

BOARD FOR CONTRACTORS BOARD MEETING

The Board for Contractors met on Tuesday, **June 8, 2021** at the Department of Professional and Occupational Regulation (DPOR), 9960 Mayland Drive, Richmond, Virginia. 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
James Oliver
Donald Groh
E.G. "Rudy" Middleton
Doug Lowe
John David O'Dell
Vernell Woods

Board member(s) absent from the meeting:

Christopher Plummer
Gene Magruder
Sheila Coleman
Wiley "Bif" Johnson
Shawn Mitchell
Deborah Tomlin

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
Mary Charity, Licensing Supervisor
Stephanie Keuther, Administrative Assistant

1. **Chairman, Hux** called the June 8, 2021 Board for Contractors Meeting to order at 10:20 A.M.
Chairman, Hux declared a quorum of board members are in attendance.

Call
To Order

2. **Mr. Oliver made a motion seconded by Mr. Groh** to adopt the Agenda of June 8, 2021.

Approval of the
Agenda

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

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3. **Mr. Oliver made a motion seconded by Mr. Groh** to approve the Minutes of April 20, 2021 Board for Contractors Meeting as presented.

Approval of
Minutes

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

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

Public Comment
Period

In the matter of License Application, File Number 2021-00641 Richard James Koch dba KoCon Construction, 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
**2021-00641
Richard James
Koch dba KoCon
Construction**

Richard James Koch dba KoCon Construction (Applicant) participated in the Informal Fact-Finding Conference by telephone.

Richard James Koch dba KoCon Construction (Applicant) attended the Board meeting and agreed with the recommendation.

After discussion, a motion was made by Mr. Oliver and seconded by Mr. Ayres 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

In the matter of Disciplinary File Number 2018-02285, Custom Structures Building, 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
**2018-02285
Custom Structures
Building, Inc.**

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

Custom Structures Building, Inc. (Regulant) and Gregory A. Giordano (Counsel) participated in the Informal Fact-Finding Conference by telephone.

Gregory A. Giordano (Counsel) on behalf of Custom Structures Building, Inc. (Regulant) attended the

Board meeting and disagreed with the recommendation of Count 1. Mr. Giordano made a request to the Board that if the license revocation was to remain as the recommendation, that his client be granted a waiver of 60 days to complete two remaining jobs.

Kathleen Conlon (Complainant) Attended the Board Meeting.

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 Custom Structures Building, Inc. violated the following:

- Count 1: 18 VAC 50-222-260.B.20**
- Count 2: 18 VAC 50-222-260.B.2**
- Count 3: 18 VAC 50-222-260.B.33**



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

After discussion, a motion was made by Ms. King seconded by Mr. Oliver to impose the following sanctions, and deny the request for a 60 day waiver.

- Count 1: \$1,5000.00 And License Revocation**
- Count 2: \$750.00 And Remedial Education**
- Count 3 \$500.00 And Remedial Education**

- Total: \$2,750.00**

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

In the matter of Disciplinary File Number 2020-01136, Donald Wayne Hogue t/a Xtreme Structures, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2020-01136
Donald Wayne
Hogue t/a Xtreme
Structures

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

Donald Wayne Hogue t/a Xtreme Structures (Regulant) participated in the Informal Fact-Finding Conference.

Donald Wayne Hogue t/a Xtreme Structures (Regulant) attended the Board meeting and mostly agreed with the recommendation. Mr. Hogue made a request to have the fines reduced.

After discussion, a motion was made by Mr. Oliver seconded by Ms. 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 Donald Wayne Hogue t/a Xtreme Structures violated the following:

- Count 1: 18 VAC 50-22-260.B.9**
- Count 2: 18 VAC 50-22-260.B.31**
- Count 3: 18 VAC 50-22-260.B.15**
- Count 4: 18 VAC 50-22-260.B.6**

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

Priors

Donald Wayne Hogue t/a Xtreme Structures, license number 2705-130110. On March 13, 2018, Donald Wayne Hogue t/a Xtreme Structures was found in violation of the Board for Contractors Regulations for failure to report a change of address and for assisting another to violate § 54.1 of the Code of Virginia. Consent Order 2017-02376 resulted in fines of \$1450 with \$550 waived, costs of \$150, and assignment to remedial education. Compliance was obtained on June 18, 2018.

On April 24, 2018, Donald Wayne Hogue t/a Xtreme Structures was found in violation of the Board for Contractors Regulations for assisting another to violate §54.1 of the Code of Virginia. Consent Order 2018-00937 resulted in a fine of \$800, costs of \$150, and assignment to remedial education. Compliance was obtained on March 26, 2019.

On June 19, 2018, Donald Wayne Hogue t/a Xtreme Structures was found in violation of the Board for Contractors Regulations for failure to use a contract in a residential transaction and for assisting another to violate § 54.1 of the Code of Virginia. Consent Order 2018-00101 resulted in fines of \$1200, costs of \$150, and assignment to remedial education. Compliance was obtained on March 26, 2019.

After discussion, a motion was made by Mr. Oliver seconded by Mr. Ayres to amend the recommendation and remove the fines for Counts 1 and 4 and impose the following sanctions:

- Count 1: \$0.00 And Remedial Education**
- Count 2: \$400.00 And Remedial Education**
- Count 3: \$0.00 And Remedial Education**
- Count 4: \$0.00 And Remedial Education**

Total: \$400.00

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

In the matter of Prima Facie Disciplinary File Number 2020-00978 Michael S. North, d/b/a North's Tree Service and Landscaping, the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

File Number
2020-00978
Michael S. North,
d/b/a North's Tree
Service and

Michael S. North, d/b/a North's Tree Service and Landscaping did not request an Informal Fact Findings

conference.

Landscaping

Michael Bryan North (Son) attended the Board Meeting on behalf of Michael S. North, d/b/a North's Tree Service and Landscaping. Mr. North stated his father was sick and would not be able to attend the Remedial Education Class.

A motion was made by Mr. Oliver and seconded by Ms. King to adopt the report of findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board adopts the Recommendation. The Board finds substantial evidence that Michael S. North, d/b/a North's Tree Service and Landscaping violated the following:

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

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

After discussion a motion was made by Mr. Oliver and seconded by Ms. King to impose the following sanctions, and to allow Michael Bryan North to attend Remedial Education on behalf of Michael S. North.

Count 1: \$800.00 And Remedial Education

Total: \$800.00

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

In the matter of Consent Order File Number 2021-00128 Here To Help U Inc. the board reviewed the Consent Order as seen and agreed to by Here To Help U Inc.

Here To Help U Inc. (Regulant) attended the Board meeting and agreed with the recommendation.

A motion was made by Mr. Oliver seconded by Mr. Groh to ratify the proposed Consent Order offer wherein Here To Help U Inc., acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Here To Help U Inc. consents to the following violations of the Board's Regulations:

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

Here To Help U Inc. agrees to Board costs of **\$150.00**.

Total fines and costs of \$700.00

It is acknowledged that, during the course of the Department's investigation into this complaint, Here to Help U Inc. terminated its license with the Board for Contractors ("the Board"). As a result, the Board agrees to waive the \$550.00 monetary penalty for Count 1. In addition, for violation of Count 1, Here To Help U Inc. agrees to revocation of its license.



File Number
2021-00128
Here to Help U Inc.

Further, Here To Help U 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

5. RF Prima Facie, RF and Licensing Case Files



Prima Facie Recover Fund Case

In the matter of Prima Facie Recovery Fund File Number 2020-00681, Christopher Edwards (Claimant) and Paradise Aquatics 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
2020-00681
Christopher
Edwards
(Claimant)

Christopher Edwards (Claimant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

After discussion, Ms. King made a motion seconded by Mr. Groh 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 \$19,851.49. 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

In the matter of Prima Facie Recovery Fund File Number 2020-02566, Phillip and Bobbi Bains (Claimant) and RJC Custom Constructions (Regulant), the board adopts the amended claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.

File Number
2020-02566
Phillip and Bobbi
Bains
(Claimant)

Phillip and Bobbi Bains (Claimant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

After discussion, Ms. King made a motion seconded by Mr. Groh to adopt the amended 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 not meet the statutory provisions for reimbursement.

The motion was approved with a vote of 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton,

O'Dell, Lowe and Woods. **Nays: None Abstain: None Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

In the matter of Prima Facie Recovery Fund File Number 2021-01594, Wes and Amber Barnes (Claimant) and John Carl Design and Build Inc. f/k/a The John Carl Corporation (Regulant), the board adopts the amended claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.

File Number
2021-01594
Wes and Amber
Barnes

Wes and Amber Barnes (Claimant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

After discussion, Ms. King made a motion seconded by Mr. Groh 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 \$13,942.23. 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays: None Abstain: None Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

Recovery Fund Case File - None

Recovery Fund Case
File
None

Licensing Cases Files

Licensing Cases
Files

In the matter of License Application, File Number 2020-02633, Conner Devin Shanahan, 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
2020-02633
Conner Devin
Shanahan

Conner Devin Shanahan (Applicant) participated in the Informal Fact-Finding Conference by telephone.

Conner Devin Shanahan (Applicant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

After discussion, a motion was made by Ms. King and seconded by Mr. Middleton to approve the application for a Master Heating, Ventilation and Air Conditioning Tradesman License based upon the record and the recommendation.

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

In the matter of License Application, File Number 2021-00643, Mattox Enterprises, LLC, The Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2021-00643
Mattox Enterprises,
LLC**

Mattox Enterprises, LLC (Applicant) participated in the Informal Fact-Finding Conference by telephone.

Mattox Enterprises, LLC (Applicant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

After discussion, a motion was made by Ms. King and seconded by Mr. Oliver 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

6. DISCIPLINARY CASES & RATIFICATION OF CONSENT ORDERS

Disciplinary Case File

**Disciplinary Case
File**

In the matter of Disciplinary File Number 2020-00367, Karbyte Contracting 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
2020-00367
Karbyte
Contracting LLC**

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

Karbyte Contracting LLC (Regulant) participated in the Informal Fact-Finding Conference by telephone.

Karbyte Contracting LLC (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

Due to a quorum issue, the Board has deferred this matter and rescheduled it to July, 20, 2021 Board for Contractors Meeting.

In the matter of Disciplinary File Number 2020-00580, Michael Harold Gery dba Big Mike's Maintenance, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2020-00580
Michael Harold
Gery dba Big
Mike's Maintenance**

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

Michael Harold Gery dba Big Mike's Maintenance (Regulant) participated in the Informal Fact-Finding Conference by telephone.

Michael Harold Gery dba Big Mike's Maintenance (Regulant) did not attend the Board meeting in person, by counsel nor 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 Michael Harold Gery dba Big Mike's Maintenance violated the following:

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

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



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

Count 1: \$250.00 And Remedial Education

Total: \$250.00

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

In the matter of Disciplinary File Number 2019-02724, Independent Replacement 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
2019-02724
Independent
Replacement
Services Inc.**

Presiding officer O'Dell was not present did not participate in the discussion and did not vote.

Independent Replacement Services Inc. (Regulant) participated in the Informal Fact-Finding Conference.

Independent Replacement Services Inc. (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

Due to a quorum issue, the Board has deferred this matter and rescheduled it to July, 20, 2021 Board for Contractors Meeting.

In the matter of Disciplinary File Number 2020-00833, Wynn Enterprises 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
2020-00833
Wynn Enterprises
LLC**

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

Wynn Enterprises LLC (Regulant) participated in the Informal Fact-Finding Conference by telephone.

Wynn Enterprises LLC (Regulant) did not attend the Board meeting in person, by counsel nor 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 Wynn Enterprises LLC violated the following:

- Count 1: 18 VAC 50-22-230.A**
- Count 2: 18 VAC 50-22-260.B.9**
- Count 3: 18 VAC 50-22-260.B.28**
- Count 4: 18 VAC 50-22-260.B.13**



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

Priors

Wynn Enterprises LLC, license number 2705-146950. On July 11, 2016, Wynn Enterprises LLC was found in violation of the Board for Contractors Regulations for trading in a name not on the license and for failing to provide documents requested as part of an investigation. Consent Order 2015- 02378 resulted in fines of \$1250, \$150 costs, and assignment to remedial education. Compliance was obtained on October 19, 2016.

On November 14, 2017, Wynn Enterprises LLC was found in violation of the Board for Contractors Regulations not reporting a change in Responsible Management, trading in a name not on the license, missing elements in a residential contract and for failing to provide documents requested as part of an investigation. Consent Order 2017-01591 resulted in fines of \$2850 with \$1100 waived if certain conditions were met, \$150 costs, and assignment to remedial education. Compliance was obtained (Wynn paid the full fine) on June 5, 2018.

After discussion, a motion was made by Ms. King seconded by Mr. Oliver to amend the recommendation of Count 1 from \$650.00 to \$1,000.00 and Count 2 from \$600.00 to \$1,000.00 for previous violations of the same type and impose the following sanctions:

- Count 1: \$1,000.00 And Remedial Education**
- Count 2: \$1,000.00 And Remedial Education**
- Count 3: \$1,750.00 And License Revocation**
- Count 4: \$1,350.00 And License Revocation**

Total: \$5,100.00

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

In the matter of Disciplinary File Number 2020-00833, Wynn Enterprises LLC, the Board members **File Number**
2020-01212

reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

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

Wynn Enterprises LLC (Regulant) participated in the Informal Fact-Finding Conference by telephone.

Wynn Enterprises LLC (Regulant) did not attend the Board meeting in person, by counsel nor 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 Wynn Enterprises LLC violated the following:

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

Count 2: 18 VAC 50-22-260.B.13

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

Priors

Wynn Enterprises LLC, license number 2705-146950. On July 11, 2016, Wynn Enterprises LLC was found in violation of the Board for Contractors Regulations for trading in a name not on the license and for failing to provide documents requested as part of an investigation. Consent Order 2015- 02378 resulted in fines of \$1250, \$150 costs, and assignment to remedial education. Compliance was obtained on October 19, 2016.

On November 14, 2017, Wynn Enterprises LLC was found in violation of the Board for Contractors Regulations not reporting a change in Responsible Management, trading in a name not on the license, missing elements in a residential contract and for failing to provide documents requested as part of an investigation. Consent Order 2017-01591 resulted in fines of \$2850 with \$1100 waived if certain conditions were met, \$150 costs, and assignment to remedial education. Compliance was obtained (Wynn paid the full fine) on June 5, 2018.

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

Count 1: \$800.00 And Remedial Education

Count 2: \$1,350.00 And License Revocation

Total: \$2,150.00

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

In the matter of Disciplinary File Number 2020-02399, Genesis's Services Corporation, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2020-02399
Genesis's Services Corporation

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

Genesis's Services Corporation (Regulant) participated in the Informal Fact-Finding Conference.

Genesis's Services Corporation (Regulant) did not attend the Board meeting in person, by counsel nor 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 Genesis's Services Corporation violated the following:

Count 1: 18 VAC 50-22-260.B.28

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

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

Count 1: \$1,750.00 And Probation

Total: \$1,750.00

In addition, for violation of Count 1, the Board voted to place Genesis's Services Corporation on probation for the remainder of the current license term, until February 28, 2023. The terms of the probation shall be:

1. Genesis's Services Corporation shall provide evidence satisfactory to the Board that it has entered into a settlement agreement with Kalypso Inc. to satisfy the outstanding judgment described in Count 1.
2. Genesis's Services Corporation shall provide evidence satisfactory to the Board that Genesis's Services Corporation is current on its payments for the settlement agreement with Kalypso Inc. to satisfy the judgment described in Count 1.
3. Genesis's Services Corporation shall provide quarterly reports to the Board regarding the status of its payments for the settlement agreement it enters into with Kalypso Inc. to satisfy the judgment described in Count 1.

If Genesis's Services Corporation fails to comply with any of these probationary terms, then the Board shall not renew Genesis's Services Corporation's license.

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

In the matter of Disciplinary File Number 2020-02564, Kevin Bevins t/a Bevins Construction, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2020-02564
Kevin Bevins t/a
Bevins Construction

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

Kevin Bevins t/a Bevins Construction (Regulant) and Charles Allen (Counsel) participated in the Informal Fact-Finding Conference.

Kevin Bevins t/a Bevins Construction (Regulant) did not attend the Board meeting in person, by counsel nor 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 Kevin Bevins t/a Bevins Construction violated the following:

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

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

Priors

Kevin Bevins t/a Bevins Construction, license number 2705-032321. On October 31, 2001, Kevin Bevins t/a Bevins Construction was found in violation of the Board for Contractors Regulations for misconduct and for missing elements in a residential contract. Consent Order 2002-00075 resulted in fines of \$650. Compliance was obtained on November 29, 2001.

On May 23, 2006, Kevin Bevins t/a Bevins Construction was found in violation of the Board for Contractors Regulations for misrepresentation and failure to honor a warranty. Consent Order 2006-00247 resulted in fines of \$1000, \$150 costs, and assignment to remedial education. Compliance was obtained on January 30, 2007.

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

Count 1: \$500.00 And Remedial Education

Total: \$500.00

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



Prima Facie Disciplinary Cases

**Prima Facie
Disciplinary Cases**

In the matter of Prima Facie Disciplinary File Number 2020-00700 DMV Roofing LLC the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number
2020-00700
DMV Roofing LLC**

DMV Roofing LLC did not request an Informal Fact Findings conference.

DMV Roofing LLC did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Mr. Middleton and seconded by Ms. King to adopt the report of findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board adopts the Recommendation. The Board finds substantial evidence that DMV Roofing LLC violated the following:

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

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

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

After discussion a motion was made by Mr. Middleton and seconded by Ms. King to impose the following sanctions:

Count 1: \$400.00 And Remedial Education

Count 2: \$1,850.00 And License Revocation

Total: \$2,250.00

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

In the matter of Prima Facie Disciplinary File Number 2020-00930 DMV Roofing LLC the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number
2020-00930
DMV Roofing LLC**

DMV Roofing LLC did not request an Informal Fact Findings conference.

DMV Roofing LLC did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Ms. King and seconded by Mr. Oliver to adopt the report of findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board adopts the

Recommendation. The Board finds substantial evidence that DMV Roofing LLC violated the following:

- Count 1:** 18 VAC 50-22-260.B.9
- Count 2:** 18 VAC 50-22-260.B.15
- Count 3:** 18 VAC 50-22-260.B.16

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

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

- Count 1:** \$400.00 And Remedial Education
 - Count 2:** \$1,450.00 And License Revocation
 - Count 3:** \$1,850.00 And License Revocation
- Total:** \$3,700.00



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

In the matter of Prima Facie Disciplinary File Number 2020-00867 Precision Trim of Virginia Inc. the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

File Number
2020-00867
Precision Trim of
Virginia Inc.

Precision Trim of Virginia Inc. did not request an Informal Fact Findings conference.

Precision Trim of Virginia Inc. (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Ms. King and seconded by Mr. Oliver to adopt the report of findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board adopts the Recommendation. The Board finds substantial evidence that Precision Trim of Virginia Inc. violated the following:

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

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

Priors

Precision Trim of Virginia, Inc., license number 2705-138312. On December 15, 2020, Precision Trim of Virginia, Inc., was found in violation of the Board for Contractors Regulations for working outside the scope of the license and for failure to use a change order. Consent Order 2020-01501 resulted in fines of \$1150, costs of \$150, and assignment to remedial education. Compliance was obtained March 16, 2021.

After discussion a motion was made by Ms. King and seconded by Mr. Middleton to amend the recommendation for Count 1 from \$750.00 to \$1,500.00 for previous violations of the same type.

Count 1: \$1,500.00 And Remedial Education

Total: \$1,500.00

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

In the matter of Prima Facie Disciplinary File Number 2020-01206 TruePro Renovations LLC the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

File Number
2020-01206
TruePro
Renovations LLC

TruePro Renovations LLC did not request an Informal Fact Findings conference.

TruePro Renovations LLC did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Ms. King and seconded by Mr. Oliver to adopt the report of findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board adopts the Recommendation. The Board finds substantial evidence that TruePro Renovations LLC violated the following:

Count 1: 18 VAC 50-22-260.B.8
Count 2: 18 VAC 50-22-260.B.9
Count 3: 18 VAC 50-22-260.B.27
Count 4: 18 VAC 50-22-260.B.31 (Two Violations)
Count 5: 18 VAC 50-22-260.B.33

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

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

Count 1: \$400.00 And Remedial Education
Count 2: \$400.00 And Remedial Education
Count 3: \$750.00 And Remedial Education
Count 4: \$800.00 And Remedial Education (Two Violations at \$400.00 each)
Count 5: \$850.00 And Remedial Education

Total: \$3,200.00

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

In the matter of Prima Facie Disciplinary File Number 2020-01208 James Daker Hardin, t/a Jim Hardin Construction the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number
2020-01208
James Daker
Hardin, t/a Jim
Hardin
Construction**

James Daker Hardin, t/a Jim Hardin Construction did not request an Informal Fact Findings conference.

James Daker Hardin, t/a Jim Hardin Construction did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Ms. King and seconded by Mr. Oliver to adopt the report of findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board adopts the Recommendation. The Board finds substantial evidence that James Daker Hardin, t/a Jim Hardin Construction violated the following:

Count 1: 18 VAC 50-22-260.B.9
Count 2: 18 VAC 50-22-260.B.13
Count 3: 18 VAC 50-22-260.B.28



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

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

Count 1: \$400.00 And Remedial Education
Count 2: \$1,350.00 And License Revocation
Count 3: \$1,750.00 And License Revocation

Total: \$3,500.00

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

In the matter of Prima Facie Disciplinary File Number 2020-01797 G & T Mechanical LLC, t/a George Foster Services the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number
2020-01797
G & T Mechanical
LLC, t/a George
Foster Services**

G & T Mechanical LLC, t/a George Foster Services did not request an Informal Fact Findings conference.

G & T Mechanical LLC, t/a George Foster Services did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Ms. King and seconded by Mr. Oliver to adopt the report of findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board adopts the Recommendation. The Board finds substantial evidence that G & T Mechanical LLC, t/a George Foster Services violated the following:

Count 1: 18 VAC 50-22-260.B.33

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

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

Count 1: \$850.00 And Remedial Education

Total: \$850.00

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

In the matter of Prima Facie Disciplinary File Number 2020-01952 Kevin Armstrong Construction Inc. the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.



File Number
2020-01952
Kevin Armstrong
Construction Inc.

Kevin Armstrong Construction Inc. did not request an Informal Fact Findings conference.

Kevin Armstrong Construction Inc. did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Ms. King and seconded by Mr. Oliver to adopt the report of findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board adopts the Recommendation. The Board finds substantial evidence that Kevin Armstrong Construction Inc. violated the following:

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

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

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

Count 1: \$750.00 And Remedial Education

Total: \$750.00

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

In the matter of Prima Facie Disciplinary File Number 2020-02275 B3 General Contracting Inc. the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

File Number
2020-02275
B3 General
Contracting Inc.

B3 General Contracting Inc. did not request an Informal Fact Findings conference.

B3 General Contracting Inc. did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Ms. King and seconded by Mr. Oliver to adopt the report of findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board adopts the Recommendation. The Board finds substantial evidence that B3 General Contracting Inc. violated the following:

Count 1: 18 VAC 50-22-260.B.9
Count 2: 18 VAC 50-22-260.B.15
Count 3: 18 VAC 50-22-260.B.16
Count 4: 18 VAC 50-22-260.B.27

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

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

Count 1: \$400.00 And Remedial Education
Count 2: \$1,450.00 And License Revocation And Remedial Education
Count 3: \$1,850.00 And License Revocation
Count 4: \$750.00 And Remedial Education

Total: \$4,450.00

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

In the matter of Prima Facie Disciplinary File Number 2020-02669 Jeremy Joseph Zalas the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

File Number
2020-02669
Jeremy Joseph
Zalas

Jeremy Joseph Zalas did not request an Informal Fact Findings conference.

Jeremy Joseph Zalas did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Ms. King and seconded by Mr. Oliver to adopt the report of findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board adopts the Recommendation. The Board finds substantial evidence that Jeremy Joseph Zalas violated the following:

Count 1: 18 VAC 50-30-190.1
Count 2: 18 VAC 50-30-190.8

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

After discussion a motion was made by Ms. King and seconded by Mr. Oliver to impose the following sanctions

Count 1: \$950.00 And License Revocation
Count 2: \$850.00 And License Revocation

Total: \$1,800.00

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

In the matter of Prima Facie Disciplinary File Number 2021-01320 Nuance, Inc. the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

File Number
2021-01320
Nuance, Inc.

Nuance, Inc. did not request an Informal Fact Findings conference.

Nuance, Inc. did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Ms. King and seconded by Mr. Oliver to adopt the report of findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board adopts the Recommendation. The Board finds substantial evidence that Nuance, Inc. violated the following:

Count 1: 18 VAC 50-22-210

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

After discussion a motion was made by Ms. King and seconded by Mr. Oliver to impose the following sanctions

Count 1: \$550.00 And License Revocation

Total: \$550.00

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

CONSENT ORDER CASE FILES

**Consent Order Case
Files**

In the matter of Consent Order File Number 2020-00955 Rollins LLC - Construction and Production Management the board reviewed the Consent Order as seen and agreed to by Rollins LLC - Construction and Production Management.

**File Number
2020-00955
Rollins LLC -
Construction and
Production
Management**

Rollins LLC - Construction and Production Management (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Mr. Oliver seconded by Mr. Middleton to ratify the proposed Consent Order offer wherein Rollins LLC - Construction and Production Management, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.



Rollins LLC - Construction and Production Management consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-260.B.8	\$400.00
Count 2: 18 VAC 50-22-260.B.22	\$0.00
Count 3: 18 VAC 50-22-260.B.28	\$1,750.00

Rollins LLC - Construction and Production Management agrees to Board costs of **\$150.00**.

Total fines and costs of \$2,300.00

In addition, for violation of Count 3, Rollins LLC – Construction and Production Management agrees to revocation of its license.

The Board shall waive imposition of the \$1,750.00 monetary penalty and license revocation for Count 3 provided Rollins LLC - Construction and Production Management satisfies the judgment and provides the Board with proof of the satisfaction within ninety (90) days of the effective date of this Order. If Rollins LLC - Construction and Production Management fails to comply with these conditions, then the full monetary penalty and license revocation will be automatically imposed.

Further, for violation of Counts 1 and 3, Rollins LLC - Construction and Production Management 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

In the matter of Consent Order File Number 2020-01404 Rollins LLC - Construction and Production Management, the board reviewed the Consent Order as seen and agreed to by Rollins LLC - Construction and Production Management

**File Number
2020-01404
Rollins LLC -
Construction and
Production**

Rollins LLC - Construction and Production Management (Regulant) did not attend the Board meeting in

person, by counsel nor by any other qualified representative.

Management

A motion was made by Mr. Oliver seconded by Mr. Middleton to ratify the proposed Consent Order offer wherein Rollins LLC - Construction and Production Management, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Rollins LLC - Construction and Production Management consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-260.B.16	\$1,850.00
Count 2: 18 VAC 50-22-260.B.15	\$1,500.00
Count 3: 18 VAC 50-22-260.B.13	\$1,350.00

Rollins LLC - Construction and Production Management agrees to Board costs of **\$150.00**.

Total fines and costs of \$4,850.00

In addition, the Board shall waive imposition of the \$1,850.00 monetary penalty for Count 1 as Rollins LLC - Construction and Production Management reimbursed funds to the Complainant.

Further, for counts 1-2 Rollins LLC - Construction and Production Management 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

In the matter of Consent Order File Number 2020-01125 Skye Brynn Enterprises Inc., the board reviewed the Consent Order as seen and agreed to by Skye Brynn Enterprises Inc.

File Number
2020-01125
Skye Brynn
Enterprises Inc.

Skye Brynn Enterprises Inc. (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

Priors

Skye Brynn Enterprises, Inc. license number 2705-111024. On May 20, 2008, Skye Brynn Enterprises, Inc. was found in violation of the Board for Contractors Regulations for substantial identity. Consent Order 2007-02736 resulted in a fine of \$500, repayment of the Transaction Recovery Fund at the rate of \$500 per month until the balance was paid, and pay all fines and costs of disciplinary action taken against the previous business entity. Compliance was obtained on September 13, 2010.

On July 1, 2009, Skye Brynn Enterprises, Inc., was found in violation of the Board for Contractors Regulations for failure to use a change order. Consent Order 2009-01688 resulted in a fine of \$300, \$150 costs, and assignment to remedial education. Compliance was obtained on November 25, 2009.

On December 7, 2010, Skye Brynn Enterprises, Inc., was found in violation of the Board for Contractors Regulations for providing inaccurate information to the Board and substantial identity. Consent Order 2010-02961 resulted in costs of \$500, an agreement to pay outstanding payments, fees, and accumulated interest to the Transaction Recovery Fund, and placement on probation. License was suspended for non-

compliance on July 10, 2014 and compliance was obtained on July 16, 2014.

On August 24, 2018, Skye Brynn Enterprises, Inc., was found in violation of the Board for Contractors Regulations for missing elements in a residential contract and for failing to report a change of Responsible Management. Consent Order 2017-01023 resulted in fines of \$900, \$150 costs, and assignment to remedial education. Compliance was obtained on September 21, 2018.

On June 18, 2019, Skye Brynn Enterprises, Inc., was found in violation of the Board for Contractors Regulations for failing to maintain records for five years and for a violation of the Miss Utility Regulations. Consent Order 2019-00553 resulted in fines of \$1100 and \$150 costs. Compliance was obtained on September 30, 2019.

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

Skye Brynn Enterprises Inc. consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-260.B.9 \$650.00

Skye Brynn Enterprises Inc. agrees to Board costs of **\$150.00**.

Total fines and costs of \$800.00

In addition, Skye Brynn Enterprises Inc. agrees to provide a copy of his current contract 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.

Further, Skye Brynn Enterprises 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

In the matter of Consent Order File Number 2020-02316 Skye Brynn Enterprises Inc., the board reviewed the Consent Order as seen and agreed to by Skye Brynn Enterprises Inc.

File Number
2020-02316
Skye Brynn
Enterprises Inc.

Skye Brynn Enterprises Inc. (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

Priors

Skye Brynn Enterprises, Inc., license number 2705-111024. On May 20, 2008, Skye Brynn Enterprises, Inc. was found in violation of the Board for Contractors Regulations for substantial identity. Consent Order 2007-02736 resulted in a fine of \$500, repayment of the Transaction Recovery Fund at the rate of \$500 per month until the balance was paid, and pay all fines and costs of disciplinary action taken against the previous business entity. Compliance was obtained on September 13, 2010.

On July 1, 2009, Skye Brynn Enterprises, Inc., was found in violation of the Board for Contractors Regulations for failure to use a change order. Consent Order 2009-01688 resulted in a fine of \$300, \$150 costs, and assignment to remedial education. Compliance was obtained on November 25, 2009.

On December 7, 2010, Skye Brynn Enterprises, Inc., was found in violation of the Board for Contractors Regulations for providing inaccurate information to the Board and substantial identity. Consent Order 2010-02961 resulted in costs of \$500, an agreement to pay outstanding payments, fees, and accumulated interest to the Transaction Recovery Fund, and placement on probation. License was suspended for non-compliance on July 10, 2014 and compliance was obtained on July 16, 2014.

On August 24, 2018, Skye Brynn Enterprises, Inc., was found in violation of the Board for Contractors Regulations for missing elements in a residential contract and for failing to report a change of Responsible Management. Consent Order 2017-01023 resulted in fines of \$900, \$150 costs, and assignment to remedial education. Compliance was obtained on September 21, 2018.

On June 18, 2019, Skye Brynn Enterprises, Inc., was found in violation of the Board for Contractors Regulations for failing to maintain records for five years and for a violation of the Miss Utility Regulations. Consent Order 2019-00553 resulted in fines of \$1100 and \$150 costs. Compliance was obtained on September 30, 2019.

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

Skye Brynn Enterprises Inc. consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-220.A \$700.00

Count 2: 18 VAC 50-22-220.C \$500.00

Skye Brynn Enterprises Inc. agrees to Board costs of **\$150.00**.

Total fines and costs of \$1,350.00

For violation of Count 1, Skye Brynn agrees to provide appropriate and complete documentation to the Board regarding current Responsible Management within one hundred eighty (180) days of the effective date of the Consent Order. Imposition of the \$700.00 monetary sanction is waived upon the timely submission of said documents.

For violation of Count 2, Skye Brynn agrees to provide appropriate and complete documentation to the Board regarding current Qualified Individuals within one hundred eighty (180) days of the effective date of the Consent Order. Imposition of the \$500.00 monetary sanction is waived upon the timely submission of said documents.

Further, for violation of Counts 1 and 2, Skye Brynn Enterprises Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within one hundred eighty (180) days of the effective date of this Consent Order.

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

In the matter of Consent Order File Number 2020-01198 Family Builders LLC, the board reviewed the Consent Order as seen and agreed to by Family Builders LLC.

File Number
2020-01198
Family Builders
LLC

Family Builders LLC (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

Priors

Family Builders, LLC, license number 2705077160. On December 17, 2019, Family Builders, LLC was found in violation of the Board for Contractors Regulations for missing elements in a residential contract, using unlicensed subcontractors, and failure to use a change order. Final Order 2018-02484 resulted in fines of \$1500 and assignment to remedial education. Compliance was obtained on March 5, 2020.

On December 17, 2019, Family Builders, LLC was found in violation of the Board for Contractors regulations for missing elements in a residential contract, using unlicensed subcontractors, and failure to use a change order. Final Order 2018- 01429 resulted in fines of \$2300 and assignment to remedial education. Compliance was obtained on March 5, 2020.

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

Family Builders LLC consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-260.B.6 \$800.00

Family Builders LLC agrees to Board costs of **\$150.00**.

Total fines and costs of \$950.00

It is noted that a member of Responsible Management for Family Builders LLC was required to complete Remedial Education pursuant to the terms of a Consent Order entered into on December 17, 2019.

All monetary penalties, costs, education, or sanctions are to be paid/performed within ninety (90) days of the effective date of this Consent Order unless otherwise specified above.

The motion was approved with a vote of 8-0-1. Ayes: Hux, King, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** Oliver **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

In the matter of Consent Order File Number 2020-01281 All Star Contractors Alliance Inc., the board reviewed the Consent Order as seen and agreed to by All Star Contractors Alliance Inc.

File Number
2020-01281
All Star Contractors
Alliance Inc.

All Star Contractors Alliance Inc. (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Mr. Oliver seconded by Mr. Middleton to ratify the proposed Consent Order offer wherein All Star Contractors Alliance Inc., acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

All Star Contractors Alliance Inc. consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-220.B	\$500.00	
Count 2: 18 VAC 50-22-230.A	\$2,200.00	(Four violations at \$550.00 each)
Count 3: 18 VAC 50-22-260.B.9	\$400.00	
Count 4: 18 VAC 50-22-260.B.29	\$700.00	
Count 5: 18 VAC 50-22-260.B.31	\$800.00	(Two violations at \$400.00 each)
Count 6: 18 VAC 50-22-260.B.12	\$1,300.00	

All Star Contractors Alliance Inc. agrees to Board costs of **\$150.00**.

Total fines and costs of \$6,050.00

In addition, the Board shall waive imposition of the \$500.00 monetary penalty for Count 1 as All Star Contractors Alliance Inc. reported a change in the designated employee to the Board.

For Count 2, the Board shall waive \$275.00 for each violation (a total of \$1,100.00) of the monetary penalty provided All Star Contractors Alliance Inc. reports its current business and/or trade name to the Board, in writing, within ninety (90) days of the effective date of this Order. If All Star Contractors Alliance Inc. fails to comply with this condition, then the full monetary penalty will be automatically imposed.

Further, the Board shall waive imposition of the \$400.00 monetary penalty for Count 3 provided All Star Contractors Alliance 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 All Star Contractors Alliance Inc. fails to comply with this condition, then the full monetary penalty will be automatically imposed.

For violation of Count 5, All Star Contractors Alliance Inc. agrees to a one (1) year probation of its license as of the effective date of this Consent Order. During this one (1) year probation, All Star Contractors Alliance Inc. agrees to comply with the regulations of the Board for Contractors; and to provide to the Board, on a quarterly basis and in a form acceptable to the Board, a written statement from All Star Contractors Alliance Inc. in compliance with the regulations of the Board.

Further, All Star Contractors Alliance 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

In the matter of Consent Order File Number 2020-01922 Doug Hagy Roofing LLC, the board reviewed the Consent Order as seen and agreed to by Doug Hagy Roofing LLC.

Doug Hagy Roofing LLC (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Mr. Oliver seconded by Mr. Middleton to ratify the proposed Consent Order

File Number
2020-01922
Doug Hagy Roofing
LLC

offer wherein Doug Hagy Roofing LLC, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Doug Hagy Roofing 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
Count 3:	18 VAC 50-22-260.B.6	\$850.00
Count 4:	18 VAC 50-22-260.B.27	\$750.00

Doug Hagy Roofing LLC agrees to Board costs of **\$150.00**.

Total fines and costs of \$2,550.00

In addition, the Board shall waive the \$400.00 monetary penalty for Count 1 as Doug Hagy Roofing LLC provided a copy of a contract that is in compliance with Board Regulation 18 VAC 50- 22-260.B.9 to the Board's Investigator.

Further, Doug Hagy Roofing LLC agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (180) days of the effective date of this Consent Order.

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

In the matter of Consent Order File Number 2020-01983 Jonathan Edward Berryman, t/a Byrdwell Builders, the board reviewed the Consent Order as seen and agreed to by Jonathan Edward Berryman, t/a Byrdwell Builders.

File Number
2020-01983
Jonathan Edward
Berryman, t/a
Byrdwell Builders

Jonathan Edward Berryman, t/a Byrdwell Builders (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

Priors

Jonathan Edward Berryman t/a Byrdwell Builders, license number 2705-086523. On April 30, 2019, Jonathan Edward Berryman t/a Byrdwell Builders was found in violation of the Board for Contractors Regulations for a conviction of an RM, DE, or QI, failure to report a conviction of an RM, DE, or QI, and for failure to pay a judgment. Consent Order 2019-00592 resulted in fines of \$2400 with \$1700 waived if the judgment is paid, revocation (waived if the judgment is paid) \$150 costs, and assignment to remedial education. Compliance was obtained on January 6, 2020.

On June 23, 2020, Jonathan Edward Berryman t/a Byrdwell Builders was found in violation of the Board for Contractors Regulations for a conviction of an RM, DE, or QI. Consent Order 2019-02951 resulted in no fine.

A motion was made by Mr. Oliver seconded by Mr. Middleton to ratify the proposed Consent Order offer wherein Jonathan Edward Berryman, t/a Byrdwell Builders, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Jonathan Edward Berryman, t/a Byrdwell Builders consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-260.B.28 \$1,750.00

Jonathan Edward Berryman, t/a Byrdwell Builders agrees to Board costs of **\$150.00**.

Total fines and costs of \$1,900.00

In addition, for violation of Count 1, Berryman agrees to the revocation of his license.

The Board shall waive imposition of the \$1,750.00 monetary penalty and license revocation provided Berryman provides to the Board proof of compliance with the payments directed in an Order entered on July 7, 2020, in the Juvenile and Domestic Relations District Court for the City of Virginia Beach, Virginia.

Further, Berryman shall provide to the Board proof of compliance in a manner satisfactory to the Board on an annual basis. If Berryman fails to comply with these conditions, then the full monetary penalty and license revocation will be automatically imposed.

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

In the matter of Consent Order File Number 2020-02044 Ernest Edward Lee Lambert, t/a HAS Construction the board reviewed the Consent Order as seen and agreed to by Ernest Edward Lee Lambert, t/a HAS Construction.

File Number
2020-02044
Ernest Edward Lee
Lambert, t/a HAS
Construction

Ernest Edward Lee Lambert, t/a HAS Construction (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

Priors

Ernest Edward Lee Lambert t/a HAS Construction, license number 2705-123214. On April 3, 2012, Ernest Edward Lee Lambert t/a HAS Construction was found in violation of the Board for Contractors Regulations for misconduct and working outside the scope of the license. Consent Order 2012-00901 resulted in fines of \$700, \$150 costs, and assignment to remedial education. Compliance was obtained on July 12, 2012.

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

Ernest Edward Lee Lambert, t/a HAS Construction consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-260.B.18 \$800.00

Ernest Edward Lee Lambert, t/a HAS Construction agrees to Board costs of **\$150.00**.

Total fines and costs of \$950.00

Further, for violation of Count 1 , Ernest Edward Lee Lambert, t/a HAS 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

In the matter of Consent Order File Number 2020-02243 Rocky Mount Paving Company Inc. the board reviewed the Consent Order as seen and agreed to by Rocky Mount Paving Company Inc.

File Number
2020-02243
Rocky Mount Paving
Company Inc.

Rocky Mount Paving Company Inc. (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Mr. Oliver seconded by Mr. Middleton to ratify the proposed Consent Order offer wherein Rocky Mount Paving Company Inc., acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Rocky Mount Paving Company Inc. 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.8	\$400.00
Count 3: 18 VAC 50-22-260.B.27	\$750.00

Rocky Mount Paving Company Inc. agrees to Board costs of **\$150.00**.

Total fines and costs of \$1,700.00

In addition, the Board shall waive imposition of the \$400.00 monetary penalty for Count 1 provided Rocky Mount Paving Company 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 Rocky Mount Paving Company Inc. fails to comply with this condition, then the full monetary penalty will be automatically imposed.

Further, Rocky Mount Paving 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

In the matter of Consent Order File Number 2020-02377 Granite Center LLC the board reviewed the Consent Order as seen and agreed to by Granite Center LLC.

File Number
2020-02377
Granite Center LLC

Granite Center LLC (Regulant) did not attend the Board meeting in person, by counsel nor by any other

qualified representative.

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

Granite Center 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.27 \$750.00

Granite Center LLC agrees to Board costs of **\$150.00**.

Total fines and costs of \$1,300.00

Further, Granite Center 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

In the matter of Consent Order File Number 2020-02381 James R Seaman Sr, t/a Seaman & Son General Contracting the board reviewed the Consent Order as seen and agreed to by James R Seaman Sr, t/a Seaman & Son General Contracting.

File Number
2020-02381
James R Seaman Sr,
t/a Seaman & Son
General Contracting

James R Seaman Sr, t/a Seaman & Son General Contracting (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Mr. Oliver seconded by Mr. Middleton to ratify the proposed Consent Order offer wherein James R Seaman Sr, t/a Seaman & Son General Contracting, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

James R Seaman Sr, t/a Seaman & Son General Contracting consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-260.B.27 \$750.00
Count 2: 18 VAC 50-22-260.B.18 \$800.00

James R Seaman Sr, t/a Seaman & Son General Contracting agrees to Board costs of **\$150.00**.

Total fines and costs of \$1,700.00

In addition, James R Seaman Sr, t/a Seaman & Son General Contracting 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

In the matter of Consent Order File Number 2020-02384 J B Property Development LLC the board reviewed the Consent Order as seen and agreed to by J B Property Development LLC.

File Number
2020-02384
J B Property
Development LLC

J B Property Development LLC (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Mr. Oliver seconded by Mr. Middleton to ratify the proposed Consent Order offer wherein J B Property Development LLC, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

J B Property Development LLC consents to the following violations of the Board's Regulations:

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

J B Property Development LLC agrees to Board costs of **\$150.00**.

Total fines and costs of \$550.00

Further, for violation of Count 1, J B Property Development 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

In the matter of Consent Order File Number 2020-02514 Luxurious Landholdings LLC the board reviewed the Consent Order as seen and agreed to by Luxurious Landholdings LLC.

File Number
2020-02514
Luxurious
Landholdings LLC

Luxurious Landholdings LLC (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

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

Luxurious Landholdings LLC consents to the following violations of the Board's Regulations:

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

Luxurious Landholdings LLC agrees to Board costs of **\$150.00**.

Total fines and costs of \$550.00

Further, Luxurious Landholdings 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

In the matter of Consent Order File Number 2020-02635 Posh Painting & Remodeling LLC the board reviewed the Consent Order as seen and agreed to by Posh Painting & Remodeling LLC.

File Number
2020-02635
Posh Painting &
Remodeling LLC

Posh Painting & Remodeling LLC (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

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

Posh Painting & Remodeling 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.15	\$1,500.00
Count 3: 18 VAC 50-22-260.B.31	\$400.00
Count 4: 18 VAC 50-22-260.B.27	\$750.00

Posh Painting & Remodeling LLC agrees to Board costs of **\$150.00**.

Total fines and costs of \$3,200.00

Posh Painting & Remodeling 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

In the matter of Consent Order File Number 2020-02637 Blue Mountain LLC, t/a Blue Mountain - Plumbing Heating & Cooling the board reviewed the Consent Order as seen and agreed to by Blue Mountain LLC, t/a Blue Mountain - Plumbing Heating & Cooling.

File Number
2020-02637
Blue Mountain LLC,
t/a Blue Mountain -
Plumbing Heating &
Cooling

Blue Mountain LLC, t/a Blue Mountain - Plumbing Heating & Cooling (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Mr. Oliver seconded by Mr. Middleton to ratify the proposed Consent Order offer wherein Blue Mountain LLC, t/a Blue Mountain - Plumbing Heating & Cooling, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of

Findings.

Blue Mountain LLC, t/a Blue Mountain - Plumbing Heating & Cooling consents to the following violations of the Board's Regulations:

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

Blue Mountain LLC, t/a Blue Mountain - Plumbing Heating & Cooling agrees to Board costs of **\$150.00**.

Total fines and costs of \$550.00

In addition, the Board shall waive imposition of the \$400.00 monetary penalty for Count 1 provided the Contract submitted by Blue Mountain LLC is in compliance with Board Regulation 18 VAC 50-22-260.B.9. If Blue Mountain LLC fails to comply with this condition, then the full monetary penalty will be automatically imposed.

Further, Blue Mountain LLC, t/a Blue Mountain - Plumbing Heating & Cooling 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

In the matter of Consent Order File Number 2020-02682 Kozan Construction LLC the board reviewed the Consent Order as seen and agreed to by Kozan Construction LLC.

File Number
2020-02682
Kozan Construction
LLC

Kozan Construction LLC (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

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

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

Count 1: 18 VAC 50-22-260.B.18 \$800.00

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

Total fines and costs of \$950.00

Further, for violation of Count 1, Kozan 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

In the matter of Consent Order File Number 2020-02799 Steve A Morris Inc. t/a Morris Construction the board reviewed the Consent Order as seen and agreed to by Steve A Morris Inc. t/a Morris Construction.

**File Number
2020-02799
Steve A Morris Inc.
t/a Morris
Construction**

Steve A Morris Inc. t/a Morris Construction (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

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

Steve A Morris Inc. t/a Morris Construction consents to the following violations of the Board's Regulations:

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

Steve A Morris Inc. t/a Morris Construction agrees to Board costs of **\$150.00**.

Total fines and costs of \$550.00

Further, for violation of Count 1 Steve A Morris Inc. t/a Morris 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

In the matter of Consent Order File Number 2020-02881 A & C Properties I Inc., t/a Rent-A-Contractor the board reviewed the Consent Order as seen and agreed to by A & C Properties I Inc., t/a Rent-A-Contractor.

**File Number
2020-02881
A & C Properties I
Inc., t/a Rent-A-
Contractor**

A & C Properties I Inc., t/a Rent-A-Contractor. (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Mr. Oliver seconded by Mr. Middleton to ratify the proposed Consent Order offer wherein A & C Properties I Inc., t/a Rent-A-Contractor., acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

A & C Properties I Inc., t/a Rent-A-Contractor. consents to the following violations of the Board's Regulations:

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

A & C Properties I Inc., t/a Rent-A-Contractor agrees to Board costs of **\$150.00**.

Total fines and costs of \$550.00

Further, A & C Properties I Inc., t/a Rent-A-Contractor 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.

In addition, A & C Properties I Inc. agrees to provide a copy of its current written contract template to the Board within ninety (90) days of the effective date of this Consent Order. The template must be in compliance with Board regulation 18 VAC 50-22-260.B.9.

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

In the matter of Consent Order File Number 2020-02910 Target Group LLC the board reviewed the Consent Order as seen and agreed to by Target Group LLC.

File Number
2020-02910
Target Group LLC

Target Group LLC (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

Priors

Target Group LLC, license number 2705-111529. On August 26, 2008, Target Group LLC was found in violation of the Board for Contractors Regulations for two counts of providing inaccurate information to the Board. Consent Order 2008-01662 resulted in fines of \$2,000, \$150 costs, and assignment to remedial education. Compliance was obtained on November 17, 2008.

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

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

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

Count 2: 18 VAC 50-22-260.B.27 \$750.00

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

Total fines and costs of \$1,300.00

Further, Target 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

In the matter of Consent Order File Number 2020-02929 George W Kelley Jr, t/a GSSN the board reviewed the Consent Order as seen and agreed to by George W Kelley Jr, t/a GSSN.

File Number
2020-02929
George W Kelley Jr,
t/a GSSN

George W Kelley Jr, t/a GSSN (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Mr. Oliver seconded by Mr. Middleton to ratify the proposed Consent Order offer wherein George W Kelley Jr, t/a GSSN, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

George W Kelley Jr, t/a GSSN consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-260.B.18 \$800.00

George W Kelley Jr, t/a GSSN agrees to Board costs of **\$150.00**.

Total fines and costs of \$950.00

Further, George W Kelley Jr, t/a GSSN 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

In the matter of Consent Order File Number 2021-00051 AG's Services LLC, t/a AG Electrical Services the board reviewed the Consent Order as seen and agreed to by AG's Services LLC, t/a AG Electrical Services.

File Number
2021-00051
AG's Services LLC,
t/a AG Electrical
Services

AG's Services LLC, t/a AG Electrical Services (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Mr. Oliver seconded by Mr. Middleton to ratify the proposed Consent Order offer wherein AG's Services LLC, t/a AG Electrical Services, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

AG's Services LLC, t/a AG Electrical Services 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

AG's Services LLC, t/a AG Electrical Services agrees to Board costs of **\$150.00**.

Total fines and costs of \$950.00

Further, AG's Services LLC, t/a AG Electrical 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

In the matter of Consent Order File Number 2021-00068 Comfort Services Inc. the board reviewed the Consent Order as seen and agreed to by Comfort Services Inc.

File Number
2021-00068
Comfort Services
Inc.

Comfort Services Inc. (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

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

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

Count 1: 18 VAC 50-22-260.B.8 \$400.00
Count 2: 18 VAC 50-22-260.B.33 \$850.00

Comfort Services Inc. agrees to Board costs of **\$150.00**.

Total fines and costs of \$1,400.00

It is acknowledged that Comfort Services Inc. has provided a revised contract template. That template will be provided to the Board for Contractors Section of the Department of Professional and Occupational Regulation. Should a review determine that the contract is in compliance with the requirements of Board Regulation 18 VAC 50-22-260.B.9, the Board agrees to waive the \$400.00 monetary penalty for Count 1.

Further, Comfort Services 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 Board agrees to waive \$450.00 of the monetary penalty for Count 2 conditioned upon completion of this requirement within the ninety (90) timeframe.

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

In the matter of Consent Order File Number 2021-00093 Michael S Grady Sr, t/a Premier Paving the board reviewed the Consent Order as seen and agreed to by Michael S Grady Sr, t/a Premier Paving.

File Number
2021-00093
Michael S Grady Sr,
t/a Premier Paving

Michael S Grady Sr, t/a Premier Paving (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Mr. Oliver seconded by Mr. Middleton to ratify the proposed Consent Order offer wherein Michael S Grady Sr, t/a Premier Paving, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Michael S Grady Sr, t/a Premier Paving 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.26 \$650.00
Count 3: 18 VAC 50-22-260.B.31 \$400.00

Michael S Grady Sr, t/a Premier Paving agrees to Board costs of **\$150.00**.

Total fines and costs of \$1,600.00

Further, Michael S Grady Sr, t/a Premier Paving 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

In the matter of Consent Order File Number 2021-00122 Allen Asa Bouldin Jr, t/a Bouldin Plumbing the board reviewed the Consent Order as seen and agreed to by Allen Asa Bouldin Jr, t/a Bouldin Plumbing.

File Number
2021-00122
Allen Asa Bouldin
Jr, t/a Bouldin
Plumbing

Allen Asa Bouldin Jr, t/a Bouldin Plumbing (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Mr. Oliver seconded by Mr. Middleton to ratify the proposed Consent Order offer wherein Allen Asa Bouldin Jr, t/a Bouldin Plumbing, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Allen Asa Bouldin Jr, t/a Bouldin Plumbing consents to the following violations of the Board's Regulations:

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

Allen Asa Bouldin Jr, t/a Bouldin Plumbing agrees to Board costs of **\$150.00**.

Total fines and costs of \$550.00

Further, Allen Asa Bouldin Jr, t/a Bouldin Plumbing 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

In the matter of Consent Order File Number 2021-00154 Johnnie O. Hughes Jr Construction Inc. the board reviewed the Consent Order as seen and agreed to by Johnnie O. Hughes Jr Construction Inc.

File Number
2021-00154
Johnnie O. Hughes
Jr Construction Inc.

Johnnie O. Hughes Jr 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 Mr. Middleton to ratify the proposed Consent Order offer wherein Johnnie O. Hughes Jr Construction Inc., acknowledges an understanding of the charges and

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

Johnnie O. Hughes Jr Construction Inc. consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-260.B.28 \$1,750.00

Johnnie O. Hughes Jr Construction Inc. agrees to Board costs of **\$150.00**.

Total fines and costs of \$1,900.00

In addition, for violation of Count 1, Johnnie O. Hughes Jr Construction Inc. agrees to revocation of its license. The Board shall waive imposition of the \$1,750.00 monetary penalty and license revocation for Count 1 provided Johnnie O. Hughes Jr Construction Inc. satisfies the judgment and provides the Board with proof of the satisfaction within ninety (90) days of the effective date of this Order. If Johnnie O. Hughes Jr Construction Inc. fails to comply with these conditions, then the full monetary penalty and license revocation will be automatically imposed.

Further, Johnnie O. Hughes Jr 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

In the matter of Consent Order File Number 2021-00181 Jade Construction Company LLC the board reviewed the Consent Order as seen and agreed to by Jade Construction Company LLC.

File Number
2021-00181
Jade Construction
Company LLC

Jade Construction Company 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 Mr. Middleton to ratify the proposed Consent Order offer wherein Jade Construction Company LLC acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

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

Count 1: 18 VAC 50-22-260.B.33 \$850.00
Count 2: 18 VAC 50-22-260.B.31 \$400.00
Count 3: 18 VAC 50-22-260.B.27 \$750.00

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

Total fines and costs of \$2,150.00

Further, Jade Construction Company 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

In the matter of Consent Order File Number 2021-00204 Turner Streat Group LLC the board reviewed the Consent Order as seen and agreed to by Turner Streat Group LLC.

File Number
2021-00204
Turner Streat
Group LLC

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

Priors

Turner Streat Group LLC, license number 2705-119602. On December 15, 2020, Turner Streat Group LLC, was found in violation of the Board for Contractors Regulations for failure to use a change order. Consent Order 2020-00859 resulted in a fine of \$400, \$150 costs, and assignment to remedial education. Compliance was obtained on March 1, 2021.

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

Turner Streat Group LLC consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-260.B.8	\$400.00
Count 2: 18 VAC 50-22-260.B.9	\$400.00

Turner Streat Group LLC agree to Board costs of **\$150.00**.

Total fines and costs of \$950.00

Further, Turner Streat 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

In the matter of Consent Order File Number 2021-00244 J&L Home Renovations Inc., the board reviewed the Consent Order as seen and agreed to by J&L Home Renovations Inc.

File Number
2021-00244
J&L Home
Renovations Inc.

J&L Home Renovations 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 Mr. Middleton to ratify the proposed Consent Order offer wherein J&L Home Renovations Inc., acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

J&L Home Renovations Inc. consents to the following violations of the Board's Regulations:

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

J&L Home Renovations Inc. to Board costs of **\$150.00**.

Total fines and costs of \$1,000.00

Further, J&L Home Renovations 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

In the matter of Consent Order File Number 2021-00247 Renovations Expert Inc., the board reviewed the Consent Order as seen and agreed to by Renovations Expert Inc.

File Number
2021-00247
Renovations Expert
Inc.

Renovations Expert 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 Mr. Middleton to ratify the proposed Consent Order offer wherein Renovations Expert Inc. acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

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

Count 1: 18 VAC 50-22-230.B.29 \$700.00

Renovations Expert Inc. agrees to Board costs of **\$150.00**.

Total fines and costs of \$850.00

Further, Renovations Expert 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

In the matter of Consent Order File Number 2021-00320 Dominic Jacob Cannuli, t/a Reliant Home Services, the board reviewed the Consent Order as seen and agreed to by Dominic Jacob Cannuli, t/a Reliant Home Services.

File Number
2021-00320
Dominic Jacob
Cannuli, t/a Reliant
Home Services

Dominic Jacob Cannuli, t/a Reliant Home 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 Mr. Middleton to ratify the proposed Consent Order offer wherein Dominic Jacob Cannuli, t/a Reliant Home Services, acknowledges an understanding of the

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

Dominic Jacob Cannuli, t/a Reliant Home Services 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.27	\$750.00
Count 3: 18 VAC 50-22-260.B.27	\$750.00
Count 4: 18 VAC 50-22-260.B.33	\$850.00

Dominic Jacob Cannuli, t/a Reliant Home Services agrees to Board costs of **\$150.00**.

Total fines and costs of \$2,900.00

In addition, the Board shall waive imposition of the \$400.00 monetary penalty for Count 1 provided the Contract submitted by Dominic Jacob Cannuli is in compliance with Board Regulation 18 VAC 50-22-260.B.9. If Dominic Jacob Cannuli fails to comply with this condition, then the full monetary penalty will be automatically imposed.

Further, Dominic Jacob Cannuli, t/a Reliant Home 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

In the matter of Consent Order File Number 2021-00326 Donald S Bell, t/a BRC Home Renovations, the board reviewed the Consent Order as seen and agreed to by Donald S Bell, t/a BRC Home Renovations.

File Number
2021-00326
Donald S Bell, t/a
BRC Home
Renovations

Donald S Bell, t/a BRC Home Renovations 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 Mr. Middleton to ratify the proposed Consent Order offer wherein Donald S Bell, t/a BRC Home Renovations, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Donald S Bell, t/a BRC Home Renovations consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-260.B.9	\$400.00
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Donald S Bell, t/a BRC Home Renovations agrees to Board costs of **\$150.00**.

Total fines and costs of \$550.00

In addition, the Board shall waive imposition of the \$400.00 monetary penalty for Count 1 provided Donald S Bell 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 Donald S Bell fails to comply with this condition, then the full monetary

penalty will be automatically imposed.

Further, Donald S Bell, t/a BRC Home Renovations 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

In the matter of Consent Order File Number 2021-00367 M C Fence and Deck LLC, the board reviewed the Consent Order as seen and agreed to by M C Fence and Deck LLC.

File Number
2021-00367
M C Fence and
Deck LLC

M C Fence and Deck 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 Mr. Middleton to ratify the proposed Consent Order offer wherein M C Fence and Deck LLC, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

M C Fence and Deck 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 50-22-230.A	\$350.00

M C Fence and Deck LLC agrees to Board costs of **\$150.00**.

Total fines and costs of \$900.00

In addition, M C Fence and Deck LLC agrees to provide a copy of its current contract 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.

Further, M C Fence and Deck 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

In the matter of Consent Order File Number 2021-00373 K & J Mechanical LLC, the board reviewed the Consent Order as seen and agreed to by K & J Mechanical LLC.

File Number
2021-00373
K & J Mechanical
LLC

K & J Mechanical 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 Mr. Middleton to ratify the proposed Consent Order offer wherein K & J Mechanical LLC, acknowledges an understanding of the charges and admits to the

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

K & J Mechanical LLC consents to the following violations of the Board's Regulations:

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

K & J Mechanical LLC agrees to Board costs of **\$150.00**.

Total fines and costs of \$550.00

Further, K & J Mechanical 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

In the matter of Consent Order File Number 2021-00611 P & H Painting Inc., the board reviewed the Consent Order as seen and agreed to by P & H Painting Inc.

File Number
2021-00611
P & H Painting Inc.

P & H Painting 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 Mr. Middleton to ratify the proposed Consent Order offer wherein P & H Painting Inc., acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

P & H Painting Inc. 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.27 \$750.00

P & H Painting Inc. agrees to Board costs of **\$150.00**.

Total fines and costs of \$1,300.00

Further, P & H Painting 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

In the matter of Consent Order File Number 2021-00626 Main Mechanical LLC, the board reviewed the Consent Order as seen and agreed to by Main Mechanical LLC.

File Number
2021-00626
Main Mechanical
LLC

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

Main Mechanical 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 Main Mechanical LLC, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Main Mechanical LLC consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-260.B.22	\$0.00
Count 2: 18 VAC 50-22-260.B.23	\$700.00

Main Mechanical LLC agrees to Board costs of **\$150.00**.

Total fines and costs of \$850.00

Further, Main Mechanical 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 8-0-1. Ayes: Hux, King, Oliver, Ayres, Groh, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** Middleton **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

In the matter of Consent Order File Number 2021-00685 Panda Kitchen And Bath Of Virginia LLC, the board reviewed the Consent Order as seen and agreed to by Panda Kitchen And Bath Of Virginia LLC.

File Number
2021-00685
Panda Kitchen And
Bath Of Virginia
LLC

Panda Kitchen And Bath Of Virginia 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 Mr. Middleton to ratify the proposed Consent Order offer wherein Panda Kitchen And Bath Of Virginia LLC, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Panda Kitchen And Bath Of Virginia LLC consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-260.B.33	\$850.00
Count 2: 18 VAC 50-22-260.B.31	\$400.00

Panda Kitchen And Bath Of Virginia LLC agrees to Board costs of **\$150.00**.

Total fines and costs of \$1,400.00

Further, Panda Kitchen And Bath Of Virginia 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

In the matter of Consent Order File Number 2021-00794 WHE Construction LLC, the board reviewed the Consent Order as seen and agreed to by WHE Construction LLC.

File Number
2021-00794
WHE Construction
LLC

WHE 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 Mr. Middleton to ratify the proposed Consent Order offer wherein WHE Construction LLC, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

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

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

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

Total fines and costs of \$850.00

Further, WHE 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

In the matter of Consent Order File Number 2021-00802 David Winfield Mathis, t/a Mathis Remodeling and Handyman Services, the board reviewed the Consent Order as seen and agreed to by David Winfield Mathis, t/a Mathis Remodeling and Handyman Services.

File Number
2021-00802
David Winfield
Mathis, t/a Mathis
Remodeling and
Handyman Services

David Winfield Mathis, t/a Mathis Remodeling and Handyman 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 Mr. Middleton to ratify the proposed Consent Order offer wherein David Winfield Mathis, t/a Mathis Remodeling and Handyman Services, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

David Winfield Mathis, t/a Mathis Remodeling and Handyman Services 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 50-22-230.A \$350.00
Count 3: 18 VAC 50-22-260.B.33 \$850.00
Count 4: 18 VAC 50-22-260.B.27 \$750.00

David Winfield Mathis, t/a Mathis Remodeling and Handyman Services agrees to Board costs of **\$150.00**.

Total fines and costs of \$2,500.00

In addition, the Board shall waive imposition of the \$400.00 monetary penalty for Count 1 provided David Winfield Mathis 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 David Winfield Mathis fails to comply with this condition, then the full monetary penalty will be automatically imposed.

On December 1, 2020, Mathis Remodeling and Handyman Services was added as a trade name to David Winfield Mathis' license, therefore the Board shall waive imposition of the \$350.00 monetary penalty for Count 2.

Further, David Winfield Mathis, t/a Mathis Remodeling and Handyman 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

In the matter of Consent Order File Number 2021-00843 Blue Ridge Electrical and Mechanical LLC, the board reviewed the Consent Order as seen and agreed to by Blue Ridge Electrical and Mechanical LLC.

File Number
2021-00843
Blue Ridge
Electrical and
Mechanical LLC

Blue Ridge Electrical and Mechanical 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 Mr. Middleton to ratify the proposed Consent Order offer wherein Blue Ridge Electrical and Mechanical LLC, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Blue Ridge Electrical and Mechanical LLC consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-260.B.2 \$1,100.00

Blue Ridge Electrical and Mechanical LLC agrees to Board costs of **\$150.00**.

Total fines and costs of \$1,250.00

Further, Blue Ridge Electrical and Mechanical 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder,

Coleman, and Plummer.

In the matter of Consent Order File Number 2021-00902 Heartwood Rebuilding Services Inc., the board reviewed the Consent Order as seen and agreed to by Heartwood Rebuilding Services Inc.

**File Number
2021-00902
Heartwood
Rebuilding Services
Inc.**

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

Priors

Heartwood Rebuilding Services, Inc., license number 2705-014229. On March 9, 2021, Heartwood Rebuilding Services, Inc. was found in violation of the Board for Contractors Regulations for missing elements in a residential contract, hiring unlicensed subcontractors, and failure to use a change order. Consent Order 2020-01878 resulted in fines of \$1300, \$150 costs, and assignment to remedial education. Compliance was obtained on April 9, 2021.

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

Heartwood Rebuilding Services Inc. consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-260.B.11 \$450.00

Heartwood Rebuilding Services Inc. agrees to Board costs of **\$150.00**.

Total fines and costs of \$600.00

It is noted that a member of Responsible Management for Heartwood Rebuilding Services Inc. was required to complete Remedial Education pursuant to the terms of the Consent Order entered into on March 9, 2021.

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

In the matter of Consent Order File Number 2021-00937 Roofing & Restoration Services Of America LLC, the board reviewed the Consent Order as seen and agreed to by Roofing & Restoration Services Of America LLC.

**File Number
2021-00937
Roofing &
Restoration Services
Of America LLC**

Roofing & Restoration Services Of America 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 Mr. Middleton to ratify the proposed Consent Order offer wherein Roofing & Restoration Services Of America LLC, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Roofing & Restoration Services Of America LLC consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-260.B.29 \$1,250.00
Count 2: 18 VAC 50-22-230.B \$650.00

Roofing & Restoration Services Of America LLC agrees to Board costs of **\$150.00**.

Total fines and costs of \$2,050.00

Further, Roofing & Restoration Services Of America 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

In the matter of Consent Order File Number 2021-00964 Eric's Heating and Air LLC, the board reviewed the Consent Order as seen and agreed to by Eric's Heating and Air LLC.

File Number
2021-00964
Eric's Heating and
Air LLC

Eric's Heating and Air 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 Mr. Middleton to ratify the proposed Consent Order offer wherein Eric's Heating and Air LLC, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Eric's Heating and Air 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.10 \$350.00

Eric's Heating and Air LLC agrees to Board costs of **\$150.00**.

Total fines and costs of \$900.00

In addition, the Board shall waive imposition of the \$400.00 monetary penalty for Count 1 provided Eric's Heating and Air 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 Eric's Heating and Air LLC fails to comply with this condition, then the full monetary penalty will be automatically imposed.

Further, Eric's Heating and Air 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

In the matter of Consent Order File Number 2021-01390 Coopers Steel Fabricators Inc., the board reviewed the Consent Order as seen and agreed to by Coopers Steel Fabricators Inc.

File Number
2021-01390
Coopers Steel
Fabricators Inc.

Coopers Steel Fabricators 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 Mr. Middleton to ratify the proposed Consent Order offer wherein Coopers Steel Fabricators Inc., acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Coopers Steel Fabricators Inc. consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-260.B.29 \$2,100.00 (Three violations at \$700.00 each)

Coopers Steel Fabricators Inc. agrees to Board costs of **\$150.00**.

Total fines and costs of \$2,250.00

Further, Coopers Steel Fabricators 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

In the matter of Consent Order File Number 2021-01466 Peak Roofing Contractors Inc., the board reviewed the Consent Order as seen and agreed to by Peak Roofing Contractors Inc.

File Number
2021-01466
Peak Roofing
Contractors Inc.

Peak Roofing Contractors 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 Mr. Middleton to ratify the proposed Consent Order offer wherein Peak Roofing Contractors Inc., acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Peak Roofing Contractors Inc. 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.33 \$850.00

Peak Roofing Contractors Inc. agrees to Board costs of **\$150.00**.

Total fines and costs of \$1,700.00

Further, Peak Roofing Contractors 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton,

O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

In the matter of Consent Order File Number 2021-01721 RFC Inc., the board reviewed the Consent Order as seen and agreed to by RFC Inc.

File Number
2021-01721
RFC Inc.

RFC 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 Mr. Middleton to ratify the proposed Consent Order offer wherein RFC Inc., acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

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

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

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

Total fines and costs of \$850.00

Further, RFC 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 9-0-0. Ayes: Hux, King, Oliver, Ayres, Groh, Middleton, O'Dell, Lowe and Woods. **Nays:** None **Abstain:** None **Absent:** Johnson, Mitchell, Tomlin, Magruder, Coleman, and Plummer.

Recess

Chairman, Hux a called a recess to the meeting at 11:18 a.m.

Chairman, Hux called the meeting back to order at 11:30 a.m.

Recess

NEW BUSINESS

Education Provider Applications

Adrienne Mayo, Regulatory Board Administrator addressed the Board:

Applications for proposed education providers and courses were reviewed and the Committee's recommendations are as follows:

NEW BUSINESS

Education Provider Applications

Ms. Mayo shared that the Committee recommends approval for:

**South Atlantic
Jubilee**

South Atlantic Jubilee – 1 Continuing Education and 1 Vocational Education classroom course for Certified Water Well Systems Provider

A motion was made by Mr. Oliver seconded by Mr. O'Dell for approval.

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

Ms. Mayo shared that the Committee recommends approval for:

**West Virginia
Water Well Drillers
Association**

West Virginia Water Well Drillers Association - 1 Continuing Education and 1 Vocational Education online (ZOOM TYPE) course for Certified Water Well Systems Provider

A motion was made by Mr. Oliver seconded by Mr. O'Dell for approval.

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

Ms. Mayo shared that the Committee recommends approval for:

**Worldwide Drilling
Resource Inc.**

Worldwide Drilling Resource Inc. -- 1 Continuing Education classroom course for Certified Water Well Systems Provider

A motion was made by Mr. Oliver seconded by Mr. O'Dell for approval.

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

Adrienne Mayo, Board Administrator updated the Board regarding the expiration of Amended Executive Order 51 and the impact on education providers. Under the Amended Executive Order, all education providers approved by the Board for Contractors were permitted to offer courses in an online format, even if the courses were not originally approved for online presentation. Effective July 31, 2021 (30 days after the expiration of the Amended Executive Order) all courses must be presented in the format in which they were approved or they will not be accepted by the Board.

Regulatory Review

Regulatory Review

Eric Olson, Executive Director provided the Board an update that the Board for Contractors proposed regulation for Separation of SDS Specialty - Conventional and Alternative, and the Individual License and Certification Regulation to Amend the Backflow Vocational Training Requirement are continuing the Executive Branch review process, but that no action is required to be taken by the Board at this time. Once the Governor approves the proposed regulations staff will schedule public hearings and prepare for the adoption of final regulations. There is no estimated time frame for approval.

Remedial Education Report

Eric Olson, Executive Director informed the Board adding the misclassification specialty at the last remedial class went well and was very informative to the attendees. Staff is hopeful that as the pandemic restrictions are lifted representatives from the Virginia Department of Taxation will be able to present the class, which is currently done by board staff. Having staff from Taxation will provide for a better platform for the question and answer session.

Remedial Education Report

Marjorie King, Board Administrator informed the Board Michael and Sons last Remedial Education class is this Friday, June 11, 2021. Ms. King also informed the Board that Michael and Sons is requesting to post pone the last class until after Labor Day in order to keep up with the busy season. The Committee did not vote but recommended the Board deny this request.

A motion was made by Ms. King seconded by Mr. O'Dell to deny the extension request for Michael and Sons.

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

Alternative Contracts

Eric Olson, Executive Director informed the Board at its Remedial Education classes there has been a large increase of violations for contracts, specifically cost plus and time and material contracts. The Committee reviewed the filing of charges prohibit act 18VAC 50-22-260.

Alternative Contracts

9.b. "A statement of the total cost of the contract and the amounts and schedule for progress payments including a specific statement on the amount of the down payment"

At its Committee Meeting the Committee recommended the Board start the Regulatory Review process to include cost plus and time and material to the Prohibit Act. The Committee also instructed staff to adopt a policy for Investigations and CAR to not site for this violation while in progress.

A motion was made by Mr. Oliver and seconded by Ms. King to start the Regulatory Review process to include cost plus and time and material to the Prohibit Act, and instructed staff to adopt a policy for Investigations and CAR to not site for this violation while in progress.

Trade Exploration Work Group

Eric Olson, Executive Director informed the Board during the 2021 General Assembly Session, the House Committee on Rules heard and considered HJ 561, introduced by Delegate Guzman, which would have established a joint legislative subcommittee to study certain matters related to licensed programs under the authority of the Board for Contractors. In lieu of formal passage of this bill, it was agreed that the matter would be referred to the Department of Professional and Occupational Regulation (DPOR), requesting that it investigate the concerns outlined in the proposed legislation and identify what, if any, changes can be made to address this matter most appropriately.

Trade Exploration Work Group

On April 28, 2021, the Speaker of the House of Delegates, Eileen Filler-Corn, sent a letter to the Director of DPOR instructing the agency to review and address these concerns. In response, the Board for Contractors is forming a Trade Exploration Work Group to look at the current regulatory programs and explore possible legislative solutions that could be suggested. Included in the discussion will be items

such as the necessity for licensure, training and education requirements, and workplace safety issues.

The Board for Contractors has selected the dates for the Trade Exploration Work Group to be held in Board Room 4 of the Perimeter Center, located at 9960 Mayland Drive, in Henrico County. The first meeting will be held on June 23rd and the second on June 28th. An additional meeting, if necessary, will be held on July 26th. The following individuals will be part of the work group panel:

Jeffrey Hux - Board for Contractors
Rudy Middleton - Board for Contractors
Shannon Webster - DPOR (Director of Workforce Development)
Craig Toalson - HBAV
Jason Wheeler - Regional Council of Carpenters
Destine LeVere - AFL-CIO
Patricia Morrison - DOLI (apprenticeship)
Marta Fernandes - DOLI (enforcement)
Jason Parker - Virginia State Building and Construction Trades Council
Brandon Robinson - AGC
Jason Ascher - Mid-Atlantic Pipe Trades Association
TBD - Chesterfield County Public Schools
TBD - Community College Workforce Development

Latino Advisory Council update

Eric Olson, Executive Director updated the Board for Contractors with regards to his working with the Latino Advisory Council in providing it information on the licensing requirements, exams, and applications for its programs. It was noted that the Council is exploring the possibility of having exams and applications be given in Spanish now that the ICC has published Spanish editions of the International Building Codes. Mr. Olson stated that he will continue to work with the Council to assist them and will keep the Board and the Committee informed of any legislative recommendations that may be presented.

Latino Advisory Council update

Expiration of COVID Waivers

Eric Olson, Executive Director reminded the Board, Executive Order 51 ends on June 30, 2021. The Board for Contractors Committee and Regular Meetings will resume as they did prior Executive Order 51 starting at the July 20, 2021 meetings. Mr. Olson reminded the Board that currently the agency has not suspended any licenses due to late renewal payments or Continuing Education. This waiver will remain valid until August 2, 2021, which is 31 days after the expiration of Amended Executive Order 51. After that date, if the renewal fees or continuing education classes have not been completed, the license will go into reinstatement from the original date of expiration. The Agency has sent notifications to all licensees that have passed their renewal date or need to complete Continuing Education. The Board for Contractors staff will also send out a follow-up notice to the same licensees.

Expiration of COVID Waivers

Remedial Education COVID Extensions

Eric Olson, Executive Director informed the Board as of April 2021, an EAGLES report shows 155 licensees that are still needing Remedial Education in order to be in compliance after Executive Order 51. Contractor staff has notified the 155 licensees that this waiver will remain valid until August 31, 2021, which is 60 days after the expiration of Amended Executive Order 51, at which time licensees must be registered for a Remedial Education class to remain in compliance with Board Regulations.

Remedial Education COVID Extensions

A motion was made by Ms. King and seconded by Mr. Middleton to keep the Remedial Education

waiver in place through August 31, 2021, at which time licensees must be registered for a Remedial Education class to remain in compliance with Board Regulations.

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

Apprenticeship Programs

At its Committee Meeting Chairman, Groh asked for clarification regarding the tradesman and elevator apprenticeship initial examination waivers. Staff informed the Committee and the Board the Apprenticeship programs are good for the initial application, and allows for a one time lap in licensure, after which an examination would be required.

Apprenticeship Programs

8. Other Board Business

None

Other Board Business

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

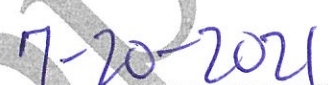
Chairman, Hux Welcomed Mr. Vernell Woods to the Board for Contactors and adjourned the meeting at 12:20 P.M.

Adjournment

The next board meeting will be **July 20, 2021**



Jeffery Hux, Chairman



Date



Mary Broz Vaughan, Director



Date

Copy teste:

Custodian of the Record

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: 06/08/2021

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

CS 2020-01190 I KNOW THE COMPANY PRINCIPAL
(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:

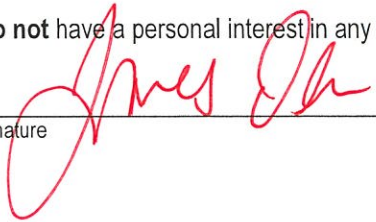
I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

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

Signature



June 8, 2021

Date

**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: 06/08/2021
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

June 8, 2021

Date

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

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

1. Name E.G. "Rudy" Middleton
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors
(Name of Board)
4. Meeting/IFF Date: 06/08/2021
5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction:

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

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

or

I did not participate in the transaction.

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

E. G. Middleton
Signature

June 8, 2021

Date

**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: 06/08/2021
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:

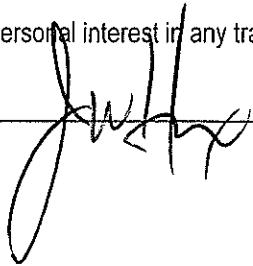
I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

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

Signature



June 8, 2021

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: 06/08/2021
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:

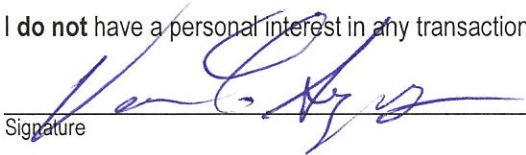
I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

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

Signature



June 8, 2021

Date

**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: 06/08/2021
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:

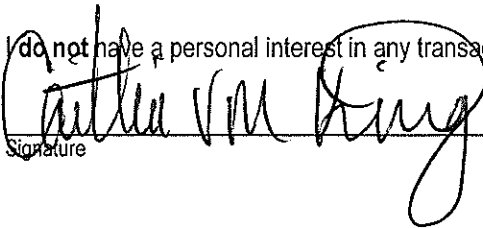
I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

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

Signature



June 8, 2021

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: 06/08/2021
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

June 8, 2021
Date

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

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

1. Name Doug Lowe
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors
(Name of Board)
4. Meeting/IFF Date: 06/08/2021
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

June 8, 2021

Date

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

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

1. Name Vernell Woods
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors
(Name of Board)
4. Meeting/IFF Date: 06/08/2021
5. I have a personal interest in the following transaction:

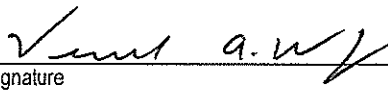
(Agenda Item)

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

June 8, 2021
Date

BOARD FOR CONTRACTORS BOARD MEETING

SIGN IN SHEET

DEPARTMENT OF PROFESSIONAL AND OCCUPATIONAL REGULATION

9960 Mayland Drive
Richmond, VA 23233

Tuesday, June 8, 2021- 2nd Floor Conference Center
Board Room 2
10:00 A.M.

NAME	PHONE NUMBER	FILE NUMBER	RESPONDENT OR COMPLAINANT	HOW MANY PEOPLE ATTENDING	WILL YOU ADDRESS THE BOARD Y/N
Gregory Giordano	757 472 8101	2018 02285	R - Attorney	1	Y
Kenin Daley	757 572 3977	2021 00128	R	1	If need to
Michael North	546 533 8092	2020 00978	R	1	possibly
Richard Koch	757 677 8235	2021 00641	R	1	Y

NAME	PHONE NUMBER	FILE NUMBER	RESPONDENT OR COMPLAINANT	HOW MANY PEOPLE ATTENDING	WILL YOU ADDRESS THE BOARD Y/N
Kathleen Conlon ^{TR#1}	434 5312225	2018 02285	C	1	Y
Donald Hogue	804 301 4887	2020 01136	R	1	Y

BOARD FOR CONTRACTORS BOARD MEETING

SIGN IN SHEET

DEPARTMENT OF PROFESSIONAL AND OCCUPATIONAL REGULATION

9960 Mayland Drive

Richmond, VA 23233

Tuesday, June 8, 2021– 2nd Floor Conference Center

Board Room 2

10:00 A.M.

NAME	PHONE NUMBER	FILE NUMBER	RESPONDENT OR COMPLAINANT	HOW MANY PEOPLE ATTENDING	WILL YOU ADDRESS THE BOARD Y/N
Gregory Giordano	757 472 8101	2018 02285	R - Attorney	1	Y
Kevin Deley	757 572 3977	2021 00128	R	1	If need to
Michael Noth	546 533 8092	2020 00978	R	1	possibly
Richard Koch	757 677 8235	2021 00641	R	1	Y

NAME	PHONE NUMBER	FILE NUMBER	RESPONDENT OR COMPLAINANT	HOW MANY PEOPLE ATTENDING	WILL YOU ADDRESS THE BOARD Y/N
Kathleen Conlon ^{TR#1}	434 5312225	2018 02285	C	1	Y
Donald Hogue	804 301 4887	2020 01136	R	1	Y