

## BOARD FOR CONTRACTORS BOARD MEETING

The Board for Contractors met on Tuesday, **October 27, 2020** at the Department of Professional and Occupational Regulation (DPOR), 9960 Mayland Drive, Richmond, Virginia and by teleconference to the public. The members indicated below were present. Each of the other member's present was qualified to vote, except where a specific reason for disqualification is stated. There are sixteen (16) members on this board, in which nine (9) constitutes a quorum pursuant to §54.1-1102.

Jeffrey Hux, Chairman  
Caitlin King, Vice Chairman  
Vance Ayres  
Michael Redifer  
Gene Magruder  
James Oliver  
Donald Groh  
Wiley "Bif" Johnson  
Sheila Bynum-Coleman  
John David O'Dell  
Deborah Tomlin

Board member(s) absent from the meeting:

Christopher Plummer  
Herbert "Jack" Dyer, Jr  
Shawn Mitchell  
E.G. Rudy Middleton

Joshua Laws, Board Counsel was not present at the meeting.

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

Mary Broz-Vaughan, Director  
Eric L. Olson, Executive Director  
Marjorie King, Board Administrator  
Adrienne Mayo, Board Administrator  
Stephanie Keuther, Administrative Assistant

1. **Chairman, Hux** called the October 27, 2020 Board for Contractors Meeting to order at 9:14 A.M. **Chairman, Hux** declared a quorum of board members are in attendance.

Call  
To Order

2. **Ms. King made a motion seconded by Mr. Johnson** to adopt the Agenda of October 27, 2020.

Approval of the  
Agenda

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Oliver, Redifer, Ayres, Groh, Johnson, Bynum-Coleman, O'Dell Tomlin, and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

3. **Ms. King made a motion seconded by Mr. O'Dell** to approve the Minutes of September 22, 2020 Board for Contractors Meeting as presented.

Approval of  
Minutes

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Oliver, Redifer, Ayres, Groh, Johnson, Bynum-Coleman, O'Dell Tomlin, and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

4. **Chairman, Hux** opened the Public Comment section of the meeting.

Public Comment  
Period

Dan Malloy addressed the Board and disagrees with the removal of deregulating Backflow Prevention Devise Workers, and water safety protection. **Mr. Olson** informed the Board that Mr. Malloy's comments appeared to be in response to the BPOR study regarding the deregulation of several

With no one else wishing to come forward, Chairman Hux closed the Public Comment section of the meeting.

#### 5. RF Prima Facie, RF and Licensing Case Files

Recovery Fund  
Prima Facie  
Case Files

#### Prima Facie

**In the matter of Recovery Fund File Number 2020-01072 Onalee S. McGraw (Claimant), Delmer Grady Jr. (Regulant);** the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.

File Number  
2020-01072  
Onalee S. McGraw  
(Claimant)

Onalee S. McGraw (Claimant) did not attend the Board meeting in person or by counsel or by any other qualified representative.

**After discussion, Ms. King made a motion seconded by Mr. Redifer** to adopt the claim review, which contains the facts regarding the recovery fund claim in this matter, and to adopt the Recommendation. The Claim Review and Recommendation are incorporated as a part of the Order. The board finds substantial evidence that the Claim does meet the statutory provisions for reimbursement. The Board orders that this claim be paid in the amount of \$5,573.00. Pursuant to 54.1-1123 (B), payments may be reduced on a prorated basis based upon the number of claims received.

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Oliver, Redifer, Ayres, Groh, Johnson, Bynum-Coleman, O'Dell Tomlin, and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer,

Middleton, Mitchell, and Plummer.

**In the matter of Recovery Fund File Number 2020-01104, Daniel and Maura Seikaly (Claimant) and APAC Inc. (Regulant)**, the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.

**File Number  
2020-01104  
Daniel and Maura  
Seikaly  
(Claimant)**

Daniel and Maura Seikaly (Claimant) did not attend the Board meeting in person or by counsel or by any other qualified representative.

**After discussion, Ms. King made a motion seconded by Mr. Redifer** to adopt the claim review, which contains the facts regarding the recovery fund claim in this matter, and to adopt the Recommendation. The Claim Review and Recommendation are incorporated as a part of the Order. The board finds substantial evidence that the Claim does meet the statutory provisions for reimbursement. The Board orders that this claim be paid in the amount of \$20,000.00. Pursuant to 54.1-1123 (B), payments may be reduced on a prorated basis based upon the number of claims received.

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Oliver, Redifer, Ayres, Groh, Johnson, Bynum-Coleman, O'Dell Tomlin, and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Recovery Fund File Number 2020-02029, William A. Wyche, Jr. (Claimant) and James Daker Hardin (Regulant)**; the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.

**File Number  
2020-02029  
William A. Wyche,  
Jr.  
(Claimant)**

William A. Wyche, Jr. (Claimant) did not attend the Board meeting in person or by counsel or by any other qualified representative.

**After discussion, Ms. King made a motion seconded by Mr. Redifer** to adopt the claim review, which contains the facts regarding the recovery fund claim in this matter, and to adopt the Recommendation. The Claim Review and Recommendation are incorporated as a part of the Order. The board finds substantial evidence that the Claim does meet the statutory provisions for reimbursement. The Board orders that this claim be paid in the amount of \$2,559.00. Pursuant to 54.1-1123 (B), payments may be reduced on a prorated basis based upon the number of claims received.

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Oliver, Redifer, Ayres, Groh, Johnson, Bynum-Coleman, O'Dell Tomlin, and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Recovery Fund File Number 2020-02290, Todd Kostelecky (Claimant) and Sara and Shon Jones, Sr. (Regulant)**; the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.

**File Number  
2020-02290  
Todd Kostelecky  
(Claimant)**

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

**After discussion, Ms. King made a motion seconded by Mr. Redifer** to adopt the claim review, which contains the facts regarding the recovery fund claim in this matter, and to adopt the Recommendation. The Claim Review and Recommendation are incorporated as a part of the Order. The board finds

substantial evidence that the Claim does meet the statutory provisions for reimbursement. The Board orders that this claim be paid in the amount of \$20,000.00. Pursuant to 54.1-1123 (B), payments may be reduced on a prorated basis based upon the number of claims received.

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Oliver, Redifer, Ayres, Groh, Johnson, Bynum-Coleman, O'Dell Tomlin, and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Recovery Fund File Number 2021-00265, Stephen Cassata (Claimant) and Home Design Elements, LLC (Regulant);** the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.

**File Number**  
**2021-00265**  
**Stephen Cassata**  
**(Claimant)**

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

**After discussion, Ms. King made a motion seconded by Mr. Redifer** to adopt the claim review, which contains the facts regarding the recovery fund claim in this matter, and to adopt the Recommendation. The Claim Review and Recommendation are incorporated as a part of the Order. The board finds substantial evidence that the Claim does meet the statutory provisions for reimbursement. The Board orders that the claim be paid in the amount of \$20,000.00. Pursuant to 54.1-1123 (B), payments may be reduced on a prorated basis based upon the number of claims received.

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Oliver, Redifer, Ayres, Groh, Johnson, Bynum-Coleman, O'Dell Tomlin, and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Recovery Fund File Number 2021-00277, David and Louisa Gerber (Claimant) and Home Design Elements, LLC (Regulant);** the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.

**File Number**  
**2021-00277**  
**David and Louisa**  
**Gerber**  
**(Claimant)**

David and Louisa Gerber (Claimant) did not attend the Board meeting in person or by counsel or by any other qualified representative.

**After discussion, Ms. King made a motion seconded by Mr. Redifer** to adopt the claim review, which contains the facts regarding the recovery fund claim in this matter, and to amend the Recommendation. The Claim Review and Recommendation are incorporated as a part of the Order. The board finds substantial evidence that the Claim does meet the statutory provisions for reimbursement. The Board orders that this claim be paid in the amount of \$20,000.00. Pursuant to 54.1-1123 (B), payments may be reduced on a prorated basis based upon the number of claims received.

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Oliver, Redifer, Ayres, Groh, Johnson, Bynum-Coleman, O'Dell Tomlin, and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**Recovery Fund Case Files - None**

**Recovery Fund Case**  
**Files - None**

**LICENSING CASES**

**LICENSING  
CASES**

**In the matter of License Application, File Number 2020-02790, Boon Edam, Inc.** The Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number  
2020-02790  
Boon Edam, Inc.**

Presiding officer Ms. Tomlin, was not present did not participate in the discussion and did not vote.

Boon Edam, Inc. (Applicant) participated in the Informal Fact-Finding Conference by telephone.

Boon Edam, Inc. (Applicant) did not attend the Board meeting in person or by counsel or by any other qualified representative.

**After discussion, a motion was made by Ms. King, seconded by Mr. Redifer** to approve the application for a conditional Class B Contractor License with the Miscellaneous (MSC) specialty. The Miscellaneous specialty will be restricted to allow only work on automatic doors and turnstiles.

**The motion was approved with a vote of 10-0-1. Ayes:** Hux, King, Oliver, Redifer, Ayres, Groh, Johnson, Bynum-Coleman, O'Dell and Magruder. **Nays:** None **Abstain:** Tomlin **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Disciplinary File Number 2020-01276, B & B General Contracting Inc.** the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number  
2020-01276  
B & B General  
Contracting Inc.**

Robert Daniels behalf of B & B General Contracting Inc. (Regulant) participated in the Informal Fact-Finding Conference by telephone.

B & B General Contracting Inc. (Regulant) did not attend the Board meeting in person or by counsel or by any other qualified representative.

**After discussion, a motion was made by Ms. King seconded by Mr. Redifer** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that B & B General Contracting Inc. violated the following:

**Count 1: 18 VAC 50-22-260.22**

**Count 2: 18 VAC 50-22-260.23**

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Oliver, Redifer, Ayres, Groh, Johnson, Bynum-Coleman, O'Dell Tomlin, and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**After discussion, a motion was made by Ms. King seconded by Mr. Redifer** to impose the following sanctions:

**Count 1: \$0.00**  
**Count 2: \$650.00 And Remedial Education**  
**Total: \$650.00**

**The motion was approved with a vote of 10-1-0. Ayes:** Hux, King, Redifer, Ayres, Groh, Johnson, Bynum-Coleman, O'Dell Tomlin, and Magruder. **Nays:** Oliver **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of License Application, File Number 2020-01254, B&B General Contracting, Inc.** The Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number**  
**2020-01254**  
**B&B General**  
**Contracting, Inc.**

B&B General Contracting, Inc. (Applicant) participated in the Informal Fact-Finding Conference by telephone.

B&B General Contracting, Inc. (Applicant) did not attend the Board meeting in person or by counsel or by any other qualified representative.

**After discussion, a motion was made by Ms. King and seconded by Ms. Bynum-Coleman** to approve the application for a Class B Contractor License based upon the record and the recommendation.

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Oliver, Redifer, Ayres, Groh, Johnson, Bynum-Coleman, O'Dell Tomlin, and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Disciplinary File Number 2020-01302, Michael Scott Emmons** the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number**  
**2020-01302**  
**Michael Scott**  
**Emmons**

Mr. Emmons on behalf of Michael Scott Emmons (Regulant) participated in the Informal Fact-Finding Conference.

Michael Scott Emmons t/a Emmons Plumbing and Home Improvement (Applicant) did not attend the Board meeting in person or by counsel or by any other qualified representative.

**After discussion, a motion was made by Ms. King seconded by Mr. Redifer** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that Michael Scott Emmons violated the following:

**Count 1: 18 VAC 50-30-190.2**  
**Count 2: 18 VAC 50-30-190.11**  
**Count 4: 18 VAC 50-30-190.12**

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Oliver, Redifer, Ayres, Groh, Johnson, Bynum-Coleman, O'Dell Tomlin, and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**After discussion, a motion was made by Ms. King seconded by Mr. Redifer to impose the following sanctions:**

**Count 1: \$250.00 And Remedial Education**

**Count 2: \$0.00**

**Count 4: \$400.00 And Remedial Education**

**Total: \$650.00**

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Oliver, Redifer, Ayres, Groh, Johnson, Bynum-Coleman, O'Dell Tomlin, and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of License Application, File Number 2020-01259, Michael Scott Emmons t/a Emmons Plumbing and Home Improvement.** The Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

*Michael Scott Emmons t/a Emmons Plumbing and Home Improvement (Applicant) participated in the Informal Fact-Finding Conference by telephone.*

Michael Scott Emmons t/a Emmons Plumbing and Home Improvement (Applicant) did not attend the Board meeting in person or by counsel or by any other qualified representative.

**After discussion, a motion was made by Mr. Redifer and seconded by Mr. Magruder to approve the application for a Class C Contractor License based upon the record and the recommendation.**

**The motion was approved with a vote of 10-1-0. Ayes:** Hux, Oliver, Redifer, Ayres, Groh, Johnson, Bynum-Coleman, O'Dell Tomlin, and Magruder. **Nays:** King **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

## DISCIPLINARY CASES

**In the matter of Disciplinary File Number 2019-00325, Jaka Builders LLC** the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

Presiding officer Ms. King, was not present did not participate in the discussion and did not vote. Board Member Mr. Hux recused himself; Mr. Hux did not participate in the discussion and did not vote.

File Number  
2020-01259  
Michael Scott  
Emmons t/a  
Emmons Plumbing  
and Home  
Improvement  
(Claimant)

## DISCIPLINARY CASES

File Number  
2019-00325  
Jaka Builders LLC

Neither Jaka Builders, Respondent, nor anyone on its behalf participated in the Informal Fact-Finding Conference.

Jaka Builders LLC (Regulant) did not attend the Board meeting in person or by counsel or by any other qualified representative.

**After discussion, a motion was made by Mr. Oliver seconded by Mr. Redifer** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that Jaka Builders LLC violated the following:

- Count 1: 18 VAC 50-22-260.B.15**
- Count 2: 18 VAC 50-22-260.B.16**
- Count 3: 18 VAC 50-22-260.B.31**
- Count 4: 18 VAC 50-22-260.B.6**
- Count 5: 18 VAC 50-22-260.B.28**

**The motion was approved with a vote of 9-0-2. Ayes:** Oliver, Redifer, Ayres, Groh, Johnson, Bynum-Coleman, O'Dell Tomlin, and Magruder. **Nays:** None **Abstain:** Hux, King **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**After discussion, a motion was made by Mr. Oliver seconded by Mr. Redifer** to approve the recommendation and impose the following sanctions:

- Count 1: \$2,500.00 And Remedial Education**
- Count 2: \$1,850.00 And License Revocation**
- Count 3: \$400.00 And Remedial Education**
- Count 4: \$800.00 And License Revocation**
- Count 5: \$1,750.00 And License Revocation**

**Total: \$7,300.00**

**The motion was approved with a vote of 9-0-2. Ayes:** Oliver, Redifer, Ayres, Groh, Johnson, Bynum-Coleman, O'Dell Tomlin, and Magruder. **Nays:** None **Abstain:** Hux, King **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Disciplinary File Number 2019-01006, Total Remodeling Systems, LLC t/a Four Seasons Sunrooms** the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

Presiding officer Mr. Middleton and Ms. Tomlin, were not present did not participate in the discussion and did not vote.

Mr. Weisman on behalf of Total Remodeling Systems, LLC t/a Four Seasons Sunrooms (Regulant) participated in the Informal Fact-Finding Conference.

Total Remodeling Systems, LLC t/a Four Seasons Sunrooms (Regulant) did not attend the Board meeting

**File Number**  
**2019-01006**  
**Total Remodeling**  
**Systems, LLC t/a**  
**Four Seasons**  
**Sunrooms**



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

**After discussion, a motion was made by Ms. King seconded by Ms. Bynum-Coleman** 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 Total Remodeling Systems, LLC t/a Four Seasons Sunrooms violated the following:

**Count 1: 18 VAC 50-260.B.29**

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

**The motion was approved with a vote of 10-0-1. Ayes:** Hux, King, Oliver, Redifer, Ayres, Groh, Johnson, Bynum-Coleman, O'Dell, and Magruder. **Nays: Abstain:** Tomlin **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**Priors**

**D-2/2019-01006** – Total Remodeling Systems LLC t/a Four Seasons Sunrooms, license number 2705-127904. On December 16, 2014, Total Remodeling Systems LLC t/a Four Seasons Sunrooms was found in violation of the Board for Contractors Regulations for not using a written contract, violation of Ms. Utility requirements, and failure to use a change order. Consent Order 2014- 02922, resulted in fines of \$1,100, \$150 costs, and assignment to remedial education. Compliance was obtained on March 27, 2015. On April 14, 2015, Total Remodeling Systems LLC t/a Four Seasons Sunrooms was found in violation of the Board for Contractors Regulations for two counts of failure to use a written change order. Consent Order 2015-00617 resulted in fines of \$600, \$150 costs, and assignment to remedial education. Compliance was obtained on June 11, 2015.

**After discussion, a motion was made by Ms. King seconded by Mr. Redifer** to approve the recommendation and impose the following sanctions:

**Count 1: \$700.00 And Remedial Education**

**Total: \$700.00**

**The motion was approved with a vote of 10-0-1. Ayes:** Hux, King, Oliver, Redifer, Ayres, Groh, Johnson, Bynum-Coleman, O'Dell, and Magruder. **Nays: Abstain:** Tomlin **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Disciplinary File Number 2019-02186, Total Remodeling Systems, LLC t/a Four Seasons Sunrooms** the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

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

Charles Henley on behalf of Total Remodeling Systems, LLC t/a Four Seasons Sunrooms (Regulant) participated in the Informal Fact-Finding Conference.

Total Remodeling Systems, LLC t/a Four Seasons Sunrooms (Regulant) did not attend the Board meeting

**File Number**  
**2019-02186**  
**Total Remodeling**  
**Systems, LLC t/a**  
**Four Seasons**  
**Sunrooms**

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

**After discussion, a motion was made by Ms. King seconded by Ms. Bynum-Coleman** 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 Total Remodeling Systems, LLC t/a Four Seasons Sunrooms violated the following:

**Count 1: 18 VAC 50-22-260.B.9**

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

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Oliver, Redifer, Ayres, Groh, Johnson, Bynum-Coleman, O'Dell, Tomlin and Magruder. **Nays: Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

#### **Priors**

**D-3/2019-02186** – Total Remodeling Systems LLC t/a Four Seasons Sunrooms, license number 2705-127904. On December 16, 2014, Total Remodeling Systems LLC t/a Four Seasons Sunrooms was found in violation of the Board for Contractors Regulations for not using a written contract, violation of Ms. Utility requirements, and failure to use a change order. Consent Order 2014- 02922, resulted in fines of \$1,100, \$150 costs, and assignment to remedial education. Compliance was obtained on March 27, 2015. On April 14, 2015, Total Remodeling Systems LLC t/a Four Seasons Sunrooms was found in violation of the Board for Contractors Regulations for two counts of failure to use a written change order. Consent Order 2015-00617 resulted in fines of \$600, \$150 costs, and assignment to remedial education. Compliance was obtained on June 11, 2015.

**A motion was made by Ms. King seconded by Mr. Oliver** to approve the recommendation and impose the following sanctions:

**After discussion, Mr. Groh made an amended motion seconded by Mr. Oliver** to increase the sanctions on Count 1 and Count 2 due to prior violations of the same type.

**Ms. King withdrew her previous motion.**

**Count 1: \$750.00 And Remedial Education**

**Count 2: \$750.00 And Remedial Education**

**Total: \$1,500.00**

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Oliver, Redifer, Ayres, Groh, Johnson, Bynum-Coleman, O'Dell, Tomlin and Magruder. **Nays: Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Disciplinary File Number 2019-03073, Paul Barton Well Pump Inc., dba Barton Drilling & Pump** the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

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

**File Number**  
**2019-03073**  
**Paul Barton Well Pump Inc., dba Barton Drilling & Pump**

Sheila Barton on behalf of Paul Barton Well Pump Inc., dba Barton Drilling & Pump (Regulant) participated in the Informal Fact-Finding Conference by telephone.

Paul Barton Well Pump Inc., dba Barton Drilling & Pump (Regulant) did not attend the Board meeting in person or by counsel or by any other qualified representative.

**After discussion, a motion was made by Ms. King seconded by Ms. Bynum-Coleman** 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 Paul Barton Well Pump Inc., dba Barton Drilling & Pump violated the following:

- Count 1: 18 VAC 50-22-260.B.9**
- Count 2: 18 VAC 50-22-260.B.27**

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Oliver, Redifer, Ayres, Groh, Johnson, Bynum-Coleman, O'Dell, Tomlin and Magruder. **Nays: Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**Priors**

**D-4/2019-03073** – Paul Barton Well Pump Inc. t/a Barton Drilling & Pump, license number 2705 017558. On April 24, 2007, Paul Barton Well Pump Inc. t/a Barton Drilling & Pump, was found in violation of Board for Contractors Regulations for failure to use a written contract and for working outside the scope of its license. Consent Order 2006-05469 resulted in fines of \$700, \$150 costs and assignment to remedial education. Compliance was obtained on August 6, 2007

**After discussion, a motion was made by Mr. Oliver seconded by Mr. Magruder** to increase the sanctions for Counts 1 to \$750.00 and Count 2 to \$1,200.00 due to prior violations of the same type.

- Count 1: \$750.00 And Remedial Education**
- Count 2: \$1,200.00 And Remedial Education**

**Total: \$1,950.00**

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Oliver, Redifer, Ayres, Groh, Johnson, Bynum-Coleman, O'Dell, Tomlin and Magruder. **Nays: Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Disciplinary File Number 2020-00238, NovaPro LLC t/a Hardwood Floors Unlimited** the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

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

Mohammad Souri behalf of NovaPro LLC t/a Hardwood Floors Unlimited (Regulant) participated in the Informal Fact-Finding Conference.

NovaPro LLC t/a Hardwood Floors Unlimited (Regulant) did not attend the Board meeting in person or

**File Number**  
**2020-00238**  
**NovaPro LLC t/a**  
**Hardwood Floors**  
**Unlimited**

by counsel or by any other qualified representative.

**After discussion, a motion was made by Ms. King seconded by Mr. Oliver** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that NovaPro LLC t/a Hardwood Floors Unlimited violated the following:

**Count 1: 18 VAC 50-22-260.B.8**

**Count 2: 18 VAC 50-22-260.B.9**

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Oliver, Redifer, Ayres, Groh, Johnson, Bynum-Coleman, O'Dell, Tomlin and Magruder. **Nays: Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**Priors**

**D-5/2020-00238** – NovaPro LLC t/a Hardwood Floors Unlimited, license number 2705-149434. On October 29, 2019, NovaPro LLC t/a Harwood Floors Unlimited was found in violation of the Board for Contractors Regulations for missing elements in a contract, working outside the scope of the license, and failure to use a written change order. Final Order 2018-02911 resulted in fines of \$600 and assignment to remedial education. Compliance was obtained on January 29, 2020.

**After discussion, a motion was made by Mr. Oliver seconded by Mr. Redifer** to increase the sanctions for Counts 1 and Count 2 and include Remedial Education due to prior violations of the same type.

**Count 1: \$1,000.00 And Remedial Education**

**Count 1: \$1,000.00 And Remedial Education**

**Total: \$2,000.00**

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Oliver, Redifer, Ayres, Groh, Johnson, Bynum-Coleman, O'Dell, Tomlin and Magruder. **Nays: Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Disciplinary File Number 2019-02453, H. Martinez Contracting LLC dba H. Martinez Contracting**, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

Presiding officer Mitchell, was not present did not participate in the discussion and did not vote.

Jonathan Mota and Hector Martinez on behalf of H. Martinez Contracting LLC dba H. Martinez Contracting (Regulant) participated in the Informal Fact-Finding Conference by telephone.

H. Martinez Contracting LLC dba H. Martinez Contracting (Regulant) did not attend the Board meeting in person or by counsel or by any other qualified representative.

**After discussion, a motion was made by Ms. King seconded by Mr. Redifer** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and

**File Number**  
**2019-02453**  
**H. Martinez**  
**Contracting LLC**  
**dba H. Martinez**  
**Contracting**

adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that H. Martinez Contracting LLC dba H. Martinez Contracting violated the following:

- Count 1: 18 VAC 50-22-260.B.16**
- Count 2: 18 VAC 50-22-260.B**
- Count 3: 18 VAC 50-22-230.B.22**
- Count 4: 18 VAC 50-22-260.B.23**
- Count 5: Code of Virginia §54.1-1110**

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Oliver, Redifer, Ayres, Groh, Johnson, Bynum-Coleman, O'Dell, Tomlin and Magruder. **Nays: Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**After discussion, a motion was made by Ms. King seconded by Mr. Redifer to impose the following sanctions:**

- Count 1: \$1,850.00 And License Revocation**
- Count 2: \$650.00 And Remedial Education**
- Count 3: \$0.00 And Remedial Education**
- Count 4: \$700.00 And Remedial Education**
- Count 5: \$0.00**
  
- Total: \$3,200.00**

For violation of Counts 1, the Board voted to revoke H Martinez Contracting LLC's license. Further, the Board shall stay imposition of license revocation for 90 days. In addition, the Board shall waive license revocation if H Martinez Contracting LLC provides proof satisfactory to the Board that H Martinez Contracting LLC has repaid the outstanding balance of \$45,000.00 in retained funds cited in Count 1.

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Oliver, Redifer, Ayres, Groh, Johnson, Bynum-Coleman, O'Dell, Tomlin and Magruder. **Nays: Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Disciplinary File Number 2019-02453, H. Martinez Contracting LLC dba H. Martinez Contracting.**

Presiding officer Mitchell, was not present did not participate in the discussion and did not vote.

**Mr. Oliver made a motion seconded by Mr. Redifer to reopen Disciplinary File Number 2019-02453, H. Martinez Contracting LLC dba H. Martinez Contracting to address the 90-day stay.**

**After discussion, a motion was made by Mr. Oliver and seconded by Mr. Redifer to alter the sanction for Count 5 to better reflect the severity of the violation.**

For violation of Count 5, the Board voted to place H Martinez Contracting LLC's license on probation for 90 days. The terms of the probation shall be that if H Martinez Contracting LLC fails

**Re-Opened**

**File Number**  
**2019-02453**  
**H. Martinez**  
**Contracting LLC**  
**dba H. Martinez**  
**Contracting**

to repay the recovery fund, then the Board shall revoke H Martinez Contracting's license.

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Oliver, Redifer, Ayres, Groh, Johnson, Bynum-Coleman, O'Dell, Tomlin and Magruder. **Nays:** **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Disciplinary File Number 2020-00363, Howard Janoske** the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number**  
**2020-00363**  
**Howard Janoske**

Presiding officer Mitchell, was not present did not participate in the discussion and did not vote.

Howard Janoske (Regulant) Bret Antonides and Robert Pratt (Counsel) participated in the Informal Fact-Finding Conference.

Howard Janoske (Regulant) did not attend the Board meeting in person or by counsel or by any other qualified representative.

**After discussion, a motion was made by Ms. King seconded by Mr. Redifer** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order. Handout

Dear Board for Contractors ("Board").

This letter is intended to respond, very briefly and favorably, to the two Summaries of the Informal Fact-Finding Conference prepared by Shawn Mitchell, who was the Presiding Board Member at the IFF Conference held on September 15, 2020 with respect to the two (2) above-referenced matters involving Howard W. Janoske (File No. 2020-00363) and James J. Madden, Inc. (File No. 2020-01067) (the "Company"). The Summaries have been sent to the full Board for presentation and consideration at its next scheduled meeting on October 27, 2020.

Due to Covid-19 considerations and other factors, neither Mr. Janoske nor any other representative of the Company nor the undersigned will be able to attend and participate in person at the Board meeting. However, Mr. Janoske and the current President/CEO and majority owner of the Company have read the Summaries, including the recommendations made by Mr. Mitchell in each matter, and Mr. Janoske and the Company concur that Mr. Mitchell's recommendations are fair and reasonable under the circumstances. We hope that the full Board will adopt Mr. Mitchell's recommendations as the Board's decision. Mr. Janoske and the Company stand ready, willing, and able to abide by the Board's decision, including payment of a monetary penalty in the amount of \$700.00 each, successful completion of remedial education by Mr. Janoske and a member of Responsible Management of the Company within 90 days of the Board's order, and probation for one year which shall require Mr. Janoske and the Company to provide monthly reports to DPOR stating that they are in compliance with all of the Board's regulations.

Board for Contractors  
Virginia Department of Professional and Occupational Regulation  
October 23, 2020  
Page 2

As part of this response, we wish to correct (favorably) a few items recited by Mr. Mitchell in the sixth paragraph on page 1 of the Janoske Summary, and this is not new information because Mr. Mitchell references the correct facts in the second paragraph on page 6 of the Company Summary -- namely, Mr. Janoske is no longer the President, CEO, or majority owner of the Company (in fact, he no longer has any ownership interest and he holds no officer positions). The Company has new Responsible Management, and it has provided this updated information to DPOR, as well as updating who the Designated Employee and Qualified Individuals are for the Company with DPOR. With respect to Mr. Mitchell's reference to the Company engaging in annual ethics training, the Company is distributing its new Code of Ethics (copy enclosed) to its key administrative and operational employees, and once Covid-19 permits the Company will engage in further training.

Thank you. We await the Board's decision on these important matters. If you require anything further, please let us know.

Sincerely,



Brett L. Antonides, Esq.

The Board finds substantial evidence that Howard Janoske violated the following:

**Count 1: 18 VAC 50-30-190.11**

**Count 2: 18 VAC 50-30-190.12**

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Oliver, Redifer, Ayres, Groh, Johnson, Bynum-Coleman, O'Dell, Tomlin and Magruder. **Nays: Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**After discussion, a motion was made by Ms. King seconded by Mr. Magruder** to impose the following sanctions:

**Count 1: \$0.00 And Remedial Education**

**Count 2: \$700.00 And Remedial Education**

**Total: \$700.00**

In addition, for violation of Count 1, the Board voted to place Janoske's license on probation for a period of one year. The terms of the probation shall be that Janoske shall provide monthly reports to the Board that he has complied with all of the Board's regulations.

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Oliver, Redifer, Ayres, Groh, Johnson, Bynum-Coleman, O'Dell, Tomlin and Magruder. **Nays: Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Disciplinary File Number 2020-00521, Green House Remodeling Inc.** the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

Presiding officer Mitchell and Oliver, were not present did not participate in the discussion and did not vote.

Hyoung Jun and Mark Florence on behalf of Green House Remodeling Inc. (Regulant) Alan Shachter (Counsel) participated in the Informal Fact-Finding Conference.

Green House Remodeling Inc. (Regulant) did not attend the Board meeting in person or by counsel or by any other qualified representative.

David Cooper (Complainant) attended the Board Meeting and disagrees with the recommendation.

**After discussion, a motion was made by Ms. King seconded by Mr. Redifer** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that Green House Remodeling Inc. violated the following:

**Count 1: 18 VAC 50-22-260.B.13**

**Count 2: 18 VAC 50-22-220.A**

**The motion was approved with a vote of 10-0-1. Ayes:** Hux, King, Redifer, Ayres, Groh, Johnson, Bynum-Coleman, O'Dell, Tomlin and Magruder. **Nays: Abstain:** Oliver **Absent:** Dyer, Middleton, Mitchell, and Plummer.

#### **Priors**

**D-9/2020-00421** – Green House Remodeling Inc., license number 2705- 149266. On November 10, 2015, Green House Remodeling, Inc., was found in violation of the Board for Contractors Regulations for providing inaccurate information to the Board. Consent Order 2015-02098 resulted in fines of \$1100, \$150 costs, and assignment to remedial education. Compliance was obtained on January 12, 2016.

**After discussion, a motion was made by Ms. King seconded by Mr. Redifer** to amend the recommendation for Count 4 to \$2,500.00 due to prior violations of the same type, and impose the following sanctions:

**Count 1: \$1,350.00 And Remedial Education**

**Count 4: \$2,500.00 And Remedial Education**

**Total: \$3,850.00**

As to Counts 2 and 3, the Board closes these aspects of the file with findings of no violation.

**The motion was approved with a vote of 10-0-1. Ayes:** Hux, King, Redifer, Ayres, Groh, Johnson, Bynum-Coleman, O'Dell, Tomlin and Magruder. **Nays: Abstain:** Oliver **Absent:** Dyer, Middleton, Mitchell, and Plummer.



**In the matter of Disciplinary File Number 2020-01607, James Madden Inc.** the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number  
2020-01607  
James Madden Inc.**

Presiding officer Mitchell, was not present did not participate in the discussion and did not vote.

Howard Janoske on behalf of James Madden Inc. (Regulant) Bret Antonides and Robert Pratt (Council) participated in the Informal Fact-Finding Conference.

James Madden Inc. (Regulant) did not attend the Board meeting in person or by counsel or by any other qualified representative.

**After discussion, a motion was made by Ms. King seconded by Ms. Bynum-Coleman** 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 James Madden Inc. violated the following:

**Count 1: 18 VAC 50-22-260.B.22**

**Count 2: 18 VAC 50-22-260.B.23**

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Redifer, Ayres, Groh, Johnson, Bynum-Coleman, O'Dell, Tomlin, Oliver and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**After discussion, a motion was made by Ms. King seconded by Mr. Groh** to impose the following sanctions:

**Count 1: \$0.00**

**Count 2: \$700.00 And Remedial Education**

**Total: \$700.00**

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Redifer, Ayres, Groh, Johnson, Bynum-Coleman, O'Dell, Tomlin, Oliver and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Disciplinary File Number 2019-02978, Manuel Rojas t/a A-Advanced Home Services** the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number  
2019-02978  
Manuel Rojas t/a A-  
Advanced Home  
Services**

Presiding officers Mr. Johnson and Mr. Mitchell, were not present did not participate in the discussion and did not vote.

Manuel Rojas on behalf of Manuel Rojas t/a A-Advanced Home Services (Regulant) Bryan Block (Counsel) participated in the Informal Fact-Finding Conference.

Manuel Rojas t/a A-Advanced Home Services (Regulant) and Bryan Block (Counsel) attended the Board meeting and agreed with the recommendation.

**Handout**

COMES NOW Manuel Rojas of A-Advanced Home Services by counsel and states that he agrees with the Summary of the Informal Fact-Finding Conference of August 25, 2020 and requests that the Board adopt the recommendations of the Hearing Officer as to the disposition of each count alleged.

Respectfully Submitted,  
W. Bryan Block, Attorney at Law

**After discussion, a motion was made by Ms. King seconded by Mr. Magruder** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that Manuel Rojas t/a A-Advanced Home Services violated the following:

**Count 1: 18 VAC 50-22-260.B.8**

**The motion was approved with a vote of 10-0-1. Ayes:** Flux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Oliver and Magruder. **Nays:** None **Abstain:** Johnson **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**Priors**

D-11/2019-02978 – Manual Rojas t/a A-Advanced Heating and Air Conditioning. On June 20, 2017, Manual Rojas t/a A-Advanced Heating and Air Conditioning was found in violation of the Board for Contractors Regulations for failure to trade in the name listed on the license. Consent Order 2017-00994 resulted in a fine of \$350, \$150 costs, and assignment to remedial education. Compliance was obtained on November 8, 2017.

**After discussion, a motion was made by Mr. Groh seconded by Ms. King** to impose the following sanctions:

**Count 1: \$400.00 And Remedial Education**

**Total: \$400.00**

**The motion was approved with a vote of 10-0-1. Ayes:** Flux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Oliver and Magruder. **Nays:** None **Abstain:** Johnson **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Disciplinary File Number 2019-03190, Salman Abilov** the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number**  
**2019-03190**  
**Salman Abilov**

Presiding officers Mr. Johnson and Mr. Groh, were not present did not participate in the discussion and did not vote.

Salman Abilov on behalf of Salman Abilov (Regulant) participated in the Informal Fact-Finding Conference by telephone.

Salman Abilov (Regulant) did not attend the Board meeting in person or by counsel or by any other qualified representative.

**After discussion, a motion was made by Ms. King seconded by Mr. O'Dell** 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 Salman Abilov violated the following:

**Count 1: 18 VAC 50-30-190.B.15**

**The motion was approved with a vote of 9-0-2. Ayes:** Hux, King, Redifer, Ayres, Bynum-Coleman, O'Dell, Tomlin, Oliver and Magruder. **Nays:** None **Abstain:** Johnson, Groh **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**After discussion, a motion was made by Ms. King seconded by Mr. Redifer** to impose the following sanctions:

**Count 1: \$500.00 And Remedial Education**

**Total: \$500.00**

**The motion was approved with a vote of 9-0-2. Ayes:** Hux, King, Redifer, Ayres, Bynum-Coleman, O'Dell, Tomlin, Oliver and Magruder. **Nays:** None **Abstain:** Johnson, Groh **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Disciplinary File Number 2019-02109, IIP LLC** the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number**  
**2019-02109**  
**IIP LLC**

Presiding officers Mr. Johnson and Mr. Groh, were not present did not participate in the discussion and did not vote.

Igor Ponomarev on behalf of IIP LLC (Regulant) participated in the Informal Fact-Finding Conference by telephone.

Igor Ponomarev on behalf of IIP LLC (Regulant) attended the Board meeting in person and disagrees with the recommendation of license revocation.

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

**Count 1: 18 VAC 50-22-260.B.29**

**Count 2: 18 VAC 50-22-260.B.27**

**Count 3: 18 VAC 50-22-260.B.31**

**The motion was approved with a vote of 9-0-2. Ayes:** Hux, King, Redifer, Ayres, Bynum-Coleman, O'Dell, Tomlin, Oliver and Magruder. **Nays:** None **Abstain:** Johnson, Groh **Absent:** Dyer, Middleton,

Mitchell, and Plummer.

**After discussion, an amended motion was made by Ms. Bynum-Coleman seconded by Mr. Oliver to impose the following sanctions:**

**Count 1: \$1,000.00 And Remedial Education**  
**Count 2: \$1,000.00 And Remedial Education**  
**Count 3: \$400.00 And Remedial Education**

**Total: \$2,400.00**

**The motion was approved with a vote of 9-0-2. Ayes:** Hux, King, Redifer, Ayres, Bynum-Coleman, O'Dell, Tomlin, Oliver and Magruder. **Nays:** None **Abstain:** Johnson, Groh **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Disciplinary File Number 2019-02870, Zelectric LLC** the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number**  
**2019-02870**  
**Zelectric LLC**

Presiding officer Johnson, was not present did not participate in the discussion and did not vote.

Georgi Zotev on behalf of Zelectric LLC (Regulant) participated in the Informal Fact-Finding Conference.

Georgi Zotev on behalf of Zelectric LLC (Regulant) attended the Board meeting and disagrees with Count 2 of the recommendation.

Tatiana Anikina (Complainant) attended the Board meeting and disagrees with the recommendation.

**After discussion, a motion was made by Mr. Oliver seconded by Mr. King** 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 Zelectric LLC violated the following:

**Count 1: 18 VAC 50-22-260.B.8**  
**Count 2: 18 VAC 50-22-260.B.27**

**The motion was approved with a vote of 10-0-1. Ayes:** Hux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Oliver and Magruder. **Nays:** None **Abstain:** Johnson **Absent:** Dyer, Middleton, Mitchell, and Plummer.

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

**Count 1: \$400.00 And Remedial Education**  
**Count 1: \$750.00 And Remedial Education**

**Total: \$1,150.00**

**The motion was approved with a vote of 10-0-1. Ayes:** Hux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Oliver and Magruder. **Nays:** None **Abstain:** Johnson **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Disciplinary File Number 2019-01917, Wilton Construction Services Inc.** the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number**  
**2019-01917**  
**Wilton Construction**  
**Services Inc.**

Presiding officer Johnson, was not present did not participate in the discussion and did not vote.

Richard Griffin on behalf of Wilton Construction Services Inc. (Regulant) participated in the Informal Fact-Finding Conference.

Wilton Construction Services Inc. (Regulant) did not attend the Board meeting in person or by counsel or by any other qualified representative.

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

**Count 1: 18 VAC 50-22-260.B.9**

**The motion was approved with a vote of 10-0-1. Ayes:** Hux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Oliver and Magruder. **Nays:** None **Abstain:** Johnson **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**After discussion, a motion was made by Ms. King seconded by Mr. Magruder** to impose the following sanctions:

**Count 1: \$400.00 And Remedial Education**

**Total: \$400.00**

**The motion was approved with a vote of 10-0-1. Ayes:** Hux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Oliver and Magruder. **Nays:** None **Abstain:** Johnson **Absent:** Dyer, Middleton, Mitchell, and Plummer.

## **6. DISCIPLINARY CASES & RATIFICATION OF CONSENT ORDERS**

**DISCIPLINARY**  
**CASES &**  
**RATIFICATION**  
**OF CONSENT**  
**ORDERS**

**DISCIPLINARY PRIMA FACIE CASES:** None

**DISCIPLINARY  
CASES**  
None

**CONSENT ORDER CASES**

**CONSENT ORDER  
CASES**

**In the matter of Consent Order File Number 2019-02620 Blue Ridge Exteriors LLC, t/a Blue Ridge Exteriors** the board reviewed the Consent Order as seen and agreed to by Blue Ridge Exteriors LLC, t/a Blue Ridge Exteriors.

**File Number  
2019-02620  
Blue Ridge  
Exteriors LLC, t/a  
Blue Ridge  
Exteriors**

Blue Ridge Exteriors LLC, t/a Blue Ridge Exteriors (Regulant) did not attend the Board meeting in person or by counsel or by any other qualified representative.

**A motion was made by Mr. Oliver seconded by Ms. King** to ratify the proposed Consent Order offer wherein Blue Ridge Exteriors LLC, t/a Blue Ridge Exteriors, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Blue Ridge Exteriors LLC, t/a Blue Ridge Exteriors consents to the following violations of the Board's Regulations:

**Count 1: 18 VAC 50-22-260.B.9           \$400.00**  
**Count 2: 18 VAC 50-22-260.B.17     \$1,350.00**

Blue Ridge Exteriors LLC, t/a Blue Ridge Exteriors agrees to Board costs of **\$150.00**.

**Total fines and costs of \$1,900.00**

In addition, the Board shall waive imposition of the \$400.00 monetary penalty for Count 1 provided Blue Ridge Exteriors LLC provides a copy of its current contract to the Board within ninety (90) days of the effective date of this Consent Order. The contract must be in compliance with Board Regulation 18 VAC 50-22-260.B.9. If Blue Ridge Exteriors LLC fails to comply with this condition, then the full monetary penalty will be automatically imposed.

Further, for violation of Counts 1 and 2, Blue Ridge Exteriors LLC agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Consent Order.

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Johnson, Oliver and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Consent Order File Number 2019-03088 SS Electrical Solutions LLC** the board reviewed the Consent Order as seen and agreed to by SS Electrical Solutions LLC.

**File Number  
2019-03088  
SS Electrical  
Solutions LLC**

Gerald Taylor on behalf of SS Electrical Solutions LLC attended the Board meeting and agreed with the recommendation.

**A motion was made by Mr. Redifer seconded by Ms. Bynum-Coleman** to ratify the proposed Consent Order offer wherein SS Electrical Solutions LLC, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

SS Electrical Solutions LLC consents to the following violations of the Board's Regulations:

**Count 1: 18 VAC 50-22-260.B.8 \$400.00**

SS Electrical Solutions LLC agrees to Board costs of **\$150.00**.

**Total fines and costs of \$550.00**

Further, for violation of Count 1, SS Electrical Solutions LLC agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Consent Order.

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Johnson, Oliver and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Consent Order File Number 2020-00487 Inlet Contracting Inc.** the board reviewed the Consent Order as seen and agreed to by Inlet Contracting Inc.

**File Number**  
**2020-00487**  
**Inlet Contracting**  
**Inc.**

Inlet Contracting Inc. did not attend the Board meeting in person by counsel or by any other qualified individual.

**A motion was made by Mr. Oliver seconded by Ms. King** to ratify the proposed Consent Order offer wherein Inlet Contracting Inc., acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Inlet Contracting Inc. consents to the following violations of the Board's Regulations:

**Count 1: 18 VAC 50-22-260.B.31 \$400.00**

Inlet Contracting Inc. agrees to Board costs of **\$150.00**.

**Total fines and costs of \$550.00**

Further, for violation of Count 1, Inlet Contracting Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Consent Order.

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Johnson, Oliver and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Consent Order File Number 2020-00529 William E Manning Construction LLC** the board reviewed the Consent Order as seen and agreed to by William E Manning Construction LLC.

**File Number**  
**2020-00529**  
**William E Manning**  
**Construction LLC**

William E Manning Construction LLC did not attend the Board meeting in person by counsel or by any other qualified individual.

**A motion was made by Mr. Oliver seconded by Ms. King** to ratify the proposed Consent Order offer wherein William E Manning Construction LLC acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

William E Manning Construction LLC consents to the following violations of the Board's Regulations:

<b>Count 1:</b>	<b>18 VAC 50-22-260.B.31</b>	<b>\$400.00</b>
<b>Count 2:</b>	<b>18 VAC 50-22-260.B.27</b>	<b>\$750.00</b>
<b>Count 3:</b>	<b>18 VAC 50-22-260.B.17</b>	<b>\$1,350.00</b>
<b>Count 4:</b>	<b>18 VAC 50-22-260.B.15</b>	<b>\$1,450.00</b>
<b>Count 5:</b>	<b>18 VAC 50-22-260.B.33</b>	<b>\$850.00</b>
<b>Count 6:</b>	<b>18 VAC 50-22-260.B.29</b>	<b>\$700.00</b>

William E Manning Construction LLC agrees to Board costs of **\$150.00**.

**Total fines and costs of \$5,650.00**

Further, for violation of Counts 1 – 6, William E Manning Construction LLC agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Consent Order.

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Johnson, Oliver and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Consent Order File Number 2020-00710 Regents Construction Inc.** the board reviewed the Consent Order as seen and agreed to by Regents Construction Inc.

**File Number**  
**2020-00710**  
**Regents**  
**Construction Inc.**

Regents Construction Inc. did not attend the Board meeting in person by counsel or by any other qualified individual.

**A motion was made by Mr. Oliver seconded by Ms. King** to ratify the proposed Consent Order offer wherein Regents Construction Inc. acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Regents Construction Inc. consents to the following violations of the Board's Regulations:

<b>Count 1:</b>	<b>18 VAC 50-22-260.B.9</b>	<b>\$400.00</b>
<b>Count 2:</b>	<b>18 VAC 50-22-260.B.31</b>	<b>\$400.00</b>
<b>Count 3:</b>	<b>18 VAC 50-22-260.B.33</b>	<b>\$850.00</b>

Regents Construction Inc. agrees to Board costs of **\$150.00**.



**Total fines and costs of \$1,800.00**

In addition, the Board shall waive imposition of the \$400.00 monetary penalty for Count 1 provided Regents Construction Inc. provides a copy of its current contract to the Board within ninety (90) days of the effective date of this Consent Order. The contract must be in compliance with Board Regulation 18 VAC 50-22-260.B.9. If Regents Construction Inc. fails to comply with this condition, then the full monetary penalty will be automatically imposed.

Further, for violation of Counts 1 - 3, Regents Construction Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Consent Order.

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Johnson, Oliver and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Consent Order File Number 2020-00937 Elite Comfort Mechanical & Contracting LLC** the board reviewed the Consent Order as seen and agreed to by Elite Comfort Mechanical & Contracting LLC.

**File Number  
2020-00937  
Elite Comfort  
Mechanical &  
Contracting LLC**

Elite Comfort Mechanical & Contracting LLC did not attend the Board meeting in person by counsel or by any other qualified individual.

**A motion was made by Mr. Oliver seconded by Ms. King** to ratify the proposed Consent Order offer wherein Elite Comfort Mechanical & Contracting LLC, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Elite Comfort Mechanical & Contracting LLC consents to the following violations of the Board's Regulations:

**Count 1: 18 VAC 50-22-260.B.9 \$400.00**

Elite Comfort Mechanical & Contracting LLC agree to Board costs of **\$150.00**.

**Total fines and costs of \$550.00**

Further, for violation of Count 1, Elite Comfort Mechanical & Contracting LLC agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Consent Order.

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Johnson, Oliver and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Consent Order File Number 2020-01017 Elite Comfort Mechanical & Contracting LLC** the board reviewed the Consent Order as seen and agreed to by Elite Comfort Mechanical &

**File Number  
2020-01017**

Contracting LLC.

**Elite Comfort  
Mechanical &  
Contracting LLC**

Elite Comfort Mechanical & Contracting LLC did not attend the Board meeting in person by counsel or by any other qualified individual.

**A motion was made by Mr. Oliver seconded by Ms. King** to ratify the proposed Consent Order offer wherein Elite Comfort Mechanical & Contracting LLC acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Elite Comfort Mechanical & Contracting LLC consents to the following violations of the Board's Regulations:

**Count 1: 18 VAC 50-22-260.B.9 \$400.00**  
**Count 2: 18 VAC 50-22-260.B.31 \$400.00**

Elite Comfort Mechanical & Contracting LLC to Board costs of **\$150.00**.

**Total fines and costs of \$950.00**

Further, for violation of Counts 1, and 2, Elite Comfort Mechanical & Contracting LLC agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Consent Order.

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Johnson, Oliver and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Consent Order File Number 2020-01017 Elite Comfort Mechanical & Contracting LLC** the board reviewed the Consent Order as seen and agreed to by Elite Comfort Mechanical & Contracting LLC.

**File Number  
2020-01017  
Elite Comfort  
Mechanical &  
Contracting LLC**

Elite Comfort Mechanical & Contracting LLC did not attend the Board meeting in person by counsel or by any other qualified individual.

**A motion was made by Mr. Oliver seconded by Ms. King** to ratify the proposed Consent Order offer wherein Elite Comfort Mechanical & Contracting LLC acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Elite Comfort Mechanical & Contracting LLC consents to the following violations of the Board's Regulations:

**Count 1: 18 VAC 50-22-230.B.9 \$400.00**  
**Count 2: 18 VAC 50-22-260.B.31 \$400.00**

Elite Comfort Mechanical & Contracting LLC agrees to Board costs of **\$150.00**.

**Total fines and costs of \$950.00**

Further, for violation of Counts 1 and 2, Elite Comfort Mechanical & Contracting LLC agrees to have a

member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Consent Order.

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Johnson, Oliver and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Consent Order File Number 2020-01314 Elite Remodeling & Contracting Group LLC** the board reviewed the Consent Order as seen and agreed to by Elite Remodeling & Contracting Group LLC.

**File Number**  
**2020-01314**  
**Elite Remodeling & Contracting Group LLC**

Elite Remodeling & Contracting Group LLC did not attend the Board meeting in person by counsel or by any other qualified individual.

**A motion was made by Mr. Oliver seconded by Ms. King** to ratify the proposed Consent Order offer wherein Elite Remodeling & Contracting Group LLC, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Elite Remodeling & Contracting Group LLC consents to the following violations of the Board's Regulations:

<b>Count 1: 18 VAC 50-22-230.A</b>	<b>\$350.00</b>
<b>Count 2: 18 VAC 50-22-230.B</b>	<b>\$650.00</b>
<b>Count 3: 18 VAC 50-22-260.B.33</b>	<b>\$850.00</b>
<b>Count 4: 18 VAC 50-22-260.B.15</b>	<b>\$1,450.00</b>

Elite Remodeling & Contracting Group LLC agrees to Board costs of **\$150.00**.

**Total fines and costs of \$3,450.00**

Further, for violation of Counts 1-4, Elite Remodeling & Contracting Group LLC agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Consent Order.

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Johnson, Oliver and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Consent Order File Number 2020-01178 Cook Siding & Window Company Inc.** the board reviewed the Consent Order as seen and agreed to by Cook Siding & Window Company Inc.

**File Number**  
**2020-01178**  
**Cook Siding & Window Company Inc.**

Cook Siding & Window Company Inc. did not attend the Board meeting in person by counsel or by any other qualified individual.

**A motion was made by Mr. Redifer seconded by Ms. King** to ratify the proposed Consent Order offer wherein Cook Siding & Window Company Inc. acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Cook Siding & Window Company Inc. consents to the following violations of the Board's Regulations:

**Count 1: 18 VAC 50-22-260.B.9 \$800.00**  
**Count 2: 18 VAC 50-22-260.B.29 \$700.00**

Cook Siding & Window Company Inc. agrees to Board costs of **\$150.00**.

**Total fines and costs of \$1,650.00**

Further, for violation of Counts 1 - 2, Cook Siding & Window Company Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Consent Order.

**The motion was approved with a vote of 10-0-1. Ayes:** Hux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Johnson, and Magruder. **Nays:** None **Abstain:** Oliver **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Consent Order File Number 2020-01197 Curtis Tilley, t/a Tilley's HVAC Mechanical Services**, the board reviewed the Consent Order as seen and agreed to by Curtis Tilley, t/a Tilley's HVAC Mechanical Services.

**File Number**  
**2020-01197**  
**Curtis Tilley, t/a**  
**Tilley's HVAC**  
**Mechanical Services**

Curtis Tilley, t/a Tilley's HVAC Mechanical Services did not attend the Board meeting in person by counsel or by any other qualified individual.

**A motion was made by Mr. Oliver seconded by Ms. King** to ratify the proposed Consent Order offer wherein Curtis Tilley, t/a Tilley's HVAC Mechanical Services, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Curtis Tilley, t/a Tilley's HVAC Mechanical Services consents to the following violations of the Board's Regulations:

**Count 1: 18 VAC 50-22-260.B.9 \$800.00 (Two violations at \$400.00 each)**  
**Count 2: 18 VAC 50-22-260.B.33 \$1,600.00 (Two violations at \$800.00 each)**  
**Count 3: 18 VAC 50-22-260.B.27 \$1,600.00 (Two violations at \$800.00 each)**

Curtis Tilley, t/a Tilley's HVAC Mechanical Services agree to Board costs of **\$150.00**.

**Total fines and costs of \$4,150.00**

In addition, the Board shall waive imposition of the \$800.00 monetary penalty for Count 1 provided Curtis Tilley provides a copy of his current contract to the Board within ninety (90) days of the effective date of this Consent Order. The contract must be in compliance with Board Regulation 18 VAC 50-22-260.B.9. If Curtis Tilley fails to comply with this condition, then the full monetary penalty will be automatically imposed.

Further, for violation of Counts 1 - 3, Curtis Tilley, t/a Tilley's HVAC Mechanical Services agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Consent Order.

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Johnson, Oliver and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Consent Order File Number 2020-01227 Top Builders LLC, t/a Cherrydale Kitchen & Bath** the board reviewed the Consent Order as seen and agreed to by Top Builders LLC, t/a Cherrydale Kitchen & Bath.

**File Number**  
**2020-01227**  
**Top Builders LLC,**  
**t/a Cherrydale**  
**Kitchen & Bath**

Top Builders LLC, t/a Cherrydale Kitchen & Bath did not attend the Board meeting in person by counsel or by any other qualified individual.

**A motion was made by Mr. Oliver seconded by Ms. King** to ratify the proposed Consent Order offer wherein Top Builders LLC, t/a Cherrydale Kitchen & Bath, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Top Builders LLC, t/a Cherrydale Kitchen & Bath consents to the following violations of the Board's Regulations:

<b>Count 1: 18 VAC 50-22-260.B.8</b>	<b>\$400.00</b>	
<b>Count 2: 18 VAC 50-22-260.B.27</b>	<b>\$1,500.00</b>	<b>(Two violations at \$750.00 each)</b>
<b>Count 3: 18 VAC 50-22-260.B.29</b>	<b>\$1,400.00</b>	<b>(Two violations at \$700.00 each)</b>

Top Builders LLC, t/a Cherrydale Kitchen & Bath agrees to Board costs of **\$150.00**.

**Total fines and costs of \$3,450.00**

Further, for violation of Counts 1-3, Top Builders LLC, t/a Cherrydale Kitchen & Bath agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Consent Order.

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Johnson, Oliver and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Consent Order File Number 2020-01381 Men Power Labor LLC** the board reviewed the Consent Order as seen and agreed to by Men Power Labor LLC.

**File Number**  
**2020-01381**  
**Men Power Labor**  
**LLC**

Men Power Labor LLC did not attend the Board meeting in person by counsel or by any other qualified individual.

**A motion was made by Mr. Oliver seconded by Ms. King** to ratify the proposed Consent Order offer wherein Men Power Labor LLC, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Men Power Labor LLC consents to the following violations of the Board's Regulations:

<b>Count 1: 18 VAC 50-22-260.B.11</b>	<b>\$450.00</b>
---------------------------------------	-----------------

<b>Count 2: 18 VAC 50-22-260.B.11</b>	<b>\$450.00</b>
<b>Count 3: 18 VAC 50-22-260.B.11</b>	<b>\$450.00</b>
<b>Count 4: 18 VAC 50-22-260.B.29</b>	<b>\$700.00</b>
<b>Count 5: 18 VAC 50-22-260.B.29</b>	<b>\$700.00</b>

Men Power Labor LLC agrees to Board costs of **\$150.00**.

**Total fines and costs of \$2,950.00**

Further, for violation of Counts 1-5, Men Power Labor LLC agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Consent Order.

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Johnson, Oliver and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Consent Order File Number 2020-01438 Venning Inc.** the board reviewed the Consent Order as seen and agreed to by Venning Inc.

**File Number**  
**2020-01438**  
**Venning Inc.**

Venning Inc. did not attend the Board meeting in person by counsel or by any other qualified individual.

**A motion was made by Mr. Oliver seconded by Ms. King** to ratify the proposed Consent Order offer wherein Venning Inc. acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Venning Inc. consents to the following violations of the Board's Regulations:

<b>Count 1: 18 VAC 50-22-260.B.31</b>	<b>\$800.00</b>
<b>Count 2: 18 VAC 50-22-260.B.33</b>	<b>\$850.00</b>

Venning Inc. agrees to Board costs of **\$150.00**.

**Total fines and costs of \$1,800.00**

Further, for violation of Counts 1 and 2, Venning Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Consent Order.

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Johnson, Oliver and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Consent Order File Number 2020-01520 Orion Wall Systems Inc.,** the board reviewed the Consent Order as seen and agreed to by Orion Wall Systems Inc.

**File Number**  
**2020-01520**  
**Orion Wall Systems**  
**Inc.**

Orion Wall Systems Inc. did not attend the Board meeting in person by counsel or by any other qualified

individual.

**A motion was made by Mr. Oliver seconded by Ms. King** to ratify the proposed Consent Order offer wherein Orion Wall Systems Inc., acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Orion Wall Systems Inc. consents to the following violations of the Board's Regulations:

**Count 1: 18 VAC 50-22-210            \$550.00**

Orion Wall Systems Inc. agrees to Board costs of **\$150.00**.

**Total fines and costs of \$700.00**

Further, for violation of Count 1, Orion Wall Systems Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Consent Order.

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Johnson, Oliver and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Consent Order File Number 2020-01543 Stanley Plumbing LLC** the board reviewed the Consent Order as seen and agreed to by Stanley Plumbing LLC.

**File Number**  
**2020-01543**  
**Stanley Plumbing**  
**LLC**

Stanley Plumbing LLC did not attend the Board meeting in person by counsel or by any other qualified individual.

**A motion was made by Mr. Oliver seconded by Ms. King** to ratify the proposed Consent Order offer wherein Stanley Plumbing LLC, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Stanley Plumbing LLC consents to the following violations of the Board's Regulations:

**Count 1: 18 VAC 50-22-260.B.9            \$400.00**

**Count 2: 18 VAC 50-22-260.B.31        \$400.00**

Stanley Plumbing LLC agrees to Board costs of **\$150.00**.

**Total fines and costs of \$950.00**

Further, for violation of Counts 1 and 2, Stanley Plumbing LLC agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Consent Order.

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Johnson, Oliver and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Consent Order File Number 2020-01576 Eagle River Construction LLC** the board reviewed the Consent Order as seen and agreed to by Eagle River Construction LLC.

**File Number  
2020-01576  
Eagle River  
Construction LLC**

Board Member Johnson was not present, did not participate or vote.

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

**A motion was made by Mr. Oliver seconded by Ms. King** to ratify the proposed Consent Order offer wherein Eagle River Construction LLC, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Eagle River Construction LLC consents to the following violations of the Board's Regulations:

<b>Count 1: 18 VAC 50-260.B.9</b>	<b>\$400.00</b>
<b>Count 2: 18 VAC 50-22-260.B.31</b>	<b>\$600.00</b>
<b>Count 3: 18 VAC 50-22-260.B.33</b>	<b>\$850.00</b>
<b>Count 4: 18 VAC 50-22-260.B.29</b>	<b>\$700.00</b>

Eagle River Construction LLC agrees to Board costs of **\$150.00**.

**Total fines and costs of \$2,700.00**

Further, for violation of Counts 1 - 4, Eagle River Construction LLC agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Consent Order.

**The motion was approved with a vote of 10-0-1. Ayes:** Hux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Oliver and Magruder. **Nays:** None **Abstain:** Johnson **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Consent Order File Number 2020-01613 Minuteman Construction Inc., t/a Minuteman Restoration** the board reviewed the Consent Order as seen and agreed to by Minuteman Construction Inc., t/a Minuteman Restoration.

**File Number  
2020-01613  
Minuteman  
Construction Inc.,  
t/a Minuteman  
Restoration**

Minuteman Construction Inc., t/a Minuteman Restoration did not attend the Board meeting in person by counsel or by any other qualified individual.

**A motion was made by Mr. Oliver seconded by Ms. King** to ratify the proposed Consent Order offer wherein Minuteman Construction Inc., t/a Minuteman Restoration, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Minuteman Construction Inc., t/a Minuteman Restoration consents to the following violations of the Board's Regulations:

<b>Count 1: 18 VAC 50-22-260.B.31</b>	<b>\$400.00</b>
---------------------------------------	-----------------

Minuteman Construction Inc., t/a Minuteman Restoration agrees to Board costs of **\$150.00**.



**Total fines and costs of \$550.00**

Further, for violation of Count 1, Minuteman Construction Inc., t/a Minuteman Restoration agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Consent Order.

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Johnson, Oliver and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Consent Order File Number 2020-01669 Priority Pest Services LLC**, the board reviewed the Consent Order as seen and agreed to by Priority Pest Services LLC.

**File Number**  
**2020-01669**  
**Priority Pest**  
**Services LLC**

Priority Pest Services LLC did not attend the Board meeting in person by counsel or, by any other qualified individual.

**A motion was made by Mr. Oliver seconded by Ms. King** to ratify the proposed Consent Order offer wherein Priority Pest Services LLC, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Priority Pest Services LLC consents to the following violations of the Board's Regulations:

**Count 1: 18 VAC 50-22-260.B.33                      \$850.00**

Priority Pest Services LLC agrees to Board costs of **\$150.00**.

**Total fines and costs of \$1,000.00**

Further, for violation of Count 1, Priority Pest Services LLC agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Consent Order.

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Johnson, Oliver and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Consent Order File Number 2020-01679 Old Dominion Specialty Construction Inc.** the board reviewed the Consent Order as seen and agreed to Old Dominion Specialty Construction Inc.

**File Number**  
**2020-01679**  
**Old Dominion**  
**Specialty**  
**Construction Inc.**

Old Dominion Specialty Construction Inc. did not attend the Board meeting in person by counsel or by any other qualified individual.

**A motion was made by Mr. Oliver seconded by Ms. King** to ratify the proposed Consent Order offer wherein Old Dominion Specialty Construction Inc., acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Old Dominion Specialty Construction Inc. consents to the following violations of the Board's Regulations:

**Count 1: 18 VAC 50-22-260.B.9 \$400.00**

Old Dominion Specialty Construction Inc. agrees to Board costs of **\$150.00**.

**Total fines and costs of \$550.00**

Further, for violation of Count 1, Old Dominion Specialty Construction Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Consent Order.

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Johnson, Oliver and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Consent Order File Number 2020-01697 Cima Construction-LLC** the board reviewed the Consent Order as seen and agreed to by Cima Construction LLC.

**File Number**  
**2020-01697**  
**Cima Construction**  
**LLC**

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

**A motion was made by Mr. Oliver seconded by Ms. King** to ratify the proposed Consent Order offer wherein Cima Construction LLC, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings:

Cima Construction LLC consents to the following violations of the Board's Regulations:

**Count 1: 18 VAC 50-22-260.B.29 \$700.00**  
**Count 2: 18 VAC 50-22-260.B.19 \$850.00**  
**Count 3: 18 VAC 50-22-260.B.6 \$800.00**

Cima Construction LLC agrees to Board costs of **\$150.00**.

**Total fines and costs of \$2,500.00**

Further, for violation of Counts 1-3, Cima Construction LLC agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Consent Order.

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Johnson, Oliver and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Consent Order File Number 2020-01717 Marquee Homes Inc.** the board reviewed the Consent Order as seen and agreed to by Marquee Homes Inc.

**File Number**  
**2020-01717**

**Marquee Homes  
Inc.**

Marquee Homes Inc. did not attend the Board meeting in person by counsel or by any other qualified individual.

**A motion was made by Mr. Oliver seconded by Ms. King** to ratify the proposed Consent Order offer wherein Marquee Homes Inc., acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Marquee Homes Inc. consents to the following violations of the Board's Regulations:

**Count 1: 18 VAC 50-22-260.B.29        \$700.00**

Marquee Homes Inc. agrees to Board costs of **\$150.00**.

**Total fines and costs of \$850.00**

Further, for violation of Count 1, Marquee Homes Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Consent Order.

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Johnson, Oliver and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Consent Order File Number 2020-01907 BZ Excavating Inc.** the board reviewed the Consent Order as seen and agreed to by BZ Excavating Inc.

**File Number  
2020-01907  
BZ Excavating Inc.**

BZ Excavating Inc. did not attend the Board meeting in person by counsel or by any other qualified individual.

**A motion was made by Mr. Oliver seconded by Ms. King** to ratify the proposed Consent Order offer wherein BZ Excavating Inc., acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

BZ Excavating Inc. consents to the following violations of the Board's Regulations:

**Count 1: 18 VAC 50-22-260.B.8        \$400.00**

BZ Excavating Inc. agrees to Board costs of **\$150.00**.

**Total fines and costs of \$550.00**

Further, for violation of Count 1, BZ Excavating Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Consent Order.

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Johnson, Oliver and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer,

Middleton, Mitchell, and Plummer.

**In the matter of Consent Order File Number 2020-01916 James Decesare, t/a Pro Home Solutions** the board reviewed the Consent Order as seen and agreed to by James Decesare, t/a Pro Home Solutions.

**File Number  
2020-01916  
James Decesare, t/a  
Pro Home Solutions**

Board Member Hux was not present and did not participate or vote.

James Decesare, t/a Pro Home Solutions did not attend the Board meeting in person by counsel or by any other qualified individual.

**A motion was made by Mr. Oliver seconded by Ms. King** to ratify the proposed Consent Order offer wherein James Decesare, t/a Pro Home Solutions, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

James Decesare, t/a Pro Home Solutions consents to the following violations of the Board's Regulations:

**Count 1: §54.1-1110 of the Code of Virginia \$0.00**

James Decesare, t/a Pro Home Solutions agrees to Board costs of **\$150.00**.

**Total fines and costs of \$150.00**

In addition, for violation of Count 1, James Decesare agrees to revocation of his license.

Additionally, for violation of Count 1, James Decesare, t/a Pro Home Solutions agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Consent Order.

**The motion was approved with a vote of 10-0-1. Ayes:** King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Johnson, Oliver and Magruder. **Nays:** None **Abstain:** Hux **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Consent Order File Number 2020-01978 Robert Sturgill, t/a Sturgill's Construction** the board reviewed the Consent Order as seen and agreed to by Robert Sturgill, t/a Sturgill's Construction.

**File Number  
2020-01978  
Robert Sturgill, t/a  
Sturgill's  
Construction**

Robert Sturgill, t/a Sturgill's Construction did not attend the Board meeting in person by counsel or by any other qualified individual.

**A motion was made by Mr. Oliver seconded by Ms. King** to ratify the proposed Consent Order offer wherein Robert Sturgill, t/a Sturgill's Construction, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Robert Sturgill, t/a Sturgill's Construction consents to the following violations of the Board's Regulations:

**Count 1: 18 VAC 50-22-260.B.27 \$750.00**

Robert Sturgill, t/a Sturgill's Construction agrees to Board costs of **\$150.00**.

**Total fines and costs of \$900.00**

Additionally, for violation of Count 1, Robert Sturgill, t/a Sturgill's Construction agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Consent Order.

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Johnson, Oliver and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Consent Order File Number 2020-01979 Robert Sturgill, t/a Sturgill's Construction** the board reviewed the Consent Order as seen and agreed to by Robert Sturgill, t/a Sturgill's Construction.

**File Number**  
**2020-01979**  
**Robert Sturgill, t/a**  
**Sturgill's**  
**Construction**

Robert Sturgill, t/a Sturgill's Construction did not attend the Board meeting in person by counsel or by any other qualified individual.

**A motion was made by Mr. Oliver seconded by Ms. King** to ratify the proposed Consent Order offer wherein Robert Sturgill, t/a Sturgill's Construction, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Robert Sturgill, t/a Sturgill's Construction consents to the following violations of the Board's Regulations:

**Count 1: 18 VAC 50-22-260.B.27                      \$750.00**

Robert Sturgill, t/a Sturgill's Construction agrees to Board costs of **\$150.00**.

**Total fines and costs of \$900.00**

Additionally, for violation of Count 1, Robert Sturgill, t/a Sturgill's Construction agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Consent Order.

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Johnson, Oliver and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Consent Order File Number 2020-02225 Lowery Construction Company Inc.** the board reviewed the Consent Order as seen and agreed to by Lowery Construction Company Inc.

**File Number**  
**2020-02225**  
**Lowery**  
**Construction**  
**Company Inc.**

Lowery Construction Company Inc. did not attend the Board meeting in person by counsel or by any other qualified individual.

**A motion was made by Mr. Oliver seconded by Ms. King** to ratify the proposed Consent Order offer wherein Lowery Construction Company Inc., acknowledges an understanding of the charges and admits

to the violation(s) of the Counts as outlined in the Report of Findings.

Lowery Construction Company Inc. consents to the following violations of the Board's Regulations:

**Count 1: 18 VAC 50-22-260.B.29 \$1,500.00**

Lowery Construction Company Inc. agrees to Board costs of **\$150.00**.

**Total fines and costs of \$1,650.00**

Further, for violation of Count 1, Lowery Construction Company Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Consent Order.

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Johnson, Oliver and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**In the matter of Consent Order File Number 2021-00182 Bofam Contractors Group LLC** the board reviewed the Consent Order as seen and agreed to by Bofam Contractors Group LLC.

**File Number**  
**2021-00182**  
**Bofam Contractors**  
**Group LLC**

Bofam Contractors Group LLC did not attend the Board meeting in person by counsel or by any other qualified individual.

**A motion was made by Mr. Oliver seconded by Ms. King** to ratify the proposed Consent Order offer wherein Bofam Contractors Group LLC. acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Bofam Contractors Group LLC consents to the following violations of the Board's Regulations:

**Count 1: 18 VAC 50-22-260.B.29 \$700.00**

Bofam Contractors Group LLC agrees to Board costs of **\$150.00**.

**Total fines and costs of \$850.00**

Further, for violation of Count 1, Bofam Contractors Group LLC agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Consent Order.

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Johnson, Oliver and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

Chairman Hux called a recess to the meeting at 10:45 A.M.  
Chairman Hux called the meeting back to order at 11:00 A.M.

**Recess**

**7. NEW BUSINESS**

**NEW BUSINESS**

**a) Regulatory Review**

**Regulatory Review**

Board Administrator Marjorie King informed the Board that the updated October 1, 2020 Regulation books are out and include the 37<sup>th</sup> Prohibited Act for the Miscellaneous Specialty.

**b) Education Provider Applications**

**Education Provider Applications**

Applications for proposed education providers and courses were reviewed by the Board, recommendations are as follows:

**Ms. Mayo shared that staff recommends approval for:**

**Leviton Manufacturing** – one online Electrical Continuing Education class. - NEW PROVIDER

**Leviton Manufacturing**

**A motion was made by Ms. King seconded by Mr. Redifer for approval.**

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Johnson, Oliver and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**Ms. Mayo shared that staff recommends approval for:**

**Pro-Train LLC** – one classroom Contractor Pre-license course

**Pro-Train LLC**

**A motion was made by Ms. King seconded by Mr. Redifer for approval.**

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Johnson, Oliver and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**Ms. Mayo shared that staff recommends approval for:**

**Qualified Elevator Industry Training Fund (QEITF)** – one classroom Certified Elevator Mechanic Continuing Education course and one WEBINAR Certified Elevator Mechanic Continuing Education course

**Qualified Elevator Industry Training Fund (QEITF)**

**A motion was made by Ms. King seconded by Mr. Redifer for approval.**

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Johnson, Oliver and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**Ms. Mayo shared that staff recommends approval for:**

**RocketCert**

**RocketCert** – Online and Webinar courses for Contractor Pre-license, Electrical Continuing Education, GFC Continuing Education, HVAC Continuing Education and Plumbing Continuing Education – NEW PROVIDER

**A motion was made by Ms. King seconded by Mr. Redifer** for approval.

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Johnson, Oliver and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**c) Education Provider Audits**

Ms. Mayo informed the Board that due to travel restrictions staff has been unable to attend education classes to perform provider audits.

**Education Provider Audits**

**d) Remedial Education Report**

Board Administrator Adrienne Mayo provided the Board an update on remedial education information. Currently the two remaining Remedial Education classes for the year are full, and we are scheduling classes into to January 2021.

**Remedial Education Report**

**e) License Reciprocal Agreement update**

Board Administrator Adrienne Mayo informed the Board that at the September 22, 2020 Board Meeting the Board approved the D.C. License reciprocity agreement for ELE.

D.C. has since sign and agreed to the license reciprocity, and is requesting retroactive approval from September 22, 2020.

**License Reciprocal Agreement update**

**A motion was made by Ms. King seconded by Mr. Redifer** for retroactive approval.

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Johnson, Oliver and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

Board Administrator Adrienne Mayo informed the Board that staff is still waiting for further information from North Carolina regarding a Reciprocal License Agreement.

**f) On-Site Boiler Operators Work Group Update**

Eric Olson Executive Director informed the Board that the Committee discussed the proposed changes to the draft Statuary Language for Senate Bill 346 On-Site Boiler Operators at its October 26, 2020 meeting.

**On-Site Boiler Operators Work Group Update**

After discussion, Mr. Oliver made a motion seconded by Ms. Bynum-Coleman to adopt Senate Bill 346 as presented.

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Redifer, Ayres, Groh, Bynum-



Coleman, O'Dell, Tomlin, Johnson, Oliver and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**g) Fire Sprinkler Committee Update**

At the Committee Meeting on October 26, 2020 Mr. Timothy (Hooper) Loscomb, Bob Beckwith and Ed Rhodes addressed the Committee in opposition to the proposed removal of the term "Inspector" from the upcoming new regulations.

After much discussion Eric Olson Executive Director, explained to Mr. Loscomb that the Removal of "Inspector" from the Sprinkler Regulations does not change the requirements for inspectors, and that the change pertains to the Contractor Regulations not the individual regulations.

**h) Meticulous Residential Painting, LLC File Number 2019-03163**

**Handout from Meticulous Residential Painting, LLC**

Mr. Olson,

My sincere apologies for not being in attendance either in person or via phone or zoom meeting due to Covid-19. All of the formal correspondence from DPOR to me has been through certified mail to my P.O. Box in Occoquan. Due to Covid-19 this P.O. Box does not get checked on a daily basis. Had I received an email informing me of a meeting date important as this was, certainly I would have been made that priority. It was my interpretation of the "recommendations" that if I followed through with that then I would be in good standing with The Board. I followed through with the recommendations and showed receipt only to discover that the recommendations were not the final word and that it wasn't the actual hearing. I am requesting that the Board grant another hearing date due to the circumstances surrounding the communication breakdown.

Sincerely,  
David Ballard

The Board reviewed the requirements that must be met in order for a case to be reconsidered. The Board determined that the request did not meet any of those criteria's.

**After discussion, Mr. Oliver made a motion seconded by Ms. Tomlin to deny the request and to impose the sanctions provided for in the Final Order.**

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Johnson, Oliver and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**i) Selection of At-Large Committee Member**

**A motion was made by Mr. Oliver and seconded by Ms. Bynum-Coleman to nominated Ms. Tomlin to fill the At-Large Committee Member seat.**

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Johnson, Oliver and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**Fire Sprinkler  
Committee Update**

**Meticulous  
Residential  
Painting, LLC  
File Number  
2019-03163**

**Selection of At-  
Large Committee  
Member**

At its October 26, 2020 Committee Meeting the Committee discussed moving their meetings to the same day as the Board for Contractors Meeting with a start time of 8:00 A.M. This change would then amend the start time of the Board for Contractors Meeting to 10:00 A.M.

**Committee Meeting  
date/time**

**After discussion, a motion was made by Ms. King seconded by Mr. Oliver** to change the Committee Meetings to the same day as the Board for Contractors Meetings. Committee Meetings are to start at 8:00 A.M. followed by the Board for Contractors Meeting at 10:00 A.M. This change takes effect at its next scheduled Board for Contractors Meeting on December 15, 2020.

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Johnson, Oliver and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

### 8. Other Board Business

**Other Board  
Business**

**j) Apex Custom Homes, LLC File Number 2018-01648 -- Request for Extension of stay**

#### **Handout**

**Campbell Flannery a Professional Corporation Attorneys at Law - Apex Custom Homes, LLC  
File Number 2018-01648**

**Apex Custom  
Homes, LLC  
File Number  
2018-01648  
Extension Request**

Dear Mr. Olson:

The stay of revocation for Apex Custom Homes that you previously granted on June 4, 2020 will be expiring on September 28, 2020. We are currently waiting for the Court to issue an Order requiring a Responsive Pleading to the Petition. Due to the impact of Covid-19, this has likely delayed that process. In light of the circumstances, we kindly ask for a further extension to be granted.

If you have any questions, or need any further information, please let me know. Thank you.

Mathew Clark

**A motion was made by Ms. King seconded by Mr. Redifer to Chairman Hux.** I move that this meeting be recessed and that the Board immediately reconvene in closed meeting for the purpose of consultation with legal counsel and/or briefings by staff members pertaining to actual and/or potential litigation as permitted by § 2.2-3711.A.7 of the Code of Virginia. The following non-members will be in attendance to reasonably aid the consideration of the topic.

Eric Olson  
Marjorie King

This motion is made with respect to the matters(s) identified as agenda item(s):

**Apex Custom Homes, LLC - File Number 2018-01648**

**CERTIFICATION OF CLOSED MEETING**

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

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

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

Call for vote (each member must answer "Aye" or "Nay"):

Vance T. Ayres	Gene E. Magruder
Sheila Bynum-Coleman	John O'Dell
Caitlin King	James Oliver
Donald Groh	Michael Redifer
Jeffery Hux	Deborah Lynn Tomlin
Wiley "Bif" V. Johnson	

**VOTE**

**AYES:** Ayres, Bynum-Coleman, Hux, Johnson, Magruder, O'Dell, Oliver, Redifer, Tomlin, King, and Groh

**NAYS:** None

**ABSENT DURING VOTE:** Herbert Dyer, Rudy Middleton, Jeffrey S. Mitchell, and Christopher Plummer

**ABSENT DURING MEETING:** Herbert Dyer, Rudy Middleton, Jeffrey S. Mitchell, and Christopher Plummer

**A motion was made by Mr. Johnson seconded by Mr. Oliver to deny the request for an extension.**

**The motion was approved with a vote of 11-0-0. Ayes:** Hux, King, Redifer, Ayres, Groh, Bynum-Coleman, O'Dell, Tomlin, Johnson, Oliver and Magruder. **Nays:** None **Abstain:** None **Absent:** Dyer, Middleton, Mitchell, and Plummer.

**9. Completion of Paper work**

**Eric Olson**, requested the Board members to complete their Conflict of Interest Statements and Travel Reimbursement Forms.

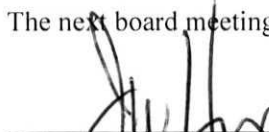
**Completion of  
Paper work**


**10. Adjournment**

**Adjournment**

**Chairman, Hux** thanked the Board and Staff and adjourned the meeting at 12:09 P.M.

The next board meeting will be **December 15, 2020**

  
\_\_\_\_\_  
Jeffery Hux, Chairman

  
\_\_\_\_\_  
Mary Broz-Yaughan, Director

**Copy teste:**

\_\_\_\_\_  
Custodian of the Record

Approved

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: DPOR/Board for Contractors  
(Name of Board)
- 4. Meeting/IFF Date: 10/27/2020

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

C9 2020-01173 - I VOLUNTARILY KNEW I HAD USED THIS  
(Agenda Item) CONTRACTOR PREVIOUSLY SO I AM RECUSING  
Nature of Personal Interest Affected by Transaction: MYSELF FROM THE ADJUDICATION OF THE  
CASE

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 James Oliver Date 10/27/2020  
JAMES OLIVER

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

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

1. Name Michael Redifer  
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors  
(Name of Board)
4. Meeting/IFF Date: 10/27/2020
5. I have a personal interest in the following transaction:

\_\_\_\_\_  
(Agenda Item)

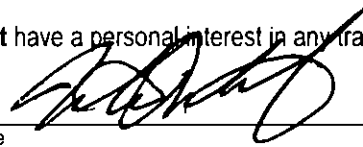
Nature of Personal Interest Affected by Transaction:

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

10-27-20  
Date

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

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

1. Name Deborah Tomlin  
(Name of Board Member)

2. Title: Board Member

3. Agency: DPOR/Board for Contractors  
(Name of Board)

4. Meeting/IFF Date: 10/27/2020

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

none  
(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.

Deborah Tomlin  
Signature

10-27-20  
Date

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

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

1. Name Gene Magruder  
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors  
(Name of Board)
4. Meeting/IFF Date: 10/27/2020
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.

Gene S. Magruder  
Signature

10/27/2020  
Date



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

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

1. Name Vance Ayres  
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors  
(Name of Board)
4. Meeting/IFF Date: 10/27/2020
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:

\_\_\_\_\_

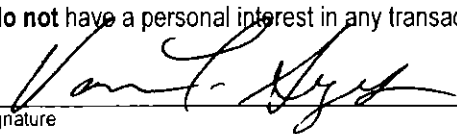
I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

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

Signature



Date

10/27/20

STATE AND LOCAL GOVERNMENT  
CONFLICT OF INTERESTS ACT

TRANSACTIONAL DISCLOSURE STATEMENT  
for Officers and Employees of State Government

1. Name Jeffrey W Hux  
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors  
(Name of Board)
4. Meeting/IFF Date: 10/27/2020

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

D-1 2019-00325  
(Agenda Item)

Nature of Personal Interest Affected by Transaction:

My Company has a Signed Contract with Homeowner

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

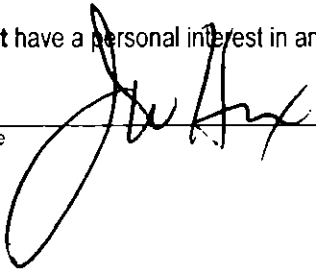
Norfolk Plumbing Inc.

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 

Date 10-27-2020

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

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

1. Name Donald Groh  
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors  
(Name of Board)
4. Meeting/IFF Date: 10/27/2020
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:

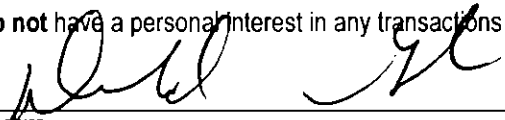
\_\_\_\_\_

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

10/27/2020  
Date

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

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

1. Name Sheila Bynum-Coleman  
(Name of Board Member)

2. Title: Board Member

3. Agency: DPOR/Board for Contractors  
(Name of Board)

4. Meeting/IFF Date: 10/27/2020

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

NONE  
(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:

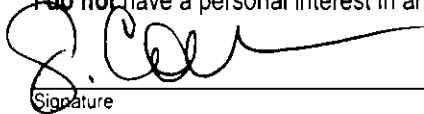
\_\_\_\_\_

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

10-27-20  
Date

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

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

1. Name John David O'Dell  
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors  
(Name of Board)
4. Meeting/IFF Date: 10/27/2020
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



Date

10-27-2020

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

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

1. Name Wiley "Bif" Johnson  
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors  
(Name of Board)
4. Meeting/IFF Date: 10/27/2020
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:

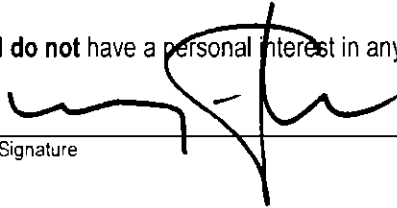
I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

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

Signature



Date

10/27/20

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

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

1. Name Caitlin King  
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors  
(Name of Board)
4. Meeting/IFF Date: 10/27/2020
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:

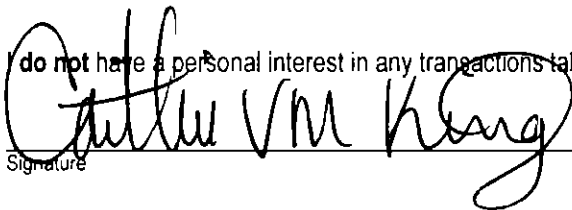
I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

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

Signature



Date

