 of the Code of Virginia**, and knowingly and voluntarily waives any rights to these proceedings.

Further, **Metropolitan Investment Group LLC** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

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

Members absent and not voting were: Tomlin and Pace.

In the matter of Consent Order File Number 2011-04486 Board v. Sean L Wright, t/a SLW 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

2011-04486

**Sean L Wright, t/a SLW
Construction**

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

Sean L Wright, t/a SLW Construction; acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 17	\$ 1,350.00
Count 2:	18 VAC 50-22-260 B 6	\$750.00
Count 3:	18 VAC 50-22-260 B 27	\$650.00
Board Costs		\$ 150.00
Total		\$2,900.00

In addition, for violation of Count 3, **Sean L Wright** agrees to a six (6) month probation of its license as of the effective date of the Order. During this six (6) year probation, **Sean L Wright** agrees to:

Not be in violation of any rules and regulations of the Board for Contractors for transactions occurring after the effective date of the Order.

If **Sean L Wright** violates any terms of this probation, its license shall be automatically revoked. **Sean L Wright** understands the right to have this revocation considered in an informal fact-finding conference and/or formal hearing under Sections **2-2-4019, 2-2.4020, and 2-2.4021 of the Code of Virginia**, and knowingly and voluntarily waives any rights to these proceedings.

Further, **Sean L Wright** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

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

Members absent and not voting were: Tomlin, Middleton, and Pace.

In the matter of Consent Order File Number 2012-00209 Board v. Cityspace Construction Inc; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2012-00209
Cityspace Construction Inc

Cityspace Construction Inc; acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 28 (two violations at \$1,850.00 each)	\$ 3,700.00
Board Costs		\$ 150.00
Total		\$ 3,850.00

In addition, for violation of Count 1, **Cityspace Construction Inc** agrees to revocation of its license..

Further, the board shall waive imposition of license revocation and the \$3,750.00 monetary penalty for Count 1 provided **Cityspace Construction Inc**, fails to comply with these conditions, then license revocation and the full monetary penalty will be automatically imposed.

Upon a motion by **Mr. Dyer** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Dowdy,**

Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.

Members absent and not voting were: Tomlin and Pace.

In the matter of Consent Order File Number 2011-04874 Board v. Design & Execute 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
2011-04874
Design & Execute Inc**

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

Design & Execute 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	\$ 350.00
Count 2:	18 VAC 50-22-260 B 31	\$ 400.00
Count 3:	18 VAC 50-22-260 B 27	\$ 600.00
Count 4:	18 VAC 50-22-260 B 1	\$0.00
Board Costs		\$ 150.00
Total		\$1,500.00
Further, for violation of Counts 1 - 3, Design & Execute Inc agrees to revocation of its license.		
Further, the Board shall waive imposition of the \$350.00, \$400.00, and the \$600.00 monetary penalties for the Counts 1 through 3.		

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

Members absent and not voting were: Tomlin, Oliver, and Pace.

In the matter of Consent Order File Number 2011-04558 Board v. Lecas Services LLC; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2011-04558
Lecas Services LLC**

Lecas Services LLC; acknowledges an understanding of the charges and hereby

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

Count 1:	18 VAC 50-22-260 B 27	\$ 650.00
Count 2:	18 VAC 50-22-260 B 31	\$ 400.00
Count 3:	18 VAC 50-22-260 B 6	\$ 750.00
Board Costs		\$ 150.00
Total		\$1,950.00

In addition, the Board shall waive imposition of the \$400.00 monetary penalty for violation of Count 2.

It is noted that a member of Responsible Management for **Lecas Services LLC**, was required to complete Remedial education pursuant to file number 2011-01507.

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

Members absent and not voting were: Tomlin and Pace.

In the matter of Consent Order File Number 2012-00783 Board v. Ricky G Norton, t/a Custom Electric & More; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2012-00783
Ricky G Norton, t/a Custom
Electric & More

Ricky G Norton, t/a Custom Electric & More; 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	\$ 750.00
Board Costs		\$ 150.00
Total		\$900.00

Further, for violation of Count 1, **Ricky G Norton, t/a Custom Electric & More** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Dyer** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol,**

Walker, Walton and Williams.

Members absent and not voting were: Tomlin and Pace.

In the matter of Consent Order File Number 2011-00720 Board v. ROC Electrical 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
2011-00720
ROC Electrical LLC**

ROC Electrical 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 19	\$ 2,000.00
Board Costs		\$ 150.00
Total		\$2,150.00
Further, for violation of Count 1, ROC Electrical LLC agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

Members absent and not voting were: Tomlin and Pace.

In the matter of Consent Order File Number 2012-040651 Board v. Horus Construction of NC Inc; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2012-00651
Horus Construction of NC Inc**

Horus Construction of NC 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	\$ 500.00
Board Costs		\$ 150.00
Total		\$650.00
Further, for violation of Count 1, Horus Construction of NC Inc agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

Members absent and not voting were: Tomlin and Pace.

In the matter of Consent Order File Number 2012-00145 Board v. Wade R Perminter, t/a Wade Carpentry; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2012-00145
Wade R Perminter, t/a Wade Carpentry

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

Wade R Perminter, t/a Wade Carpentry; 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 14	\$ 900.00
Count 3:	18 VAC 50-22-260 B 16	\$ 950.00
Count 4:	18 VAC 50-22-260 B 28	\$ 950.00
Board Costs		\$ 150.00
Total		\$ 3,150.00
Further, for violation of Count 1, Wade R Perminter, t/a Wade Carpentry , agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		
In addition, for violation of Counts 2, 3, and 4, Wade agrees to revocation of its license.		

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

Members absent and not voting were: Tomlin, Smith and Pace.

In the matter of Consent Order File Number 2012-00122 Board v. Randall

File Number

Conner, t/a Conner 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.

2012-00122
Randall Conner, t/a Conner Construction

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

Count 1:	18 VAC 50-22-260 B 9	\$ 400.00
Count 2:	18 VAC 50-22-260 B 15	\$ 500.00
Board Costs		\$ 150.00
Total		\$1,050.00
In addition, Conner Construction agrees to have a member of Responsible Management successfully complete remedial education within ninety days of the order.		

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

Members absent and not voting were: Tomlin and Pace.

In the matter of Consent Order File Number 2012-00065 Board v. Angel E Stanley, t/a D Stanley Paving; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2012-00065
Angel E Stanley, t/a D Stanley Paving

Angel E Stanley; acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

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

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

Members absent and not voting were: Tomlin and Pace.

In the matter of Consent Order File Number 2011-04946 Board v. ARK Construction Inc; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2011-04946
ARK Construction Inc**

ARK Construction Inc; acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 9	\$ 100.00
Count 2:	18 VAC 50-22-260 B 31	\$ 400.00
Board Costs		\$ 150.00
Total		\$ 650.00

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

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

Members absent and not voting were: Tomlin and Pace.

In the matter of Consent Order File Number 2011-04920 Board v. Remodel America, 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
2011-04920
Remodel America, Inc.**

Remodel America, 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	\$ 350.00
Count 2:	18 VAC 50-22-260 B 6	\$ 750.00
Board Costs		\$ 150.00
Total		\$1,250.00

Further, **Remodel America, Inc.** to have a member of Responsible

Management successfully completes a Board-approved remedial education class.

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

Members absent and not voting were: Tomlin and Pace.

In the matter of Consent Order File Number 2011-04900 Board v. R & T Designs Inc, t/a Hometown Remodeling; 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
2011-04900
R & T Designs Inc, t/a
Hometown Remodeling**

R & T Designs Inc, t/a Hometown Remodeling; 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 (four violations)	\$ 0.00
Count 2:	18 VAC 50-22-260 B 2	\$ 250.00
Board Costs		\$ 150.00
Total		\$ 400.00
Further, for violation of Counts 1 and 2, R & T Designs Inc, t/a Hometown Remodeling , agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

Members absent and not voting were: Tomlin and Pace.

In the matter of Consent Order File Number 2012-00143 Board v. Danny L Snipes, t/a DLS 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
2012-00143
Danny L Snipes, t/a DLS
General Contracting**

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

Danny L Snipes, t/a DLS 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 9	\$ 350.00
Count 2:	18 VAC 50-22-260 B 6	\$ 750.00
Count 3:	18 VAC 50-22-260 B 15	\$ 1,550.00
Board Costs		\$ 150.00
Total		\$2,800.00
In addition, for violation of Counts 1 - 3, DLS General Contracting agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

Members absent and not voting were: Tomlin and Pace.

In the matter of Consent Order File Number 2011-04887 Board v. Wedgewood Construction Company 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
 2011-04887
 Wedgewood Construction
 Company Inc.**

Wedgewood Construction Company 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	\$ 300.00
Count 2:	18 VAC 50-22-260 B 31	\$ 300.00
Count 3:	18 VAC 50-22-260 B 6	\$ 750.00
Board Costs		\$ 150.00
Total		\$ 1,500.00
Further, for violation of Counts 1-3, Wedgewood Construction Company Inc agrees to have a member of Responsible Management successfully complete a Board-approved remedial		

education class.

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

Members absent and not voting were: Tomlin and Pace.

In the matter of Consent Order File Number 2011-04885 Board v. William H Romm 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
2011-04885
William H Romm Inc

William H Romm 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	\$ 000.00
Count 2:	18 VAC 50-22-260 B 29	\$ 600.00
Board Costs		\$ 150.00
Total		\$ 750.00

Further, **William H Romm** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

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

Members absent and not voting were: Tomlin and Pace.

In the matter of Consent Order File Number 2011-04739 Board v. Spas & Pools of VA 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
2011-04739
Spas & Pools of VA Inc

Spas & Pools of VA 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 50-22-220 C	\$ 400.00
Count 2:	18 VAC 50-22-260 B 8	\$ 250.00
Count 3:	18 VAC 50-22-260 B 27	\$ 1,000.00
Count 4:	18 VAC 50-22-260 B 17	\$ 1,350.00
Board Costs		\$ 150.00
Total		\$ 3,150.00

The Board agrees to waive the \$1,000.00 monetary penalty for count 3 provided Spas & Pools of VA, Inc. obtains a Class B license within ninety (90) days of the effective date of this order. If Spas & Pools of VA, Inc. fails to comply with this condition, then the full monetary penalty will be imposed.

In addition, for violation of Counts 1 through 4, Spas & Pools of VA, Inc. agrees to have a member of Responsible Management successfully complete remedial education within ninety (90) days of the effective date of this order.

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

Members absent and not voting were: Tomlin and Pace.

In the matter of Consent Order File Number 2011-04352 Board v. Goshorn, 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
2011-04352
Goshorn Inc.**

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

Count 1:	18 VAC 50-22-260 B 27	\$ 650.00
Count 2:	18 VAC 50-22-260 B 6 (3 violations at \$750.00 each)	\$ 2,250.00
Count 3:	18 VAC 50-22-260 B 6	\$ 750.00
Board Costs		\$ 150.00
Total		\$ 1,500.00

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

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

Members absent and not voting were: Tomlin and Pace.

In the matter of Consent Order File Number 2011-04270 Board v. Norvell Awning Group 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
2011-04270
Norvell Awning Group LLC

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

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

Count 1:	18 VAC 50-22-260 B 9	\$ 800.00
Count 2:	18 VAC 50-22-260 B 31	\$ 600.00
Board Costs		\$ 150.00
Total		\$ 1,550.00
In addition for violation of Counts 1-2, Norvell Awning Group LLC agrees to revocation of its license.		

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

Members absent and not voting were: Murrow, Tomlin and Pace.

In the matter of Consent Order File Number 2011-04253 Board v. Dominion Custom Builders 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
2011-04253
Dominion Custom Builders LLC

Dominion Custom Builders 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 31	\$ 300.00
Board Costs		\$ 150.00
Total		\$ 450.00
Further, for violation of Count 1, Dominion Custom Builders LLC agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

Members absent and not voting were: Tomlin and Pace.

In the matter of Consent Order File Number 2011-04057 Board v. R & R Home Repair 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
2011-04057
R & R Home Repair Inc

R & R Home Repair Inc.; acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 27	\$ 450.00
Count 2:	18 VAC 50-22-260 B 11	\$ 250.00
Board Costs		\$ 150.00
Total		\$ 850.00
Further, for violation of Counts 1-2, R & R Home Repair Inc agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

Members absent and not voting were: Tomlin and Pace.

In the matter of Consent Order File Number 2011-04272 Board v. James River Tile & Stone Art Inc; the Board reviewed the Consent Order. Incorporated in the

File Number
2011-04272

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

James River Tile & Stone Art Inc

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

James River Tile & Stone Art 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 10	\$ 350.00
Count 2:	18 VAC 50-22-260 B 6	\$ 750.00
Board Costs		\$ 150.00
Total		\$ 1,450.00

In addition, for violation of Counts 1-2, **James River Tile & Stone Art Inc** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

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

Members absent and not voting were: Tomlin, Smith, Sumpter and Pace.

In the matter of Consent Order File Number 2011-03486 Board v. Summit Renovations 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
2011-03486
Summit Renovations LLC

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

Count 1:	18 VAC 50-22-260 B 9	\$ 400.00
Count 2:	18 VAC 50-22-260 B 29 (2 violations at \$500.00 each)	\$ 1,000.00
Count 3:	18 VAC 50-22-260 B 29	\$ 500.00
Count 4:	18 VAC 50-22-260 B 6	\$ 750.00
Count 5:	18 VAC 50-22-260 B 31	\$ 400.00
Count 6:	18 VAC 50-22-260 B 4	\$ 600.00

Board Costs		\$ 150.00
Total		\$ 3,800.00
Further, Summit Renovations LLC agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

Members absent and not voting were: Tomlin and Pace.

In the matter of Consent Order File Number 2011-043395 Board v. Independent Replacement Services Inc; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
 2011-03395
 Independent Replacement
 Services Inc.**

Independent Replacement Services Inc acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 9	\$ 300.00
Count 2:	18 VAC 50-22-260 B 31	\$ 750.00
Count 3:	18 VAC 50-22-260 B 6	\$ 400.00
Board Costs		\$ 150.00
Total		\$ 1,600.00

Further, for violation of Counts 1-3, **Independent Replacement Services Inc** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Further, **Independent Replacement Services Inc, agrees** to provide a copy of its current contract within ninety days of the effective date of this order. The contract must be in compliance with Board Regulation 18 VAC 50-22-260.B.9. If Independent Replacement Services, Inc. fails to comply with this term, its license shall be automatically suspended until such time as there is complete satisfactory compliance.

Upon a motion by **Mr. Dyer** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Dowdy,**

Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.

Members absent and not voting were: Tomlin and Pace.

In the matter of Consent Order File Number 2011-03365 Board v. Wayne E Credle, t/a A Structures & Systems 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
2011-03365
Wayne E Credle, t/a A
Structures & Systems Co**

Wayne E Credle, t/a A Structures & Systems Co.; acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$ 350.00
Count 2:	18 VAC 50-22-260 B 9	\$ 350.00
Count 3:	18 VAC 50-22-260 B 15	\$ 350.00
Board Costs		\$ 150.00
Total		\$ 1,200.00
In addition, for violation of Counts 1-3, Wayne E Credle, t/a A Structures & Systems Co agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

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

Members absent and not voting were: Tomlin and Pace.

In the matter of Consent Order File Number 2011-00839 Board v. Cool Pools Incorporated; 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
2011-00839
Cool Pools Incorporated**

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

Cool Pools Incorporated acknowledges an understanding of the charges and hereby

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

Count 1:	18 VAC 50-22-260 B 2	\$ 00.00
Count 2:	18 VAC 50-22-260 B 2	\$ 00.00
Count 3:	18 VAC 50-22-220 A	\$ 00.00
Board Costs		\$ 150.00
Total		\$ 150.00

Further, for violation of Counts 1-3, **Cool Pools Incorporated** agrees to revocation of its license.

As to Count 4, this aspect of the file shall be closed with a finding of no violation of Board Regulation 18 VAC 50-22-260 B 22.

As to Count 5, this aspect of the file shall be closed with a finding of no violation of Board Regulation 18 VAC 50-22-260 B 23.

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

Members absent and not voting were: Tomlin, Murrow and Pace.

There was no old business.

Old Business

Director's Report:

Gordon Dixon, the DPOR Agency Director gave an update on proposed legislative issues impacting the Agency. The Director gave an update on temporary additional security measures based on past Regulant communications. In an effort to better allocate resources, each Board will begin tracking data and will use the data as an additional tool to make more informed decisions.

New Business **Director's Report**

The next Board meeting will be April 3rd, 2012.

Next Board meeting

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

Paperwork

meeting.

In the matter of Recovery Fund File Number 2010-03380, Alexander & Amber Zion (Claimant) vs. Cerino Enterprises, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Cerino Enterprises, Inc. (Regulant)** did not appear at the board meeting.

File Number
2010-03380
Alexander & Amber Zion
(Claimant)
vs. Cerino Enterprises, Inc.

Alexander & Amber Zion (Claimants) attended the Board meeting and they addressed the board. They shared why they arrived late and requested that the Board reopen the case and hear them.

Mr. Dowdy recused himself.

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

Mr. Walton offered a motion seconded by **Mr. Dyer** to reopen the case and hear it. The Motion passed by unanimous vote: Members voting "Yes" were: **Dyer, Gelardi Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Tomlin, Vander Pol, Walker, Walton and Williams.**

Mr. Pace, Dowdy and Tomlin, was not present and did not participate during the discussion and did not vote.

Amber Zion addressed the Board.

After discussion **Dyer** offered a motion seconded by **Walton** to adopt the recommendation and deny payment of the claim. The Motion passed by unanimous vote: Members voting "Yes" were: **Dyer, Gelardi Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Tomlin, Vander Pol, Walker, Walton and Williams.**

Mr. Pace, Dowdy and Tomlin, was not present and did not participate during the discussion and did not vote.

There being no further business to come before the board, the meeting was adjourned at **12:35 p.m.** upon a motion by **Mr. Gelardi** and seconded by **Mr. Sumpter.**

Adjournment

The Motion passed with a unanimous vote: Members voting "Yes" were: **Dowdy, Dyer, Gelardi, Giesen, Middleton, Murrow, Oliver, Smith, Sumpter, Vander Pol, Walker, Walton and Williams.**

Mrs. Tomlin and Pace were not present and did not vote.

E. G. Marshall III For
Troy Smith, Chairman

Gordon N. Dixon
Gordon N. Dixon, Secretary

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Bailey Dowdy
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: January 24, 2012
(Date)

5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

- I am able to participate in this transaction fairly, objectively, and in the public interest.
- or
- I did not participate in the transaction.
6. I do not have a personal interest in any transactions taken at this meeting.



Signature

January 24, 2012
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Herbert "Jack" Dyer, Jr.
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: January 24, 2012
(Date)

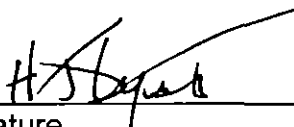
5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

- I am able to participate in this transaction fairly, objectively, and in the public interest.
- or
- I did not participate in the transaction.
6. I do not have a personal interested in any transactions taken at this meeting.



Signature

January 24, 2012
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Michael Gelardi
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: January 24, 2012
(Date)

5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

6. I do not have a personal interest in any transactions taken at this meeting.

Michael J. Gelardi
Signature

January 24, 2012
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: David Giesen
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: January 24, 2012
(Date)

5. I have a personal interest in the following transaction:

N/A
(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

- I am able to participate in this transaction fairly, objectively, and in the public interest.
- or
- I did not participate in the transaction.
6. I do not have a personal interested in any transactions taken at this meeting.


Signature

January 24, 2012
Date

STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT

TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government

1. Name: Erby G. "Rudy" Middleton, III
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: January 24, 2012
(Date)

5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

- I am able to participate in this transaction fairly, objectively, and in the public interest.
- or
- I did not participate in the transaction.
6. I do not have a personal interest in any transactions taken at this meeting.

E. G. Middleton III
Signature

January 24, 2012
Date

STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT

TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government

1. Name: Doug Murrow
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: January 24, 2012
(Date)

5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

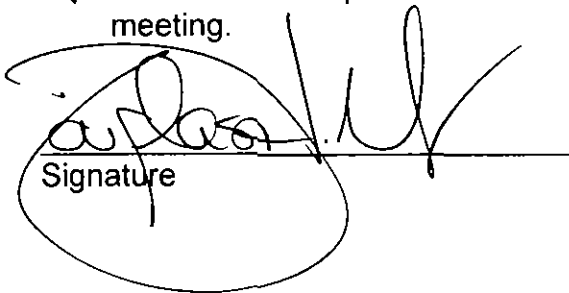
I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

6. I do not have a personal interest in any transactions taken at this meeting.


Signature

January 24, 2012
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: James Oliver
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: January 24, 2012
(Date)

5. I have a personal interest in the following transaction:

_____ (Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

6. I do not have a personal interest in any transactions taken at this meeting.

James D. Oliver
Signature

January 24, 2012
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Troy Smith, Jr.
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: January 24, 2012
(Date)

5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

- I am able to participate in this transaction fairly, objectively, and in the public interest.
- or
- I did not participate in the transaction.
6. I do not have a personal interested in any transactions taken at this meeting.

Troy Smith, Jr.
Signature

January 24, 2012
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Homer Sumpter
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: January 24, 2012
(Date)

5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

- I am able to participate in this transaction fairly, objectively, and in the public interest.
- or
- I did not participate in the transaction.
6. I **do not** have a personal interested in any transactions taken at this meeting.

Homer Sumpter
Signature

January 24, 2012
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: D. Todd Vander Pol
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: January 24, 2012
(Date)

5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

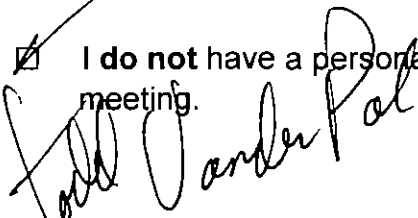
I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

6. I do not have a personal interest in any transactions taken at this meeting.


Signature

January 24, 2012
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Wyatt H. Walton, III
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: January 24, 2012
(Date)

5. I have a personal interest in the following transaction:

N/A
(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

6. I do not have a personal interested in any transactions taken at this meeting.



Signature

January 24, 2012
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Bruce Williams
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: January 24, 2012
(Date)

5. I have a personal interest in the following transaction:

_____ (Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

- I am able to participate in this transaction fairly, objectively, and in the public interest.
- or
- I did not participate in the transaction.

6. I **do not** have a personal interested in any transactions taken at this meeting.

Signature

January 24, 2012
Date