

BOARD FOR CONTRACTORS BOARD MEETING

Final MINUTES

The Board for Contractors met on Tuesday, **November 14, 2017** at the Department of Professional and Occupational Regulation (DPOR), 9960 Mayland Drive, Richmond, Virginia. The members indicated below were present. Each of the other members present was qualified to vote, except where a specific reason for disqualification is stated. There are 15 members on this board, in which eight constitutes a quorum pursuant to §54.1-1102.

Herbert "Jack" Dyer, Jr., Chair
Jeffery Hux
E. G. Middleton
Jeffrey Shawn Mitchell
John O'Dell
James Oliver, Vice Chair
E. C. "Chick" Pace, III
Michael D. Redifer
Deborah L. Tomlin
Jason Curtis "Jake" Trenary

Board member(s) absent from the meeting were Sheila Bynum-Coleman, David Giesen, Vance Ayres, Gene Magruder, and H. Bailey Dowdy.

Joshua Laws, Board council was present at the meeting.

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

Jay DeBoer, Director
Eric L. Olson, Executive Director
Anika Coleman, Regulatory Boards Administrator
Jacqueline Harris, Administrative
Assistant/Compliance Specialist
Wendy Duncan, Education Specialist
Sheila Watkins, Administrative
Assistant/Compliance

Board- Chairman **Dyer** called the meeting to order at 9:11 a.m. A quorum of board members was in attendance.

Call
To Order

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to approve the agenda. The motion passed unanimously. Members voting "Yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

Approval of
the Agenda

Mr. Oliver moved to approve the **September 26, 2017** minutes as written: **Ms. Tomlin** seconded the motion which was unanimously approved by members: were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

Approval of
Minutes

There was no public comment.

Public
Comment
Period

In the matter of Prima Facie Recovery Fund File Number 2017-01227, Heath and Gretchen Levy, (Claimant) vs. Commonwealth Ventures of Virginia, LLC. (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **Commonwealth Ventures of Virginia, LLC. (Regulant) did not appear** at the Board meeting in person or by counsel or by any other qualified representative. **The (Claimant) Heath and Gretchen Levy did attend the Board meeting in person.**

File Number
2017-01227
Heath and
Gretchen
Levy
(Claimant)
Vs
Commonweal
th Ventures of
Virginia, LLC
(Regulant)

This is a Prima Facie case.

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

The motion passed by a unanimous vote. Members voting "Yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

In the matter of Prima Facie Recovery Fund File Number 2017-01662, Lindsay and Bradford Marshall, (Claimant) vs. Chad Bates and Bates Construction, LLC (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **Bates Construction, LLC (Regulant) did not** appear at the Board meeting in person or by counsel or by any other qualified representative. The **(Claimant) Lindsay and Bradford Marshall with Attorney Brad Davis** did attend the Board meeting in person.

File Number
2017-01662
Lindsay and
Bradford
Marshall
(Claimants)
Vs
Bates
Construction
LLC
(Regulant)

This is a Prima Facie case.

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

The motion passed by a unanimous vote. Members voting "Yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

In the matter of Prima Facie Recovery Fund File Number 2017-01830, Sarah Ulmer, (Claimant) vs. Longwood Well Drilling Co. Corp (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **Longwood Well Drilling Co. Corp (Regulant) did not** appear at the Board meeting in person or by counsel or by any other qualified representative. The **(Claimant) Sarah Ulmer** did not attend the Board meeting in person, by counsel or by any other qualified representative.

File Number
2017-01830
Sarah Ulmer
(Claimants)
Vs
Longwood
Well Drilling
Co. Corp
(Regulant)

This is a Prima Facie case.

During discussion, Mr. Oliver wanted advice from counsel concerning the claimant being the spouse of a licensed contractor. Counsel asked the Board to give him a moment to review the case. In response to that request the Board tabled this case and moved forward to the next case on its agenda.

In the matter of Prima Facie Recovery Fund File Number 2017-02194, Douglas Vaughan, Jr., (Claimant) vs. Bradley Perkins Inc (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **Bradley Perkins Inc (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **The (Claimant) Douglas Vaughan, Jr. and Attorney Michael Smith did attend the Board meeting in person.**

**File Number
2017-02194
Douglas H
Vaughan, Jr.
(Claimants)
Bradley
Perkins Inc
(Regulant)**

This is a Prima Facie case.

During discussion, a motion was made by **Mr. Oliver** and seconded by **Mr. Pace** to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and adopts 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. There was further discussion by the Board and then Mr. Oliver and Mr. Pace withdrew their motion and second. After further discussion Mr. Oliver offered a motion seconded by Mr. Pace to deny the claim and refer this case back to staff to conduct an Informal Fact Finding Conference.

The motion passed by a unanimous vote. Members voting "Yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

In the matter of Prima Facie Recovery Fund File Number 2017-01830, Mr. Oliver offered a motion seconded by Mr. Redifer to reopen the case file.

**File Number
2017-01830
Sarah Ulmer
(Claimants)
Vs
Longwood
Well Drilling
Co.**

Sarah Ulmer, (Claimant) vs. Longwood Well Drilling Co. (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **Longwood Well Drilling Co. (Regulant)** did not appear at the Board meeting in person or by counsel or

by any other qualified representative. The **(Claimant) Sarah Ulmer did not attend the Board meeting in person, by counsel or by any other qualified representative.**

**(Regulant)
Reopen**

This is a Prima Facie case.

After discussion, **Mr. Oliver** offered a motion was seconded by **Mr. Redifer** to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and adopts 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 \$4,761.00. Pursuant to Virginia Code § 54.1-1123 (B), payments may be reduced on a prorated basis based upon the number of claims received.

The motion passed by a unanimous vote. Members voting "Yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

In the matter of Prima Facie Recovery Fund File Number 2017-02410, James Dankovich and Anne O'Brien, (Claimant) vs. Suncrest Builders, Inc. (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **Suncrest Builders, Inc. (Regulant) did not appear at the Board meeting in person or by counsel or by any other qualified representative. The (Claimant) James Dankovich and Anne O'Brien did not attend the Board meeting in person, by counsel nor by any other qualified representative.**

**File Number
2017-02410
James
Dankovich
and Anne
O'Brien
(Claimant)
Suncrest
Builders Inc.**

This is a Prima Facie case.

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

The motion passed by a unanimous vote. Members voting "Yes" were:

Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.

In the matter of Prima Facie Recovery Fund File Number 2017-02469, Jerry and Lolita McMillan, (Claimant) vs. Daryl & Co. (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. Daryl & Co. (Regulant) did not appear at the Board meeting in person or by counsel or by any other qualified representative. The (Claimant) Jerry and Lolita McMillan did not attend the Board meeting in person.

**File Number
2017-02469
Jerry and
Lolita
McMillan
(Claimant)
Daryl & Co.
(Regulant)**

This is a Prima Facie case.

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

The motion passed by a unanimous vote. Members voting "Yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

In the matter of Prima Facie Recovery Fund File Number 2017-02542, Rita Demby Bowen, (Claimant) vs. Hickory Custom Woodcraft, LLC (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. Hickory Custom Woodcraft, LLC (Regulant) did not appear at the Board meeting in person or by counsel or by any other qualified representative. The (Claimant) Rita Demby Bowen did not attend the Board meeting in person by counsel or by any other qualified representative.

**File Number
2017-02542
Rita Demby
Bowen
(Claimant)
Hickory
Custom
Woodcraft,
LLC
(Regulant)**

This is a Prima Facie case.

After discussion, a motion was made by **Mr. Hux** and seconded by **Mr. Middleton** to deny the claim and refer the case to staff to conduct an

Informal Fact Finding Conference.

The motion passed by a unanimous vote. Members voting "Yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

In the matter of Prima Facie Recovery Fund File Number 2017-03082, Michael S Burton and Danielle R Burton, (Claimant) vs. CMS Contractors LLC (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **CMS Contractors LLC (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. The **(Claimant) Michael S Burton and Danielle R Burton did not attend** the Board meeting in person by counsel or by any other qualified representative.

File Number
2017-03082
Michael S
Burton and
Danielle R
Burton
(Claimant)
CMS
Contractors
LLC
(Regulant)

This is a Prima Facie case.

After discussion, a motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and adopts 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 **\$14,233.00**. Pursuant to Virginia Code § **54.1-1123 (B)**, payments may be reduced on a prorated basis based upon the number of claims received.

The motion passed by a unanimous vote. Members voting "Yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

In the matter of Prima Facie Recovery Fund File Number 2017-03187, Ilona Kirzhner, (Claimant) vs. F P Atkins General Contractor, Inc. (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **F P Atkins General Contractor, Inc (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. The **(Claimant) Ilona Kirzhner did not attend** the Board meeting in person by counsel or by any other qualified representative.

File Number
2017-03187
Ilona Kirzhner
(Claimant)
F P Atkins
General
Contractor,
Inc (Regulant)

This is a Prima Facie case.

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

The motion passed by a unanimous vote. Members voting "Yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

In the matter of Recovery Fund File Number 2018-00210, Steven and Judith Romine, (Claimant) vs. Window Max, Inc (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **Window Max, Inc. (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. The **(Claimant) Steven and Judith Romine did not** attend the Board meeting in person, by counsel nor by any other qualified representative.

File Number
2018-00210
Steven and
Judith
Romine
Vs
Window Max,
Inc

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

The motion passed by a majority vote. Members voting "Yes" were: were: **Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.** **Mr. Dyer voted "no".**

In the matter of Prima Facie Recovery Fund File Number 2018-00637, Michael and Nancy Gleysteen, (Claimant) vs. Artistic Building Concepts, Inc (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **Artistic Building Concepts, Inc (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **The (Claimant) Michael and Nancy Gleysteen did attend the Board meeting in person with their attorney, David Armistead.**

**File Number
2018-00637
Michael and
Nancy
Gleysteen
Vs.
Artistic
Building
Concepts,
Inc.**

This is a Prima Facie case.

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

The motion passed by a unanimous vote. Members voting "Yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

In the matter of Prima Facie Recovery Fund File Number 2018-00787, Edward L Dawson, (Claimant) vs. Bedrock Foundation Systems, Inc. (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **Bedrock Foundation Systems, Inc. (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **The (Claimant) Edward L Dawson did not attend the Board meeting in person by counsel or by any other qualified representative.**

**File Number
2018-00787
Edward L
Dawson
Vs.
Bedrock
Foundation
Systems, Inc.**

This is a Prima Facie case.

After discussion, a motion was made by **Mr. Middleton** and seconded by **Mr. Pace** to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and adopts 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 **\$13,056.00**. Pursuant to Virginia

Code § 54.1-1123 (B), payments may be reduced on a prorated basis based upon the number of claims received.

The motion passed by a unanimous vote. Members voting "Yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

In the matter of Prima Facie Recovery Fund File Number 2018-00804, Chris and Karen Herndon, (Claimant) vs. Quest Custom Designs & Renovations, L.L.L.P. (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **Quest Custom Designs & Renovations, L.L.L.P. (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **The (Claimant) Chris and Karen Herndon did not attend the Board meeting in person by counsel or by any other qualified representative.**

File Number
2018-00804
Chris and
Karen
Herndon
Vs.
Quest
Custom
Designs &
Renovations,
L.L.L.P.

This is a Prima Facie case.

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

The motion passed by a unanimous vote. Members voting "Yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

In the matter of License Application File Number 2017-02062, Mitchell Strail Tolbert 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
2017-02062
Mitchell Strail
Tolbert

Mitchell Strail Tolbert, Applicant; participated in the IFF. The record remained open until July 7, 2017 to provide **Mitchell Strail Tolbert** an

opportunity to provide additional documents. Mitchell Strail Tolbert did not provide additional documents. Mitchell Strail Tolbert did not attend the Board meeting in person, by counsel or by any other qualified representative.

The presiding Board representative **Ms. Eldridge** did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Oliver** and seconded by **Mr. Hux** to adopt the Informal Fact-Finding Conference Memorandum which contained the facts regarding the application, and adopts the Summary of the Informal Fact-Finding Conference and denies the application for **Mitchell Strail Tolbert** for a Master Electrician's license. The Board denies the application based upon the record, including the information obtained from the Central Criminal Records Exchange, and in consideration of the criteria outlined in the Code of Virginia, § 54.1-204.B. After reviewing the facts and the nature of the crimes, the Board felt they could not protect the health, safety and welfare of the public and agreed it would be negligent to grant a license.

The motion passed unanimously. Members voting "Yes" were: **Ayres, Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

In the matter of License Application File Number 2017-02836, Yeonchul Kim 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
2017-02836
Yeonchul Kim**

Yeonchul Kim, Applicant; participated in the IFF. **Mr. Kim** did not attend the Board meeting in person, by counsel or by any other qualified individual.

The presiding Board representative **Ms. Eldridge** did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Middleton** and seconded by **Mr. Oliver** to adopt the Informal Fact-Finding Conference Memorandum which contained the facts regarding the application, and adopts the Summary of the Informal Fact-Finding Conference and approves the application for **Yeonchul Kim** for a Master HVAC license.

The motion passed unanimously. Members voting "Yes" were: **Ayres,**

Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.

In the matter of License Application File Number 2017-02944, Zia UI Hussan 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
2017-02944
Zia UI Hussan**

Zia UI Hussan, Applicant and Thomas W Nesbitt Attorney; attended the IFF.

Zia UI Hussan and Thomas W Nesbitt Attorney attended the Board meeting in person. He addressed the Board.

The presiding Board representative **Ms. Eldridge** and did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Middleton** and seconded by **Mr. Oliver** to adopt the Informal Fact-Finding Conference Memorandum which contained the facts regarding the application, and adopts the Summary of the Informal Fact-Finding Conference and approves the application for **Zia UI Hussan** for a Master Plumbing Tradesman license.

The motion passed by unanimous vote. Members voting "Yes" were: **Bynum-Coleman, Dyer, Hux, Magruder, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary. David Giesen, Vance Ayres and H. Bailey Dowdy were absent.**

In the matter of License Application File Number 2017-03053, MAR Drywall, 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
2017-03053
MAR Drywall,
LLC**

Sergio Ramos on behalf of MAR Drywall, LLC attended the IFF.

MAR Drywall, LLC did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

The presiding Board representative **Ms. Eldridge** did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Middleton** and seconded by **Mr. Pace** to adopt the Informal Fact-Finding Conference Memorandum which contained the facts regarding the application, and adopts the Summary of the Informal Fact-Finding Conference and approve the application for **Mar Drywall, LLC** for a Class B Contractor, RBC, CBC, CIC license. There was further discussion and **Mr. Middleton** and **Mr. Pace** withdrew their motion and second.

Following the additional discussion concerning finances a motion was offered by **Mr. Middleton** and seconded by **Mr. Oliver** to approve the application for **Mar Drywall, LLC** for a **Class B Contractor, RBC, CBC, CIC** license with conditions. Within 90 days of the Board's signed Order the applicant must provide Board's staff with either a **CPA audited financial** or a **\$50,000 Surety Bond** in order for the application approval to be effective.

The motion passed with a unanimous vote. Members voting "Yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

In the matter of License Application File Number 2018-00154, Hanover Exteriors, 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
2018-00154
Hanover
Exteriors LLC**

Jane and Stuart Holmes both attended the IFF.

Jane and Stuart Holmes both appeared at the Board meeting in person. They addressed the Board.

The presiding Board representative **Ms. Eldridge** did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Oliver** and seconded by **Mr. Trenary** to adopt the Informal Fact-Finding Conference Memorandum which contained the facts regarding the application, and adopts the Summary of the Informal Fact-Finding Conference and recommends approval of the application for **Hanover Exteriors LLC** for a **Class B Contractors** HIC and CIC license with conditions based upon the record. **Hanover Exteriors LLC** must adhere to the following conditions in order for the approval to become effective. They must provide proof of satisfaction of all outstanding taxes and provide a CPA audited financial or a \$50,000 Surety Bond within 90 days of the Board's signed Order.

The motion passed with a unanimous vote. Members voting "Yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

In the matter of License Application File Number 2018-00281, Roosevelt Russell, II 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
2018-00281
Roosevelt
Russell, II**

Roosevelt Russell, II, Applicant and Elizabeth Carr, Witness participated in the IFF via telephone. The record was left open to allow **Russell** time to speak with his attorney. Russell was asked to provide a letter from his attorney confirming that Russell's attorney advised Russell not to disclose details of his crimes, and to confirm Russell's IFF testimony that an appeal of Russell's convictions were currently pending. Russell failed to provide any such letter following the IFF.

Roosevelt Russell, II, applicant is incarcerated and did not appear at the Board meeting in person by counsel or by any qualified representative.

The presiding Board representative **Ms. Eldridge** did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Hux** and seconded by **Mr. Middleton** to adopt the Informal Fact-Finding Conference Referral Memorandum which contained the facts regarding the application, and adopts the Summary. The Informal Fact-Finding Conference Referral Memorandum and Summary are incorporated as a part of the Order.

The Board denies the application based upon the record, including the information obtained from the Central Criminal Records Exchange, and in consideration of the criteria outlined in the Code of Virginia §54.1-204.B. After reviewing the facts and the nature of the crimes, the Board felt they could not protect the health, safety and welfare of the public and agreed it would be negligent to grant a license therefore the Board denies approval of the application for **Roosevelt Russell, II** for a Journeyman Electrical Tradesman license at this time.

The motion passed by unanimous vote. Members voting "Yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

In the matter of License Application File Number 2018-00282, Joshua Jeffrey Miller 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
2018-00282
Joshua
Jeffrey Miller**

Joshua Jeffrey Miller attended the IFF.

Joshua Jeffrey Miller did appear at the Board meeting. He addressed the Board.

The presiding Board representative **Mr. Mitchell** did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Oliver** and seconded by **Mr. Trenary** to adopt the Informal Fact-Finding Conference Memorandum which contained the facts regarding the application, and adopts the Summary of the Informal Fact-Finding Conference and approves the application for **Joshua Jeffrey Miller** for a Residential Building Energy Auditor license.

The motion passed by a majority vote. Members voting "Yes" were: **Hux, Middleton, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent. Dyer voted no.**

In the matter of License Application File Number 2018-00284, Mark A Holt 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
2018-00284
Mark A Holt**

Mark A Holt participated in the IFF via telephone.

Mark A Holt did not appear at the Board meeting in person by counsel nor by any other qualified individual.

The presiding Board representative **Ms. Eldridge** did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Middleton** and seconded by **Mr. Oliver** to adopt the Informal Fact-Finding Conference Memorandum which contained the facts regarding the application, and adopts the Summary of the Informal Fact-Finding Conference and recommends denial of the application for **Mark A Holt** for a Master Electrical

Tradesman license examination. See Order for additional details.

The motion passed with a "unanimous" vote. Members voting "Yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

In the matter of License Application File Number 2018-00359, Stewart Gibson t/a Prime Time Painting 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
2017-00359
Stewart
Gibson t/a
Prime Time
Painting**

Stewart Gibson t/a Prime Time Painting participated in the IFF.

Stewart Gibson t/a Prime Time Painting did not appear at the Board meeting in person by counsel nor by any other qualified representative.

The presiding Board representative **Ms. Eldridge** and did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Oliver** to adopt the Informal Fact-Finding Conference Memorandum which contained the facts regarding the application, and adopts the Summary of the Informal Fact-Finding Conference and approves the application for **Stewart Gibson t/a Prime Time Painting** for a Class C Contractor license.

The motion passed by a majority vote. Members voting "Yes" were: **Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, and Tomlin.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent. **Dyer and Trenary** voted "No".

In the matter of License Application File Number 2018-00361, Christopher M Daly t/a Area Roofing 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
2018-00361
Christopher M
Daly t/a Area
Roofing**

Christopher M Daly t/a Area Roofing attended the IFF.

Christopher M Daly t/a Area Roofing did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

The presiding Board representative **Ms. Eldridge** did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Middleton** and seconded by **Mr. Mitchell** to adopt the Informal Fact-Finding Conference Memorandum which contained the facts regarding the application, and adopts the Summary of the Informal Fact-Finding Conference and amends the recommendation and denies the application for **Christopher M Daly t/a Area Roofing** for a Class C Contractor license application. Mr. Middleton offers the denial motion based on criteria outlined in the Code of Virginia §54.1-204.B.1 and B. 7.

The motion failed by a majority vote. Members voting "Yes" were: Middleton, Dyer, and Mitchell. **David Giesen, Vance Ayres and H. Bailey Dowdy were absent.** Members voting "No" were: Trenary, Pace, Oliver, Tomlin, O'Dell, Redifer and Hux.

After further discussion, a motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to adopt the Informal Fact-Finding Conference Memorandum which contained the facts regarding the application, and adopts the Summary of the Informal Fact-Finding Conference and the Recommendation. The Board approves the application for **Christopher M Daly t/a Area Roofing** for a Class C Contractor license application.

The motion passed by a majority vote. Members voting "Yes" were: **Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.** Members voting "No" were: Dyer, Middleton and Hux.

In the matter of License Application File Number 2018-00575, Lana Michelle Slaughter 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
2018-00575
Lana Michelle
Slaughter**

Lana Michelle Slaughter attended the IFF via telephone along with Witnesses, Aubrey Hughes, Marvin Grooms and Robert Kronberg.

Lana Michelle Slaughter applicant is incarcerated and did not appear at the Board meeting in person by counsel nor by any other qualified representative.

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

After discussion, a motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to adopt the Informal Fact-Finding Conference Memorandum which contained the facts regarding the application, and adopts the Summary of the Informal Fact-Finding Conference. The Board adopts the Recommendation and approves the application for **Lana Michelle Slaughter** for a Journeyman HVA Tradesman's license.

The motion passed with a unanimous vote. Members voting "Yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

In the matter of License Application File Number 2018-00586, **Dennis Ray Weimer, Jr., dba Country Home Improvements and Drywall** 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
2018-00586
Dennis Ray
Weimer, Jr.,
dba Country
Home
Improvement
s and Drywall

Dennis Ray Weimer, Jr., dba Country Home Improvements and Drywall and **Dennis Weimer, Sr.** attended the IFF.

Dennis Ray Weimer, Jr., dba Country Home Improvements and Drywall did appear at the Board meeting in person. He addressed the Board.

The presiding Board representative **Ms. Eldridge** did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Mitchell** and seconded by **Mr. Redifer** to adopt the Informal Fact-Finding Conference Memorandum which contained the facts regarding the application, and adopts the Summary of the Informal Fact-Finding Conference and approves the application for **Dennis Ray Weimer, Jr., dba Country Home Improvements and Drywall** for a Class C Contractor license.

The motion failed with a "majority vote". Members voting "yes" were: **Mitchell and Redifer.** Members voting "no" were: **Trenary, Hux, Middleton, Pace, Dyer, Oliver, Tomlin, and O'Dell.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

There was further discussion and review after which a motion was offered by **Mr. Oliver** and was seconded by **Mr. Hux** to adopt the Informal Fact-Finding Conference Referral Memorandum, which

contained the facts regarding the application, and adopt the Summary. The Informal Fact-finding conference referral memorandum and summary are a part of the Order. The Recommendation will be amended to deny the license application at this time based on the applicant's record and on the amount of time that has elapsed since the commission of the last crime. The Board would encourage the applicant to reapply later.

This motion failed due to no vote.

After additional discussion, a motion was made by **Mr. Middleton** and seconded by **Mr. Trenary** to deny the application based upon the nature and seriousness of Weimer's crimes and the amount of time that has elapsed since Weimer's last involvement in the commission of a crime as noted in Sec. 54.1-204.B.1 and B.7 of the Code of Virginia.

The motion passed with a "unanimous vote". Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary**. **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

In the matter of License Application File Number 2017-02816, Scott Eugene Grooms, Sr. 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
2017-02816
Scott Eugene
Grooms, Sr.

Scott Eugene Grooms, Sr., John Zachensky, and Bob Edwards attended the IFF by telephone.

Scott Eugene Grooms, Sr. is incarcerated and did not appear at the Board meeting in person by counsel nor by any other qualified representative.

The presiding Board representative **Ms. Eldridge** did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Oliver** and seconded by **Mr. Hux** to adopt the Informal Fact-Finding Conference Memorandum which contained the facts regarding the application, and adopts the Summary of the Informal Fact-Finding Conference and recommends the application for **Scott Eugene Grooms, Sr.** for a Journeyman Plumbers license is denied.

The Board denies the application based upon the record, including the

information obtained from the Central Criminal Records Exchange, and in consideration of the criteria outlined in the Code of Virginia §54.1.204.B. After reviewing the facts and the nature of the crimes, the Board felt they could not protect the health, safety and welfare of the public and agreed it would be negligent to grant a license.

The motion passed with a "unanimous vote". Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

In the matter of License Application File Number 2017-02949, Noaman & Son Construction, 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
2017-02949
Noaman &
Son
Construction,
LLC**

Naser Noaman Al Maqtari on behalf of Noaman & Son Construction, LLC attended the IFF.

Naser Noaman Al Maqtari on behalf of Noaman & Son Construction, LLC did not appear at the Board meeting in person by counsel nor by any other qualified individual.

The presiding Board representative **Ms. Eldridge** did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Middleton** and seconded by **Mr. Oliver** to adopt the Informal Fact-Finding Conference Memorandum which contained the facts regarding the application, and adopts the Summary of the Informal Fact-Finding Conference and approves the application for **Noaman & Son Construction, LLC** for a Class A Contractor RBC/CBC license.

The motion passed with a "unanimous vote". Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

In the matter of Disciplinary File Number 2018-00246, Kiman Jeff Hyon, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

**File Number
2018-00246
Kiman Jeff
Hyon**

Kimman Jeff Hyon did attend the Informal Fact Finding conference in person.

Kimman Jeff Hyon did not attend the Board meeting in person by counsel or by any other qualified individual.

Presiding officer **Ms. Eldridge** was not present did not participate in the discussion and did not vote.

After discussion a motion was made by **Mr. Oliver** and seconded by **Mr. Middleton** 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 **Kimman Jeff Hyon** violated the following:

Count 1 18 VAC 50-30-190.11

Count 2 18 VAC 50-30-190.2

The motion passed by unanimous vote. Members voting "Yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

After further discussion a motion was made by **Mr. Oliver** and seconded by **Mr. Middleton** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary in part. The Board will adopt the terms of the Recommendation. The Board imposes the following monetary penalties:

Count 1:	\$00.00	remedial education
Count 2:	\$650.00	remedial education
Total	\$650.00	

In addition, for violations of Counts 1 through 2, the Board voted to require **Kimman Jeff Hyon** to successfully complete a Board-approved remedial education class within 90 days of the effective date of the Order.

The motion passed by unanimous vote. Members voting "Yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

In the matter of License Application File Number 2018-00248, Kiman Jeff Hyon 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
2018-00248
Kiman Jeff
Hyon**

Kiman Jeff Hyon attended the IFF.

Kiman Jeff Hyon did not appear at the Board meeting in person by counsel nor by any other qualified individual.

The presiding Board representative **Ms. Eldridge** did not participate in the discussion and did not vote.

After discussion, Mr. Oliver offered a motion to deny the license. The motion failed due to lack of a second.

After further discussion, a motion was made by **Mr. Middleton** and seconded by **Mr. Oliver** to adopt the Informal Fact-Finding Conference Memorandum which contained the facts regarding the application, and amend the Summary of the Informal Fact-Finding Conference and approve the application for **Kiman Jeff Hyon** for a Master HVAC Tradesman license.

The motion passed with a "unanimous vote". Members voting "yes" were: **Bynum-Coleman, Dyer, Hux, Magruder, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Vance Ayres** and **H. Bailey Dowdy** were absent.

Chairman Dyer called for recess from 10:10 am until 10:23 am. The meeting was reconvened at 10:24 am.

**Break and
Reconvene**

In the matter of Disciplinary File Number 2015-01251, All Nations Floors Design Center Inc, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

**File Number
2015-01251
All Nations
Floors Design
Center Inc**

On July 26, 2017, the Board convened an IFF. On July 27, 2017, Mr. Joseph Gatlin, a member of Responsible Management for **All Nations Floors Design Center Inc.** requested that an IFF be reconvened. He shared that he did receive the notice but he wrote the date of the IFF down wrong. The Board Reconvened the IFF at the request of Mr. Gatlin

for September 5, 2017.

All Nations Floors Design Center Inc did not attend the Informal Fact Finding conference in person by counsel nor by any other qualified individual.

All Nations Floors Design Center Inc did not attend the Board meeting in person by counsel nor by any other qualified representative.

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

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

- Count 1 18 VAC 50-22-260.B.8
- Count 2 18 VAC 50-22-260.B.31
- Count 3 18 VAC 50-22-260.B.31
- Count 4 18 VAC 50-22-230.B.

The motion passed by unanimous vote. Members voting "Yes" were: **Dyer, Hux, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

After further discussion a motion was made by **Mr. Redifer** and 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 in part. The Board will amend the terms of probation. The Board imposes the following monetary penalties:

Count 1:	\$500.00	remedial education
Count 2:	\$500.00	remedial education
Count 3:	\$500.00	remedial education
Count 4:	\$750.00	remedial education
Total	\$2,500.00	

In addition, for violations of Counts 1 through 4, the Board voted to require **All Nations Floors Design Center Inc** have a member of Responsible Management successfully complete a Board-approved remedial education

class within 90 days of the effective date of the Order.

The motion passed by majority vote. Members voting "Yes" were: **Dyer, Hux, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

In the matter of Disciplinary File Number 2015-01953, Freeman Ent LLC, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

**File Number
2015-01953
Freeman Ent
LLC**

Freeman Ent LLC did not attend the Informal Fact Finding conference in person by counsel or by any other qualified individual.

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

Presiding officer **Mr. Oliver** was not present did not participate in the discussion and did not vote.

After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Pace** 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 **Freeman Ent LLC** violated the following:

- Count 1 18 VAC 50-22-230.A**
- Count 2 18 VAC 50-22-260.B.15**
- Count 3 18 VAC 50-22-260.B.33**
- Count 4 18 VAC 50-22-260.B.26**
- Count 5 18 VAC 50-22-260.B.27**
- Count 6 18 VAC 50-22-260.B.28**
- Count 7 18 VAC 50-22-260.B.7**

The motion passed by unanimous vote. Members voting "Yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

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

the Summary in part. The Board will amend the terms of probation. The Board imposes the following monetary penalties:

Count 1:	\$300.00	remedial education
Count 2:	\$300.00	remedial education
Count 3:	\$800.00	remedial education
Count 4:	\$650.00	remedial education
Count 5:	\$1,000.00	remedial education
Count 6:	\$1,000.00	Revocation
Count 7:	\$1,000.00	Revocation
Total	\$5,050.00	

In addition, for violations of Counts 1 through 5, the Board voted to require **Freeman Ent LLC** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the effective date of the Order. For violation of Counts 6 and 7, the Board imposed license revocation.

The motion passed by “unanimous” vote. Members voting “Yes” were: **Dyer, Hux, Middleton, Mitchell, O’Dell, Pace, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

In the matter of Disciplinary File Number 2016-002003, Oscar Shane Perkins t/a Perkins Remodeling, the Board members reviewed the record, which consisted of the investigative file, transcript and exhibits from the Informal Fact-Finding Conference, and the Summary.

File Number
2016-02003
Oscar Shane
Perkins t/a
Perkins
Remodeling

Oscar Shane Perkins and attorney Drew Sarrett on behalf of, **Oscar Shane Perkins t/a Perkins Remodeling** attended the IFF.

The Board members were given a handout to review for consideration.

Oscar Shane Perkins and attorney Drew Sarrett on behalf of Oscar Shane Perkins t/a Perkins Remodeling did attend the Board meeting in person. They addressed the Board. They shared that they disagreed with the recommendation for Count 2 and request that the Board reverse the revocation. **Attorney Sarrett** requested the Board to rule on his clients request for continuance and formal hearing.

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

After discussion a motion was made by Mr. Dyer and seconded by Mr.

Pace to deny the request for continuance and formal hearing.

The motion passed with a "unanimous" vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

After further discussion a motion was made by **Mr. Mitchell** and seconded by **Mr. Pace** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopt the Summary. The Board finds substantial evidence that **Oscar Shane Perkins** violated the following.

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

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

The motion passed unanimously. Members voting "Yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

Mr. Olson shared that priors exist. **Oscar Shane Perkins t/a Perkins Remodeling**, on March 3, 2015, was found in violation of the Board for Contractors Regulations for failure to use a contract and for working outside the scope of its license. Consent Order 2014-03691 resulted in fines of \$350.00, reimbursement of costs of \$150.00, and assignment of Remedial Education. Compliance was obtained on June 22, 2015.

Oscar Shane Perkins t/a East Coast Walk In Tubs/Perkins Remodeling, on April 12, 2016, was found in violation of the Board for Contractors Regulations for missing contract elements, working outside of the scope of the license, and for failure to satisfy a judgment. Consent Order 2016-00560 resulted in fines of \$3,000.00, reimbursement of costs of \$150.00, and revocation of the license. Provisions were made to waive \$1,850.00 of fines and the revocation of the license if the judgment was satisfied. Compliance was obtained on July 28, 2016.

After discussion **Mr. Pace** offered a motion seconded by **Mr. Mitchell** to impose the following sanctions:

Count 1:		No Violation
Count 2:		Revocation
Total		\$ 0

In addition, for violation of Count 1 the Board finds a ruling of no violation.

For violation of Count 3, the Board voted to revoke the license.

The motion passed by unanimous vote. Members voting "Yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

Board chairman allowed Mr. Perkins to address the Board. Mr. Perkins shared with the Board that he is requesting the Board to allow his license to run its course. The expiration date is March 31, 2018 and he'd like to be allowed to complete the contracts he's currently engaged in.

Mr. Redifer offered a motion seconded by Mr. Trenary to reopen case 2016-02003 for additional consideration and discussion.

The motion was approved by unanimous vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

Board members conferred with Board counsel after which they determined they needed to go into closed session to further deliberate on the matter.

Closed Session D 4 File 2016-02003

**Motion for
Closed
Session**

At 10:26 am Ms. Tomlin motioned, "Mr. Chairman, I move that this meeting be recessed and that the Board immediately reconvene in closed meeting for the purpose of consultation with legal counsel pertaining to actual and/or potential litigation as permitted by §2.2-3711.A.7 of the Code of Virginia. The following non-members will be in attendance to reasonable aid the consideration of the topic. Jay DeBoer, Josh Laws, Eric Olson, and Anika Coleman. This motion is made with respect to the matters identified as agenda item D 4. File number 2016-02003." The motion was seconded by Mr. Redifer.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

At 10:42 am Mr. Redifer motioned for the Board's meeting to reconvene and **Mr. Dyer** seconded it.

Reconvene

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

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

Certification of closed session

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

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

Mr. Olson conducted the:

Call for Vote:

Members responding "Aye": Herbert "Jack" Dyer, Jr., Jeffery Hux, Erby G. "Rudy" Middleton, III, Jeffrey S. Mitchell, John O'Dell, E. C. "Chick" Pace, III, Michael Redifer, Deborah Lynn Tomlin,, and Jason "Jake" Trenary.

Members absent were: Vance T. Ayres, Sheila Bynum-Coleman, H. Bailey Dowdy, David Giesen, and Gene E. Magruder. Member out of the room during closed session was: James Oliver.

Mr. Redifer offered a motion seconded by Mr. Trenary to reopen case: 2016-02003 for additional consideration and discussion.

**Reopen
2016-02003
2016-02003**

The motion passed unanimously. Members voting "Yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

Oscar Shane Perkins t/a Remodeling Remodeling

After additional discussion and consideration **Mr. Redifer** offered a motion seconded by **Mr. Pace** to offer a Consent Order to the client and his attorney that will Allow **Oscar Shane Perkins t/a Perkins Remodeling** to continue to operate with NO renewal rights to license 2705133505. This license will expire March 31, 2018. Any disciplinary action between now and March 2018 will negate the Consent Order and revert back to revocation of license 2705133505. If the Board votes to agree with this motion, the client and his attorney will then be given time to review and sign the proposed Consent Order understanding there is no right to appeal it.

The motion was approved by unanimous vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

The attorney and his client verbally agreed and staff was requested to prepare the Consent Order and present it for review and signature. It was agreed that the Board would address the Consent Order later on during the meeting.

In the matter of Disciplinary File Number 2015-01614, Thomas Wayne Wilkinson, t/a Wayne Enterprises, the Board members reviewed the record, which consisted of the investigative file, transcript and exhibits from the Informal Fact-Finding Conference, and the Summary.

File Number 2015-01614 Thomas Wayne Wilkinson, t/a Wayne Enterprises

Thomas Wayne Wilkinson, t/a Wayne Enterprises did appear at the Informal Fact Finding meeting in person.

Thomas Wayne Wilkinson, t/a Wayne Enterprises did attend the Board meeting in person. He addressed the Board. Presiding officer **Mr. Pace**, was not present did not participate in the discussion and did not vote.

After discussion a motion was made by **Mr. Trenary** and seconded by **Mr. Mitchell** 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 **Thomas**

Wayne Wilkinson violated the following:

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

Count 2: 18 VAC 50-22-260.B.29

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

The motion passed unanimously. Members voting "Yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Oliver, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

After discussion **Mr. Trenary** offered a motion seconded by **Mr. Bynum-Oliver** to impose the following sanctions:

Count 1:		\$ 500.00
Count 2:		\$ 300.00
Count 3:		\$ 200.00
Total		\$ 1,000.00

In addition, for violation Counts 1 through 3, the Board voted to require Thomas Wayne Wilkinson have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the effective date of the Order.

The motion passed by majority vote. Members voting "Yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Oliver, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

In the matter of Disciplinary File Number 2015-01618 FMJ & Son Construction, LLC, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

**File Number
2015-01618
FMJ & Son
Construction,
LLC**

Mr. Francis Marshall Jarrelle, Jr. and Francis Marshall Jarrell III along with attorney Pochucha did attend the Informal Fact Finding conference in person.

Mr. Jarrell, Jr. and Mr. Jarrell, III and attorney Pochucha also appeared at the Board meeting. They addressed the Board.

Presiding officer **Mr. Pace** was not present did not participate in the discussion and did not vote.

After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. 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 **FMJ & Son Construction, LLC** 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.17**
- Count 5 18 VAC 50-22-260.B.2**

The motion passed by unanimous vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

After discussion a motion was made by **Mr. Redifer** and 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 Board imposes the following monetary penalties:

Count 1:	\$600.00
Count 2:	\$600.00
Count 3:	\$1,400.00
Count 5:	\$1,500.00
Total	\$4,100.00

In addition, for violation of Counts 1, 2, 3, and 5, the Board voted to require **FMJ & Son Construction, LLC** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the effective date of this order.

Count 4 was closed with no action.

The motion passed by unanimous vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

In the matter of Disciplinary Prima Facie File Number 2017-00995 Pro Landscaping Services LLC, the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

File Number
2017-00995
Pro
Landscaping

Pro Landscaping Services LLC did not appear at the Board meeting in person, by counsel, or by any other qualified representative.

Services LLC

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

The Board finds substantial evidence that **Pro Landscaping Services 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.27
Count 5:		18 VAC 50-22-260.B.33
Count 6:		18 VAC 50-22-260.B.31
Count 7:		18 VAC 50-22-260.B.30

The motion passed unanimously. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

Mr. Olson shared that priors exist. Pro Landscaping Services, LLC, on March 1, 2015, was found in violation of the Board for Contractors Regulations for improper contract, missing contract elements, working outside the scope of the license, failure to use a change order, and failure to obtain a permit or inspection. Consent Order 2015-02823 resulted in fines of \$2,850.00, reimbursement of costs of \$150.00, and assignment to remedial education. On June 14, 2016, the license was suspended for non-compliance.

After discussion a motion was made by **Mr. Oliver** and seconded by **Mr. Trenary** to impose the following monetary penalties to be consistent:

Count 1:		\$ 400.00
Count 2:		\$ 400.00
Count 3:		\$ 700.00
Count 4:		\$ 700.00
Count 5:		\$ 800.00
Count 6:		\$ 400.00
Count 7:		\$1,200.00
Total		\$4,600.00

A total monetary penalty of **\$4,600.00** was imposed. In addition, for violation of Count 1, 2, 5, and 6, the Board requires **Pro Landscaping Services LLC** have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety days of the effective date of this order.

The Board also imposes the following sanctions: For violation of Counts 3, 4, and 7, license revocation.

The motion passed unanimously. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

In the matter of Disciplinary Prima Facie File Number 2017-01085 Plumbing and Bath Plus LLC, the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number
2017-01085
Plumbing and
Bath Plus
LLC**

Plumbing and Bath Plus LLC did not appear at the Board meeting in person, by counsel, or by any other qualified representative.

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

The Board finds substantial evidence that **Plumbing and Bath Plus 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.29
Count 4:		18 VAC 50-22-260.B.13
Count 5:		18 VAC 50-22-260.B.4

The motion passed unanimously. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

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

Mr. Pace to impose the following monetary penalties to be consistent:

Count 1:		\$ 350.00
Count 2:		\$ 400.00
Count 3:		\$ 550.00
Count 4:		\$ 1,300.00
Count 5:		\$ 450.00
Total		\$3,050.00

A total monetary penalty of **\$3,050.00** was imposed. In addition, for violation of Count 3, 4 and 5, the Board imposes license revocation.

The motion passed unanimously. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

In the matter of **Disciplinary Prima Facie File Number 2017-01123 Around The Clock Chimneys & Roofing LLC**, the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number
 2017-01123
 Around The
 Clock
 Chimneys &
 Roofing LLC**

Around The Clock Chimneys & Roofing LLC did not appear at the Board meeting in person, by counsel, or by any other qualified representative.

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

The Board finds substantial evidence that **Around The Clock Chimneys & Roofing LLC**, violated the following:

Count 1:	Two Violations	18 VAC 50-22-260. B.27
Count 2:		18 VAC 50-22-260.B.33

The motion passed unanimously. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

After discussion a motion was made by **Mr. Middleton** and seconded by **Mr. Pace** to impose the following monetary penalties to be consistent:

Count 1:	\$700. Per violation	\$1,400.00
Count 2:		\$ 800.00
Total		\$2,200.00

A total monetary penalty of **\$2,200.00** was imposed. In addition, for violation of Counts 1, and 2, the Board requires **Around The Clock Chimneys & Roofing LLC** have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety days of the effective date of this order.

The motion passed with a majority vote. Members voting “yes” were: **Hux, Middleton, Mitchell, O’Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent. **Dyer** voted “no”.

In the matter of Disciplinary Prima Facie File Number **2017-01412 TNT Construction LLC**, the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number
 2017-01412
 TNT
 Construction
 LLC**

TNT Construction LLC did not appear at the Board meeting in person, by counsel, or by any other qualified representative.

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

The Board finds substantial evidence that **TNT Construction LLC**, violated the following:

Count 1:		18 VAC 50-22-210.
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The motion passed unanimously. Members voting “yes” were: **Dyer, Hux, Middleton, Mitchell, O’Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

After discussion a motion was made by **Mr. Oliver** and seconded by **Mr. Hux** to impose the following monetary penalties to be consistent:

Count 1:		\$ 500.00
Total		\$ 500.00

A total monetary penalty of **\$500.00** was imposed. In addition, for violation of Count 1 the Board imposes license revocation.

The motion passed unanimously. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

In the matter of Disciplinary Prima Facie File Number **2017-01535 Michael David Spear**, the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number
 2017-01535
 Michael David
 Spear**

Michael David Spear did not appear at the Board meeting in person, by counsel, or by any other qualified representative.

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

The Board finds substantial evidence that **Michael David Spear**, violated the following:

Count 1:		18 VAC 50-22-260. B.27
Count 2:		18 VAC 50-22-260.B.2
Count 3:		18 VAC 50-22-260.B.22
Count 4:		18 VAC 50-22-260.B.23

The motion passed unanimously. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

After discussion a motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to impose the following monetary penalties to be consistent:

Count 1:	2 vios @ \$125. each	\$ 250.00
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Count 2:		\$ 250.00
Count 3:		\$ 00.00
Count 4:		\$ 250.00
Total		\$ 750.00

A total monetary penalty of **\$750.00** was imposed. In addition, for violation of Count 1, and 2, the Board requires **Michael David Spear** have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety days of the effective date of this order. The Board voted to impose remedial education instead of revocation for Counts 1 and 2.

The Board also imposes the following sanctions: For violation of Counts 3, and 4, license revocation.

The motion passed unanimously. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

In the matter of Disciplinary Prima Facie File Number 2017-01559 George Dennis Green, t/a Gd Green Contracting, the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number
2017-01559
George
Dennis Green,
t/a Gd Green
Contracting**

George Dennis Green, t/a Gd Green Contracting did not appear at the Board meeting in person, by counsel, or by any other qualified representative.

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

The Board finds substantial evidence that **George Dennis Green, t/a Gd Green Contracting**, violated the following:

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

The motion passed unanimously. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and**

Trenary, David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.

After discussion a motion was made by **Mr. Oliver** and seconded by **Mr. Pace** to impose the following monetary penalties to be consistent:

Count 1:		\$ 1,000.00
Count 2:		\$ 1,700.00
Total		\$ 2,700.00

A total monetary penalty of **\$2,700.00** was imposed. In addition, for violation of Count 1, and 2, the Board imposes license revocation. To be consistent with prior Board precedence, the Board voted to increase the monetary penalties for Count 1 and Count 2.

The motion passed unanimously. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

In the matter of Disciplinary Prima Facie File Number 2017-01848 Krisztian Toth, the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number
2015-01848
Krisztian Toth**

Krisztian Toth did not appear at the Board meeting in person, by counsel, or by any other qualified representative.

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

The Board finds substantial evidence that **Krisztian Toth**, violated the following:

Count 1:		18 VAC 50-22-230. B.
Count 2:		18 VAC 50-22-260.B.27
Count 3:		18 VAC 50-22-260.B.15
Count 4:		18 VAC 50-22-260.B.16

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

Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.

Mr. Olson shared that priors exist. **Krisztian Toth**, on September 26, 2017, was found in violation of the Board for Contractors Regulations for working outside the scope of the license, failure to complete work, retention of funds, failure to satisfy a judgment, and for failing to notify the Board of a change of address. Final Order 2017-02171 resulted in fines of \$6,300 and license revocation. As of this date compliance has not been obtained; the license has been revoked.

After discussion a motion was made by **Mr. Oliver** and seconded by **Mr. Pace** to impose the following monetary penalties to be consistent:

Count 1:		\$ 650.00
Count 2:		\$ 700.00
Count 3:		\$ 1,400.00
Count 4:		\$ 1,850.00
Total		\$4,650.00

A total monetary penalty of **\$4,650.00** was imposed.

The Board also imposes the following sanctions: For violation of Counts 1, 2, 3, and 4, license revocation.

The motion passed unanimously. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

In the matter of Disciplinary Prima Facie File Number 2017-00995 Derrick W Ledford, t/a Heritage Roofing & Construction Company, the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

Derrick W Ledford, t/a Heritage Roofing & Construction Company did not appear at the Board meeting in person, by counsel, or by any other qualified representative.

**File Number
2017-00995
Derrick W
Ledford, t/a
Heritage
Roofing &
Construction
Company**

After discussion a motion was made by **Mr. Middleton** and seconded by **Mr. Pace** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Recommendation. The Report of Findings and Recommendation are

incorporated as part of this Order.

The Board finds substantial evidence that **Derrick W Ledford, t/a Heritage Roofing & Construction Company**, violated the following:

Count 1:		18 VAC 50-22-260. B.13
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The motion passed unanimously. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

After discussion a motion was made by **Mr. Middleton** and seconded by **Mr. Pace** to impose the following monetary penalties to be consistent:

Count 1:		\$ 1,200.00
Total		\$ 1,200.00

A total monetary penalty of **\$1,200.00** was imposed. The Board also imposes license revocation for violation of Count 1.

The motion passed unanimously. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

In the matter of Disciplinary Prima Facie File Number 2017-01997 George William Mallory, t/a City Wide Heating And Air Conditioning the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

George William Mallory, t/a City Wide Heating And Air Conditioning did not appear at the Board meeting in person, by counsel, or by any other qualified representative.

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

The Board finds substantial evidence that **George William Mallory, t/a City Wide Heating And Air Conditioning**, violated the following:

**File Number
2017-01997
George
William
Mallory, t/a
City Wide
Heating And
Air
Conditioning**

Count 1:		18 VAC 50-22-260. B.33
Count 2:		18 VAC 50-22-260.B.30
Count 3:		18 VAC 50-22-260.B.13
Count 4:		18 VAC 50-22-230.B

The motion passed unanimously. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

Mr. Olson shared that priors exist. **George William Mallory, t/a City Wide Heating And Air Conditioning,** on May 25, 2004, was found in violation of the Board for Contractors Regulations for failing to operate in the name on the license, missing contract elements, misconduct, and failure to respond to an investigator. Consent Order 2003-02480 resulted in fines of \$600.00. Compliance was obtained on September 27, 2004.

After discussion a motion was made by **Mr. Oliver** and seconded by **Mr. Trenary** to impose the following monetary penalties to be consistent:

Count 1:		\$ 750.00
Count 2:		\$ 1,250.00
Count 3:		\$ 1,300.00
Count 4:		\$ 600.00
Total		\$3,850.00

A total monetary penalty of **\$3,850.00** was imposed. In addition, for violation of Count 3, and 4, the Board imposes license revocation.

The motion passed unanimously. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

In the matter of Disciplinary Prima Facie File Number 2017-02038 Glen W Marshall, t/a Bull Mountain Const & Home Improvement, the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

Glen W Marshall, t/a Bull Mountain Const & Home Improvement did not appear at the Board meeting in person, by counsel, or by any other qualified representative.

**File Number
2017-02038
Glen W
Marshall, t/a
Bull Mountain
Const &
Home
Improvement**

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

The Board finds substantial evidence that **Glen W Marshall, t/a Bull Mountain Const & Home Improvement**, violated the following:

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

The motion passed unanimously. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

After discussion a motion was made by **Mr. Oliver** and seconded by **Mr. Middleton** to impose the following monetary penalties to be consistent:

Count 1:		\$ 1,700.00
Count 2:		\$ 1,350.00
Total		\$3,050.00

A total monetary penalty of **\$3,050.00** was imposed. In addition, for violation of Count 1, and 2, the Board imposes license revocation.

The motion passed unanimously. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

In the matter of Disciplinary Prima Facie File Number 2017-02982 R L Reece Builders LLC, the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number
2017-02982
R L Reece
Builders LLC**

R L Reece Builders LLC did not appear at the Board meeting in person, by counsel, or by any other qualified representative.

After discussion a motion was made by **Mr. Middleton** and 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 Recommendation. The Report of Findings and Recommendation are

incorporated as part of this Order.

The Board finds substantial evidence that **R L Reece Builders LLC**, violated the following:

Count 1:		18 VAC 50-22-260. B.29
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The motion passed unanimously. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

After discussion a motion was made by **Mr. Middleton** and seconded by **Mr. Trenary** to impose the following monetary penalties to be consistent:

Count 1:		\$ 400.00
Total		\$ 400.00

A total monetary penalty of **\$400.00** was imposed. In addition, for violation of Count 1, the Board requires **R L Reece Builders LLC** have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety days of the effective date of this order.

The motion passed unanimously. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

In the matter of **Disciplinary Prima Facie File Number 2018-00545 C L Ducre Homes LLC**, the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number
2018-00545
C L Ducre
Homes LLC**

C L Ducre Homes LLC did not appear at the Board meeting in person, by counsel, or by any other qualified representative.

After discussion a motion was made by **Mr. Middleton** and 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 Recommendation in part. The Report of Findings and Recommendation are incorporated as part of this Order.

The Board finds substantial evidence that **C L Ducre Homes LLC**,

violated the following:

Count 1:		18 VAC 50-22-260. B.28
Count 2:		18 VAC 50-22-260.B.7

The motion passed unanimously. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

After discussion a motion was made by **Mr. Middleton** and seconded by **Mr. Oliver** to impose the following monetary penalties to be consistent with prior Board precedence:

Count 1:		\$ 1,700.00
Count 2:	Fine imposed to be consistent with prior Board precedence	\$ 1,150.00
Total		\$ 2,850.00

A total monetary penalty of **\$2,850.00** was imposed. In addition, for violation of Count 1, and 2, the Board imposes license revocation.

The motion passed unanimously. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

In the matter of **Disciplinary Prima Facie File Number 2018-00657 Moe's Masonry And Restoration LLC**, the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number
 2018-00657
 Moe's
 Masonry And
 Restoration
 LLC**

Moe's Masonry And Restoration LLC did not appear at the Board meeting in person, by counsel, or by any other qualified representative.

After discussion a motion was made by **Mr. Middleton** and 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 Recommendation. That motion failed due to no vote.

Mr. Trenary offered an amended motion to adopt the recommended sanction for Count 1 and to impose a monetary penalty for Count 2 to be consistent with prior Board precedence. This motion was seconded by Mr.

Middleton to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Recommendation, in part. The Report of Findings and Recommendation are incorporated as part of this Order.

The Board finds substantial evidence that **Moe's Masonry And Restoration LLC**, violated the following:

Count 1:		18 VAC 50-22-260. B.28
Count 2:	Fine imposed to be consistent with prior Board precedence	18 VAC 50-22-260.B.7

The motion passed unanimously. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

After discussion a motion was made by **Mr. Middleton** and seconded by **Mr. Oliver** to impose the following monetary penalties to be consistent:

Count 1:		\$ 1,750.00
Count 2:		\$ 1,150.00
Total		\$ 2,900.00

A total monetary penalty of **\$2,900.00** was imposed. In addition, for violation of Count 1, and 2, the Board imposes license revocation.

The motion passed unanimously. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

In the matter of Disciplinary Prima Facie File Number 2018-00764 F P Atkins General Contractor Inc, the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number
2018-00764
F P Atkins
General
Contractor
Inc**

F P Atkins General Contractor Inc did not appear at the Board meeting in person, by counsel, or by any other qualified representative.

After discussion a motion was made by **Mr. Middleton** and 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 Recommendation. The Report of Findings and Recommendation are incorporated as part of this Order.

The Board finds substantial evidence that **F P Atkins General Contractor Inc**, violated the following:

Count 1:		18 VAC 50-22-260. B.28
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The motion passed unanimously. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

After discussion a motion was made by **Mr. Middleton** and seconded by **Mr. Oliver** to impose the following monetary penalty:

Count 1:		\$ 1,850.00
Total		\$ 1,850.00

A total monetary penalty of **\$1,850.00** was imposed. In addition, for violation of Count 1, the Board also imposes license revocation.

The motion passed unanimously. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

In the matter of Consent Order File Number 2017-01416, Steve Matthews, t/a Ivy Falls, the board reviewed the Consent Order as seen and agreed to by Stephen Matthews.

**File Number
 2017-01416
 Steve
 Matthews, t/a
 Ivy Falls**

Mr. Matthews attended the Board meeting and he addressed the Board and shared that he is in agreement with the Consent Order as is. A motion was made by **Mr. Oliver** and seconded by **Mr. Mitchell** to ratify the proposed Consent Order offer wherein **Steve Matthews, t/a Ivy Falls** acknowledges an understanding of the charges and neither admits nor denies the following terms: violations of the Board's Regulations as outlined in the Report of Findings. **Steve Matthews, t/a Ivy Falls** consents to the following term (s). **(Count 1)** 18 VAC 50-22-260.B.8 with a monetary penalty of \$350.00 and **(Count 2)** 18 VAC 50-22-260.B.27 with a monetary penalty of \$650.00 and **(Count 3)** 28 VAC 50-22-260.B.29. **Steve Matthews, t/a Ivy Falls** also agrees to Board Costs in the amount of \$150.00. **Steve Matthews, t/a Ivy Falls** agrees to pay a total of \$1,700.00.

In addition, for violation of Counts 1, and 2, **Steve Matthews, t/a Ivy Falls** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Further, the Board shall waive imposition of the \$350.00 monetary penalty for Count 1 provided Steve Matthews provides a copy of his current contract within one hundred and eighty days of the effective date of this Order. The contract must be in compliance with Board Regulation 18 VAC 50-22-260.B.0. If Steve Matthews fails to comply with this condition, then the full monetary penalty will be automatically imposed.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

In the matter of Consent Order File Number 2015-00321, Sun J Kim, t/a S & J Remodeling, the board reviewed the Consent Order as seen and agreed to by **German A Mendez.**

File Number
2015-00321
Mendez
Residential
Builders Inc

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Mendez Residential Builders Inc** acknowledges an understanding of the charges and admits to the violations of the Counts as outlined in the Report of Findings. **Mendez Residential Builders Inc.** consents to the following term(s). **(Count 1)** 18 VAC 50-22-260.B.2 with a monetary penalty of \$00.00 and Board Costs in the amount of \$150.00. **Mendez Residential Builders Inc** agrees to pay a total of **\$150.00.**

Further, for violation of Count 1, **Mendez Residential Builders Inc** agrees to revocation of its license.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

In the matter of Consent Order File Number 2015-02610 Butterfield Homes Inc the board reviewed the Consent Order as seen and agreed to by **Kevin F Smith.** **Butterfield Homes Inc** did not attend the Board meeting in person by counsel nor by any other qualified individual.

File Number
2015-02610
Butterfield
Homes Inc

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Butterfield Homes Inc** acknowledges an understanding of the charges and admits to the violations of the Counts as outlined in the Report of Findings.

Butterfield Homes Inc consents to the following term(s). **(Count 1)** 18 VAC 50-22-260.B.29 with a monetary penalty of \$00.00 and **(Count 2)** 18 VAC 50-22-260.B.13 with a monetary penalty of \$0.00 and Board Costs in the amount of \$150.00. **Butterfield Homes Inc** agrees to pay a total of **\$150.00**.

Further, for violation of Count 1, **Butterfield Homes Inc** agrees to revocation of its license.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary**. **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

In the matter of Consent Order File Number 2017-00522, B C Construction & Remodeling LLC, the board reviewed the Consent Order as seen and agreed to **Barr Cornwall**. **B C Construction & Remodeling LLC** did not attend the Board meeting in person by counsel or by any other qualified individual.

File Number
2017-00522
B C
Construction
& Remodeling
LLC

A motion was made by **Mr. Redifer** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **B C Construction & Remodeling LLC**, acknowledges an understanding of the charges and admits to the violation (s) of the Counts as outlined in the Report of Findings. **B C Construction & Remodeling LLC** consents to the following terms. **(Count 1)** 18 VAC 50-22-260.B.9 with a monetary penalty of \$400.00; **(Count 2)** 18 VAC 50-22-260.B.27 with a monetary penalty of \$650.00; **(Count 3)** 18 VAC 50-22-260.B.31 with a monetary penalty of \$400.00 and **(Count 4)** 18 VAC 50-22-260.B.13 with a monetary penalty of \$1,300.00. **B C Construction & Remodeling LLC** agrees to Board costs of \$150.00. **B C Construction & Remodeling LLC** agrees to pay a total of **\$2,900.00**.

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

In addition, the Board agrees to waive \$650.00 of the monetary penalty for Count 2 provided B C Construction & Remodeling LLC obtains a Class A or a Class B Contractor license within ninety (90) days of the effective date of the Order. If B C Construction 7 Remodeling fails to comply with this condition, then the full monetary penalty will be imposed.

Further, for violation of Counts w, e, e, and 4, B C Construction & Remodeling LLC agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

In the matter of Consent Order File Number 2017-01009, Forrester Construction Company, the board reviewed the Consent Order as seen and agreed to by **Wayne Cabat.** Forrester Construction Company did not attend the Board meeting in person by counsel nor by any other qualified individual.

**File Number
2017-01009
Forrester
Construction
Company**

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Forrester Construction Company** acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. **Forrester Construction Company** consents to the following violations of the Board's Regulations :

Count 1:	18 VAC 50-30-260.B.29 (Two at \$600.00 each)	\$ 1,200.00
Count 2:	18 VAC 50-22-260.B.29 (Four at \$600.00 each)	\$2,400.00
Count 3:	18 VAC 50-22-260.B.29	\$600.00
Count 4:	18 VAC 50-22-260.B.29 (Four at \$600.00 each)	\$2,400.00

Forrester Construction Company agrees to pay a total of \$150.00 Board costs. **Forrester Construction Company** agrees to pay a total of \$6,750.00.

In addition for violation of Count 1, 2, 3, and 4, **Forrester Construction Company** agrees to provide to the Board, in a form acceptable to the Board, a written statement with the following information: The names

and Virginia license numbers of all subcontractors doing work for Forrester Construction Company that requires a license issued by the Commonwealth of Virginia.

Forrester Construction Company shall submit the statements with the above information to the Board, on an annual basis, for a period of two years, with the first statement being due to the Board twelve months from the date of entry of the Consent Order by the Board. Failure to comply with these terms will result in the automatic suspension of **Forrester Construction Company's** license until such time as compliance is obtained.

Further, for Counts 1 through 4, **Forrester Construction Company** agrees to have a member of responsible Management successfully complete a Board-approved remedial education class.

The motion was adopted by a unanimous vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

In the matter of Consent Order File Number 2017-01143, R J Bangel & Sons LLC the board reviewed the Consent Order as seen and agreed to by **Ray Bangel. R J Bangel & Sons LLC** did not attend the Board meeting in person by counsel nor by any qualified representative.

**File Number
2017-01143
R J Bangel &
Sons LLC**

A motion was made by **Mr. Redifer** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **R J Bangel & Sons LLC**, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. **R J Bangel & Sons LLC** consents to the following violations of the Board's Regulations: **(Count 1) 18 VAC 50-22-210 with a monetary penalty of \$500.00. R J Bangel & Sons LLC** agrees to Board costs of **\$150.00** and to pay a total of **\$650.00**

For violation of Count 1, **R J Bangel & Sons LLC** agrees to revocation of its license.

Further, the Board shall waive imposition of license revocation for Count 1, provided **R J Bangel & Sons LLC** reinstates its LLC registration with the State Corporation Commission within thirty days of the effective date of the Order. If **R J Bangel & Sons LLC** fails to comply with this condition, then license revocation will be automatically imposed.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

In the matter of Consent Order File Number 2017-01376, Home Repair and Remodeling LLC the board reviewed the Consent Order as seen and agreed to by **Christine Helbig.** **Home Repair and Remodeling LLC** did not attend the Board meeting in person by counsel or by any other qualified individual.

**File Number
2017-01376
Home Repair
and
Remodeling
LLC**

Mr. Redifer did not vote and did not participate in consideration of this matter.

A motion was made by **Mr. Oliver** and seconded by **Mrs. Tomlin** to ratify the proposed Consent Order offer wherein **Home Repair and Remodeling LLC**, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. **Home Repair and Remodeling LLC consents** to the following violations of the Board's Regulations: **(Count 1)** 18 VAC 50-22-210. with a monetary penalty of **\$000.00.** **Home Repair and Remodeling LLC** agrees to Board costs of **\$150.00** and a total of **\$150.00.**

For violation of Count 1, **Home Repair and Remodeling LLC** agrees to revocation of its license.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

In the matter of Consent Order File Number 2017-01399, The Charleston Co Inc, the board reviewed the Consent Order as seen and agreed to by **Danna B Middleton.** **The Charleston Co Inc** did not attend the Board meeting in person, by counsel nor by any qualified representative.

**File Number
2017-01399
The
Charleston
Co Inc**

A motion was made by **Mr. Oliver** and seconded by **Mr. Hux** to ratify the proposed Consent Order offer wherein **All Plumbing Inc. Service Parts Installation** acknowledges an understanding of the charges and admits to the following violations of the Counts as outlined in the Report of Findings. **All Plumbing Inc. Service Parts Installation** consents to the following

term (s):

Count 1:	18 VAC 50-22-260.B.29	Four violations at \$600.00 each
Count 2:	18 VAC 50-22-260.B.31	

Listed below are the sanctions:

Count 1:		\$2,400.00
Count 2:		\$ 400.00
Board Costs		\$ 150.00
Total		\$2,950.00

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

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

In the matter of Consent Order File Number 2017-01591, Wynn Enterprises LLC, the board reviewed the Consent Order as seen and agreed to by **Norman C Wynn. Wynn Enterprises LLC** did not attend the Board meeting in person, by counsel nor by any other qualified representative.

**File Number
2017-01591
Wynn
Enterprises
LLC**

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Wynn Enterprises LLC** acknowledges an understanding of the charges and admits to the following violations of the counts as outlined in the Report of Findings, **Wynn Enterprises LLC** consents to the following term (s): **(Count 1) 18 VAC 50-22-220. A** and agrees to a monetary penalty of **\$450.00**; **Count 2: 18 VAC 50-22-230.A** with a penalty of **\$500.00**; **Count 3: 18 VAC 50-22-260.B. 9** with a penalty of **\$400.00**; and **Count 4: 18 VAC 50-22-260.B.12** with a penalty of **\$ 1,500.00. Wynn Enterprises LLC** agrees to pay Board costs of **\$150.00**. They also agree to pay a total of **\$3,000.00**.

In addition, the Board shall waive imposition of the **\$450.00** monetary

penalty for violation of Count 1 **Wynn Enterprises LLC** reports a change in the managers of the limited liability company within ninety days of the effective date of the Order. If **Wynn Enterprises LLC** fails to comply with this condition, then the full monetary penalty will be automatically imposed.

In addition, the Board shall waive \$250.00 of the monetary penalty for Count 2 provided **Wynn Enterprises LLC** reports its current business and/or trade name to the Board, in writing, within ninety days of the effective date of the Order. If **Wynn Enterprises LLC** fails to comply with this condition, then the full monetary penalty will be automatically imposed.

Also, the Board shall waive imposition of the \$400.00 monetary penalty for Count 3 provided **Wynn Enterprises LLC** provides a copy of its current contract within ninety days of the effective date of the Order. The contract must be in compliance with Board Regulation 18 VAC 50-22-260.B.9. If **Wynn Enterprises LLC** fails to comply with this condition; the full monetary penalty will be automatically imposed.

Also, for violation of Counts 1, 2, 3 and 4, **Wynn Enterprises LLC** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

In the matter of Consent Order File Number 2017-01653 **Bryan Emanuel Lewis, t/a B Lewis Building & Concrete**, the board reviewed the Consent Order as seen and agreed to by **Bryan Lewis.** **Bryan Emanuel Lewis, t/a B Lewis Building & Concrete** did not attend the Board meeting in person by counsel nor by any other qualified representative.

File Number
2017-01653
Bryan
Emanuel
Lewis, t/a B
Lewis
Building &
Concrete

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Bryan Emanuel Lewis, t/a B Lewis Building & Concrete**, acknowledges an understanding of the charges admits to the following violations of the Counts as outlined in the Report of Findings. **Bryan Emanuel Lewis, t/a B Lewis Building & Concrete** consents to the following term(s): **(Count 1) 18 VAC 50-22-260.B.9** and agrees to a monetary penalty of **\$400.00**; **(Count 2) 18 VAC 50-22-260.B.31** and agrees to a monetary penalty of **\$ 400.00**; **(Count 3) 18 VAC 50-22-260.B.29** and agrees to a monetary penalty of

\$ 600.00; and **(Count 4) 18 VAC 50-22-260.B.15** and agrees to a monetary penalty of \$1,450.00. **Bryan Emanuel Lewis, t/a B Lewis Building & Concrete** also agrees to Board Costs in the amount of **\$150.00**. **Bryan Emanuel Lewis, t/a B Lewis Building & Concrete** agrees to pay **\$ 3,000.00**.

In addition for violation of Count 1 through 4, **Bryan Emanuel Lewis, t/a B Lewis Building & Concrete** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary**. **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

In the matter of Consent Order File Number 2017-01785 **Four Seasons of Danville Inc**, the board reviewed the Consent Order as seen and agreed to by **M L Harlow**. **Four Seasons of Danville Inc** did not attend the Board meeting in person, or by counsel or any qualified representative.

File Number
2017-01785
Four Seasons
of Danville Inc

A motion was made by **Mr. Oliver** and seconded by **Mrs. Tomlin** to ratify the proposed Consent Order offer wherein **Four Seasons of Danville Inc**, admits to the following violations of the Board's Regulations: **(Count 1) 18 VAC 50-22-220.A** and agrees to a monetary penalty of **\$500.00**. **Four Seasons of Danville Inc** also agrees to Board costs in the amount of **\$150.00**. **Four Seasons of Danville Inc** agrees to pay a total of **\$650.00**.

In addition, the Board shall waive imposition of the **\$500.00** monetary penalty for Count 1 provided, **Four Seasons of Danville Inc**, reports a change in the officers of the corporation within ninety days of the effective date of the Order. If **Four Seasons of Danville Inc** fails to comply with the condition, then the full monetary penalty will be automatically imposed.

Further, for violation of Count 1, **Four Seasons of Danville Inc** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

The motion passed with a unanimous "yes" vote. Members voting "yes" were **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary**. **David Giesen, Bynum-Coleman, Vance Ayres,**

Gene Magruder, and H. Bailey Dowdy were absent.

In the matter of Consent Order File Number 2017-01813 Jason Ray Cantor, t/a Cantor's Construction the board reviewed the Consent Order as seen and agreed to by **Jason Ray Cantor. Jason Ray Cantor, t/a Cantor's Construction** did not attend the Board meeting in person by counsel nor by any other qualified individual.

**File Number
2017-01813
Jason Ray
Cantor, t/a
Cantor's
Construction**

Mr. Oliver did not vote or participate in this matter.

A motion was made by **Mr. Redifer** and seconded by **Mr. O'Dell** to ratify the proposed Consent Order offer **Jason Ray Cantor, t/a Cantor's Construction** acknowledges an understanding of the charges and admits to the following violations of the Counts as outlined in the Report of Findings. **Jason Ray Cantor, t/a Cantor's Construction (Count 1) 18 VAC 50-22-260.B.9** and agrees to a monetary penalty of **\$400.00: (Count 2) 18 VAC 50-22-260.B.31** and agrees to a monetary penalty of **\$400.00. Jason Ray Cantor, t/a Cantor's Construction** also agrees to Board costs in the amount of **\$150.00. Jason Ray Cantor, t/a Cantor's Construction** agrees to pay a total of **\$950.00.**

In addition, the Board shall waive imposition of the \$400.00 monetary penalty for Count 1 provided **Jason Ray Cantor, t/a Cantor's Construction** provides a copy of his current contract within ninety days of the effective date of this Order. The contract must be in compliance with Board Regulation 18 VAC 50-22-260.B.0. If **Jason Ray Cantor, t/a Cantor's Construction** fails to comply with this condition, then the full monetary penalty will be automatically imposed.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

In the matter of Consent Order File Number 2017-01985 Blue Heron Homes Builder LLC, the board reviewed the Consent Order as seen and agreed to by **James Usas. Blue Heron Homes Builder LLC** did not attend the Board meeting in person, nor by counsel or any qualified representative.

**File Number
2017-01985
Blue Heron
Homes
Builder LLC**

Mr. Oliver did not vote and did not participate in this matter.

A motion was made by **Mr. Redifer** and seconded by **Mr. Hux** to ratify the proposed Consent Order offer wherein **Blue Heron Homes Builder LLC** admits to the following violations of the Board's Regulations (**Count 1) 18 VAC 50-22-260.B.9** and agrees to a monetary penalty of **\$400.00**; (**Count 2) 18 VAC 50-22-260.B.6** and agrees to a monetary penalty of **\$750.00**. **Blue Heron Homes Builder LLC** also agrees to Board costs in the amount of **\$150.00**. **Blue Heron Homes Builder LLC** agrees to pay a total of **\$1,300.00**.

Further, for violation of Count 1 and 2, **Blue Heron Homes Builder LLC** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Redifer, Tomlin, and Trenary**. **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

In the matter of Consent Order File Number **2017-02117 James A Keys Jr, t/a Keys Contracting**, the board reviewed the Consent Order as seen and agreed to by **James A Keys, Jr**. **James A Keys Jr, t/a Keys Contracting** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
2017-02117
James A Keys
Jr, t/a Keys
Contracting

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **James A Keys Jr, t/a Keys Contracting**, admits to the following violations of the Board's Regulations and agrees to pay the following sanctions:

Count 1:	\$350.00	18 VAC 50-22-230. A
Count 2:	\$800.00	18 VAC 50-22-260.B.8 (Two violations at \$400.00 each)
Count 3:	\$800.00	18 VAC 50-22-260.B.9 (Two violations at \$400.00 each)
Board Costs	\$150.00	
Total	\$2,100.00	

James A Keys Jr, t/a Keys Contracting agrees to pay **\$2,100.00**.

Further for violation of Count 1, 2 and 3, **James A Keys Jr, t/a Keys Contracting** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

In the matter of Consent Order File Number 2017-02119, **Beach Works Construction Inc**, the board reviewed the Consent Order as seen and agreed to by **David Jones.** **Beach Works Construction Inc** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
2017-02119
Beach Works
Construction
Inc

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Beach Works Construction Inc**, admits to the following violations of the Board's Regulations (**Count 1**) **18 VAC 50-22-260.B.9** and agrees to a monetary penalty of **\$400.00**; (**Count 2**) **18 VAC 50-22-260.B.31** and agrees to a monetary penalty of **\$400.00.** **V Beach Works Construction Inc** also agrees to Board costs in the amount of **\$150.00.** **Beach Works Construction Inc** agrees to pay a total of **\$950.00.**

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

Further, for violation of Counts 1 and 2, and agrees to successfully complete a Board-approved remedial education class within 90 days of entry of the Order.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

In the matter of Consent Order File Number 2017-02121 **Mike GW French, t/a Virginia Decking & Remodeling**, the board reviewed the Consent Order as seen and agreed to by **Mike French.** **Mike GW French, t/a Virginia Decking & Remodeling** did not attend the Board

File Number
2017-02121
Mike GW
French, t/a

meeting in person, nor by counsel or any qualified representative.

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Mike GW French, t/a Virginia Decking & Remodeling**, admits to the following violations of the Board's Regulations (**Count 1**) **18 VAC 50-22-260.B.18** and agrees to a monetary penalty of **\$800.00**. **Mike GW French, t/a Virginia Decking & Remodeling** also agrees to Board costs in the amount of **\$150.00**. **Mike GW French, t/a Virginia Decking & Remodeling** agrees to pay **\$950.00**.

Further, for violation of Count 1, **Mike GW French, t/a Virginia Decking & Remodeling** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education within 90 days of the Order.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary**. **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

In the matter of Consent Order File Number **2017-02185, Morgan & Morgan Construction Inc** the board reviewed the Consent Order as seen and agreed to by **David L Morgan**. **Morgan & Morgan Construction Inc** did not attend the Board meeting in person by counsel nor by any other qualified representative.

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Morgan & Morgan Construction Inc**, admits to the following violations of the Board's Regulations: (**Count 1**) **18 VAC 50-22-260.B. 9** and agrees to a monetary penalty of **\$400.00** and (**Count 2**) **18 VAC 50-22-260.B.31** and agrees to a monetary penalty of **\$400.00**. **Morgan & Morgan Construction Inc** also agrees to Board costs in the amount of **\$150.00**. **Morgan & Morgan Construction Inc**, agrees to pay **\$950.00**.

Further, **Morgan & Morgan Construction Inc** agrees to have a member of Responsible Management successfully complete a Board – approved remedial education class for violation of Count 1 and Count 2.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary**. **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

**Virginia
Decking &
Remodeling**

**File Number
2017-02185
Morgan &
Morgan
Construction
Inc**

In the matter of Consent Order File Number 2017-02187 WSR Enterprises LLC the board reviewed the Consent Order as seen and agreed to by **Carl C Wiseman**. **WSR Enterprises LLC** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
2017-02187
WSR
Enterprises
LLC

Mr. Oliver did not vote and did not participate in this matter.

A motion was made by **Mr. Redifer** and seconded by **Mr. Pace** to ratify the proposed Consent Order offer wherein **WSR Enterprises LLC**, admits to the following violations of the Board's Regulations (**Count 1**) **18 VAC 50-22-260.B.8** and agrees to a monetary penalty of **\$400.00**, (**Count 2**) **18 VAC 50-22-260.B.32** and agrees to a monetary penalty of **\$400.00** and (**Count 3**) **18 VAC 50-22-260.B.17** and agrees to a monetary penalty of **\$750.00**. **WSR Enterprises LLC** also agrees to Board costs in the amount of **\$150.00**. **WSR Enterprises LLC** agrees to pay **\$1,700.00**.

Further, for violation of Count 1, 2 and 3, **WSR Enterprises LLC** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Redifer, Tomlin, and Trenary**. **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

In the matter of Consent Order File Number 2017-02226 DiMattia Sold Right Auction Company, the board reviewed the Consent Order as seen and agreed to by **Enrico DiMattia**. **DiMattia Sold Right Auction Company** did not appear at the Board meeting in person, nor by counsel or any qualified representative.

File Number
2017-02226
DiMattia Sold
Right Auction
Company

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **DiMattia Sold Right Auction Company**, admits to the following violations of the Board's Regulations (**Count 1**) **18 VAC 50-22-260.B.33** and agrees to a monetary penalty of **\$800.00**. Board Costs in the amount of **\$150.00**. **DiMattia Sold Right Auction Company** agrees to pay a total of **\$950.00**.

Further, for violation of Counts 1, **DiMattia Sold Right Auction Company** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

In the matter of Consent Order File Number 2017-02243 Roofing by George & Home Impr Inc, the board reviewed the Consent Order as seen and agreed to by **George L Hair.** **Roofing by George & Home Impr Inc,** did not attend the Board meeting in person, nor by counsel or any qualified representative.

**File Number
2017-02243
Roofing by
George &
Home Impr
Inc**

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Roofing by George & Home Impr Inc,** to the following violations of the Board's Regulations (**Count 1**) **18 VAC 50-22-260.B.9** and agrees to a monetary penalty of **\$400.00;** and (**Count 2**) **18 VAC 50-22-260.B.33** and agrees to a monetary penalty of **\$750.00.** **Roofing by George & Home Impr Inc** also agrees to Board costs in the amount of **\$150.00.** **Roofing by George & Home Impr Inc** agrees to pay **\$1,300.00.**

Further, for violation of Count 1 and 2, **Roofing by George & Home Impr Inc,** agrees to have a member of Responsible Management successfully complete a Board-approved Remedial Education class within 90 days of the Order.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

In the matter of Consent Order File Number 2017-02244 Nucon Inc, the board reviewed the Consent Order as seen and agreed to by **Stephen Hanscome.** **Nucon Inc** did not attend the Board meeting in person, nor by counsel or any qualified representative.

**File Number
2017-02244
Nucon Inc**

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Nucon Inc** admits to the following violations of the Board's Regulations (**Count 1**) **18 VAC 50-22-260.B.8** and agrees to a monetary penalty of **\$400.00.** **Nucon Inc** also agrees to Board costs in the amount of **\$150.00.** **Nucon Inc** agrees to pay **\$550.00.**

Further, for violation of Count 1, Nucon Inc agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the Order.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

In the matter of Consent Order File Number 2017-02324 The Helm Group LLC, t/a Ground Breaking Contracting, the board reviewed the Consent Order as seen and agreed to by Phillip Helm. The Helm Group LLC, t/a Ground Breaking Contracting did not attend the Board meeting in person, nor by counsel or any qualified representative.

**File Number
2017-01978
The Helm
Group LLC,
t/a Ground
Breaking
Contracting**

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **The Helm Group LLC, t/a Ground Breaking Contracting** admits to the following violations of the Board's Regulations (**Count 1**) **18 VAC 50-22-260.B.9** and agrees to a monetary penalty of **\$600.00**. **The Helm Group LLC, t/a Ground Breaking Contracting** also agrees to Board costs in the amount of **\$150.00**. **The Helm Group LLC, t/a Ground Breaking Contracting** agrees to pay **\$750.00**.

In addition, the Board shall waive imposition of the \$600.00 monetary penalty for Count 1 provided The Helm Group LLC, t/a Ground Breaking Contracting provides a copy of its current contract within ninety days of the effective date of the Order. The contract must be in compliance with Board Regulation 18 VAC 50-22-260.B.9. If The Helm Group LLC, t/a Ground Breaking Contracting fails to comply with this condition, then the full monetary penalty will be automatically imposed.

Further, for violation of Count 1, The Helm Group LLC, t/a Ground Breaking Contracting agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

In the matter of Consent Order File Number 2017-02326 Steven Jelinek LLC, t/a Creative Concepts, the board reviewed the Consent Order as seen and agreed to by **Steven Jelinek**. **Steven Jelinek LLC, t/a Creative Concepts** did attend the Board meeting in person by counsel or by any other qualified individual.

File Number
2017-02326
Steven
Jelinek LLC,
t/a Creative
Concepts

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Steven Jelinek LLC, ta/ Creative Concepts**, admits to the following violations of the Board's Regulations (**Count 1**) **18 VAC 50-22-260.B.8** and agrees to a monetary penalty of **\$350.00** and (**Count 2**) **18 VAC 50-22-260.B.25** and agrees to a monetary penalty of **\$1,050.00**. **Steven Jelinek LLC, t/a Creative Concepts** also agrees to Board costs in the amount of **\$150.00**. **Steven Jelinek LLC, t/a Creative Concepts** agrees to pay **\$1,550.00**.

Further, for violation of Count 1 and 2, **Steven Jelinek LLC, t/a Creative Concepts** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the Order.

For violation of Count 2, **Steven Jelinek LLC** agrees to revocation of its license.

Per notification by Prince William County, the Notice of Violation issued in March 2017 has been abated. Therefore, the monetary sanctions and license revocation for Count 2 is hereby waived.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary**. **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

In the matter of Consent Order File Number 2017-02503 Mark Lewis Humphries, the board reviewed the Consent Order as seen and agreed to by **Mark Lewis Humphries**. **Mark Lewis Humphries** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
2017-02503
Mark Lewis
Humphries

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Mark Lewis Humphries**, admits to the following violations of the Board's Regulations (**Count 1**) **18 VAC 50-30-190.11** and agrees to a monetary penalty of **\$00.00** and (**Count 2**) **18 VAC 50-30-190.12** and agrees to a monetary penalty of \$

100.00. Mark Lewis Humphries agrees to Board costs of **\$150.00**.
Mark Lewis Humphries agrees to pay a total of **\$250.00**.

Further, for violation of Count, **Mark Lewis Humphries**, agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the Order.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary**. **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

In the matter of Consent Order File Number 2017-02612 **Brian N Harlow, t/a Brian's Construction**, the board reviewed the Consent Order as seen and agreed to by **Brian N Harlow**. **Brian N Harlow, t/a Brian's Construction** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
2017-02612
Brian N
Harlow, t/a
Brian's
Construction

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Brian N Harlow, t/a Brian's Construction** admits to the following violations of the Board's Regulations (Count 1) **18 VAC 50-22-260.B.19** and agrees to a monetary penalty of **\$400.00**. **Brian N Harlow, t/a Brian's Construction** also agrees to Board costs in the amount of **\$150.00**. **Brian N Harlow, t/a Brian's Construction**, agrees to pay **\$550.00**.

Further, for violation of Count 1, **Brian N Harlow, t/a Brian's Construction** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary**. **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

In the matter of Consent Order File Number 2017-02680 **DBC Management Inc** the board reviewed the Consent Order as seen and agreed to by **Dominic Cosby**. **DBC Management Inc** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
2017-02680
DBC
Management
Inc

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **DBC Management Inc**

admits to the following violations of the Board's Regulations (**Count 1**) **18 VAC 50-22-230.A** and agrees to a monetary penalty of **\$350.00** and (**Count 2**) **18 VAC 50-22-260.B.9** and agree to a monetary penalty of **\$400.00**; (**Count 3**) **18 VAC 50-22-260.B.27** and agrees to a monetary penalty of **\$700.00**; (**Count 4**) **18 VAC 50-22-260.B.27** and agrees to a monetary penalty of **\$700.00**. (**Count 5**) **18 VAC 50-22-260.B.31** and agrees to a monetary penalty of **\$400.00**. **DBC Management Inc** also agrees to Board costs in the amount of **\$150.00**. **DBC Management Inc** agrees to pay **\$2,700.00**.

Further, for violation of Count 1, 2, 3, 4 and 5, **DBC Management Inc** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the Order.

Further, the Board shall waive imposition of the **\$400.00** monetary penalty for Count 2 provided **DBC Management Inc** provides a copy of its current contract within ninety days of the effective date of the Order. The contract must be in compliance with the Board's regulation 18 VAC 50-22-260.B.9. If **DBC Management Inc**. fails to comply with this condition, then the full monetary penalty will be automatically imposed.

In addition, the Board shall waive imposition of the **\$350.00** monetary penalty for Count 1 provided **DBC Management Inc.** reports its current business and/or trade name to the Board, in writing, within thirty days of the effective date of the Order. If **DBC Management Inc.** fails to comply with this condition, then the full monetary penalty will be automatically imposed.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary**. **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

In the matter of Consent Order File Number 2017-02859 **Mack Morris Incorporated, t/a Mack Morris Heating & Air Conditioning**, the board reviewed the Consent Order as seen and agreed to by **Song Matthew Morris**. **Mack Morris Incorporated, t/a Mack Morris Heating & Air Conditioning** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
2017-02859
Mack Morris
Incorporated,
t/a Mack
Morris
Heating & Air
Conditioning

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Mack Morris Incorporated, t/a Mack Morris Heating & Air Conditioning** admits to the following

violations of the Board's Regulations (**Count 1**) **18 VAC 50-22-260.B.9** and agrees to a monetary penalty of **\$400.00**; (**Count 2**) **18 VAC 50-22-260.B.33** and agrees to a monetary penalty of **\$800.00** and (**Count 3**) **18 VAC 50-22-260.B.27** and agrees to a monetary penalty of **\$700.00**. **Mack Morris Incorporated, t/a Mack Morris Heating & Air Conditioning** also agrees to Board costs in the amount of **\$150.00**. **Mack Morris Incorporated, t/a Mack Morris Heating & Air Conditioning** agrees to pay **\$2,050.00**.

In addition, for violation of Counts 1, 2, and 3, **Mack Morris Incorporated**, agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary**. **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

In the matter of Consent Order File Number 2017-02873 Mills Construction Company of S C Inc the board reviewed the Consent Order as seen and agreed to by **Fred G Mills Jr. Mills Construction Company of S C Inc** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
2017-02873
Mills
Construction
Company of S
C Inc

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Mills Construction Company of S C Inc** admits to the following violations of the Board's Regulations (**Count 1**) **18 VAC 50-22-260.B.29** and agrees to a monetary penalty of **\$700.00** and (**Count 2**) **18 VAC t0-22-260.B.29** and agrees to a monetary penalty of **\$700.00**. **Mills Construction Company of S C Inc** also agrees to Board costs in the amount of **\$150.00**. **Mills Construction Company of S C Inc** agrees to pay **\$1,550.00**.

Further, for violation of Count 1 and 2, **Mills Construction Company of S C Inc** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the Order.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary**. **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

In the matter of Consent Order File Number 2017-02934 Bauer Built LLC the board reviewed the Consent Order as seen and agreed to by **Eric Bauer**. **Bauer Built LLC** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
2017-02934
Bauer Built
LLC

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Bauer Built LLC** admits to the following violation of the Board's Regulations and the following sanctions:

Count 1:	\$500.00	18 VAC 50-22-210. B.8
Board Costs	\$150.00	
Total	\$650.00	

Bauer Built LLC agrees to pay **\$650.00**.

Further, for violation of Count 1 Bauer Built LLC agrees to revocation of its license.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary**. **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

In the matter of Consent Order File Number 2017-02937 Cecil D Morris, t/a Cecil's Carpentry the board reviewed the Consent Order as seen and agreed to by **Cecil Morris**. **Cecil D Morris, t/a Cecil's Carpentry** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
2017-02937
Cecil D
Morris, t/a
Cecil's
Carpentry

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Cecil D Morris, t/a Cecil's Carpentry** admits to the following violations of the Board's Regulations (**Count 1**) **18 VAC 50-22-260.B.8** and agrees to a monetary penalty of **\$400.00**. **Cecil D Morris, t/a Cecil's Carpentry** also agrees to Board costs in the amount of **\$150.00**. **Cecil D Morris, t/a Cecil's Carpentry** agrees to pay **\$550.00**.

Further, for violation of Count 1, Cecil D Morris, t/a Cecil's Carpentry agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

The motion passed with a unanimous "yes" vote. Members voting "yes"

were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

In the matter of Consent Order File Number 2018-00178 Joseph A Zehala, t/a Joseph A Zehala Contractor the board reviewed the Consent Order as seen and agreed to by **Joseph A Zahala. Joseph A Zehala, t/a Joseph A Zehala Contractor** did not attend the Board meeting in person, nor by counsel or any qualified representative.

**File Number
2018-00178
Joseph A
Zehala, t/a
Joseph A
Zehala
Contractor**

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Joseph A Zehala, t/a Joseph A Zehala Contractor** admits to the following violations of the Board's Regulations **(Count 1) 18 VAC 50-22-260.B.19** and agrees to a monetary penalty of **\$800.00. Joseph A Zehala, t/a Joseph A Zehala Contractor** also agrees to Board costs in the amount of **\$150.00. Joseph A Zehala, t/a Joseph A Zehala Contractor** agrees to pay **\$950.00.**

Further, for violation of Count 1, Joseph A Zehala, t/a Joseph A Zehala Contractor agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

The motion passed with a unanimous "yes" vote. **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

In the matter of Consent Order File Number 20187-00136 Structural Steel Management LLC the board reviewed the Consent Order as seen and agreed to by **Joseph Werres. Structural Steel Management LLC** did not attend the Board meeting in person, nor by counsel or any qualified representative.

**File Number
2018-00136
Structural
Steel
Management
LLC**

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Structural Steel Management LLC** admits to the following violations of the Board's Regulations **(Count 1) 18 VAC 50-22-260.B.27** and agrees to a monetary penalty of **\$700.00; (Count 2) 18 VAC 50-22-260.B.27** and agrees to a monetary penalty of **\$700.00; and (Count 3) 18 VAC 50-22-260.B.29** and agrees to a monetary penalty of **\$600.00. Structural**

Steel Management LLC also agrees to Board costs in the amount of **\$150.00**. **Structural Steel Management LLC** agrees to pay **\$2,150.00**.

Further, for violation of Count 1, 2 and 3, **Structural Steel Management LLC** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the Order.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary**. **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

In the matter of Consent Order File Number 2018-00149 **Christopher Edward Owens** the board reviewed the Consent Order as seen and agreed to by **Christopher E. Owens**. **Christopher Edward Owens** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
2018-00149
Christopher
Edward
Owens

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Christopher Edward Owens** admits to the following violations of the Board's Regulations (**Count 1**) **18 VAC 50-30-190.1** and agrees to a monetary penalty of **\$900.00**. **Christopher Edward Owens** also agrees to Board costs in the amount of **\$150.00**. **Christopher Edward Owens** agrees to pay **\$1,050.00**.

Further, for violation of Count 1, **Christopher Edward Owens** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the Order.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary**. **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

In the matter of Consent Order File Number 2018-00312 **Peak Builders LLC** the board reviewed the Consent Order as seen and agreed to by **Matthew Gruber**. **Peak Builders LLC** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number
2017-02538
Peak Builders
LLC

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Peak Builders LLC** admits to

the following violations of the Board's Regulations (**Count 1**) **18 VAC 50-22-260.B.29** and agrees to a monetary penalty of **\$700.00**. **Peak Builders LLC** also agrees to Board costs in the amount of **\$150.00**. **Peak Builders LLC** agrees to pay **\$850.00**.

Further, for violation of Count 1, **Peak Builders LLC** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the Order.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary**. **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

Wendy Duncan Education Specialist for the Board shared information with the Board on the following Education Provider Applicants and the staff recommendation.

EducBusiness
Edposition
Report

Mrs. Duncan shared that staff recommends approval for: **Atlas Institute of Technology** as a New Provider with one course being Vocational Electrical classroom.

Following application review and discussion **Mr. Mitchell** offered a motion seconded by **Mr. Redifer** to approve **Atlas Institute of Technology** as recommended by staff.

The motion passed with a unanimous vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary**. **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

Mrs. Duncan shared that staff recommends approval for: **Atlas Institute of Technology LLC** for Vocational Plumbing in the classroom setting.

Following application review and discussion **Mr. Mitchell** offered a motion seconded by **Mr. Redifer** to approve **Atlas Institute of Technology LLC** as recommended by staff.

The motion passed with a unanimous vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary**. **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

Mrs. Duncan shared that staff recommends approval for: **Electrical Code Academy Inc** for Electrical Continuing Education in a classroom setting. 2014 NEC Code Update per Board waiver.

Following application review and discussion **Mr. Mitchell** offered a motion seconded by **Mr. Trenary** to approve **Electrical Code Academy Inc** as recommended by staff.

The motion passed with a unanimous vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

Mrs. Duncan shared that staff recommends approval for: **Krugers Training Academay** for vocational Backflow Certification Course in the classroom setting.

Following application review and discussion **Mr. Mitchell** offered a motion seconded by **Mrs. Tomlin** to approve **Krugers Training Academay** as recommended by staff.

The motion passed with a unanimous vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

Mrs. Duncan shared that staff recommends approval for: **National Ground Water Association** for Continuing Education in the classroom setting for Water Well Systems Providers. 2017 NGWA Ground Water Week.

Following application review and discussion **Mr. Hux** offered a motion seconded by **Mr. Mitchell** to approve **National Ground Water Association** as recommended by staff.

The motion passed with a unanimous vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

Mrs. Duncan shared that staff recommends approval for: **Virginia College LLC** for Vocational Education in the classroom setting for Electrical. Electrical Technician Vocational.

Following application review and discussion **Mr. Trenary** offered a motion seconded by **Mr. Dyer** to approve **Virginia College LLC** as recommended by staff retroactive to August 1, 2017.

The motion passed with a unanimous vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

Mrs. Duncan shared that staff recommends approval for: **Virginia Water Well Association** for Vocational Continuing Education in the classroom setting for Water Well Systems Providers. 2018 Winter Conference (CE) and 2018 Winter Conference (VOC).

Following application review and discussion **Mr. O'Dell** offered a motion seconded by **Mr. Mitchell** to approve **Virginia Water Well Association** as recommended by staff.

The motion passed with a unanimous vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Oliver, Redifer, Tomlin, and Trenary.** **David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy** were absent.

Eric Olson, Executive Director, Board for Contractors addressed the Board concerning the Education providers and information shared with staff during the Remedial Education Classes.

**Education
Providers**

Many students identified the need for the pre licensing classes offered by the providers to include similar or the same information that is provided/taught by staff in the Remedial Education Class.

Mr. Olson shared that the Remedial Education class that the Remediation Lab Regulations are at the Governor's office. As information is received he will pass it on.

Mr. Oliver shared with the Board that he'd like to discuss the following: time delays on change orders, submission of incomplete or inaccurate application information, and abandonment as it relates to contract issues

or fraudulent practice. He would like for the Committee to discuss these concerns and provide the Board with some feedback.

In the matter of Consent Order File Number 2016-02003, Oscar Shane Perkins t/a East Coast Walk In Tubs/Perkins Remodeling, the board reviewed the Consent Order as seen and agreed to by Oscar Shane Perkins.

**File Number
2016-02003
Oscar Shane
Perkins t/a
East Coast
Walk In
Tubs/Perkins
Remodeling**

Mr. Perkins attended the Board meeting with his attorney.

Mr. Oliver was not present, did not participate and did not vote in this Consent Order matter.

A motion was made by **Mr. Redifer** and seconded by **Mr. Trenary** to ratify the proposed Consent Order offer wherein **Oscar Shane Perkins t/a East Coast Walk In Tubs/Perkins Remodeling** acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. Oscar Shane Perkins consents to the following terms:

(Count 1) 18 VAC 50-22-260.B.2 with a monetary penalty of \$1,100.00. Oscar Shane Perkins also agrees to Board Costs in the amount of \$150.00. Oscar Shane Perkins agrees to pay a total of \$1,250.00.

In addition, for violation of Count 1, **Oscar Shane Perkins** agrees not to renew license number 2705133505 which expires on March 31, 2018.

Any finding of a disciplinary violation by the Board after disciplinary proceedings conducted in accordance with the Administrative Process Act (§ 2.2-4000 et seq) before the Board prior to expiration of license number 2705133505 on March 31, 2018, will result in automatic revocation.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Dyer, Hux, Middleton, Mitchell, O'Dell, Pace, Redifer, Tomlin, and Trenary. David Giesen, Bynum-Coleman, Vance Ayres, Gene Magruder, and H. Bailey Dowdy were absent.**

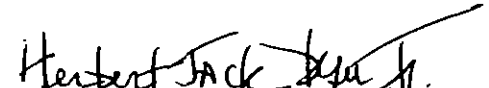
Board members were asked to complete their paperwork and turn it in to Mrs. Watkins along with their flash drives. The Board meeting adjourned at 12:33 am.

**Completion of
Paperwork
and
Adjournment**

Contractor Board Meeting Minutes

November 14, 2017

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Herbert "Jack" Dyer, Jr., Chairman



Jay W. DeBoer, Secretary

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: Herbert "Jack" Dyer, Jr.
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: November 14, 2017
(Date)
5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

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

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


Signature

November 14, 2017
Date

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

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

1. Name: Jeffrey Shawn Mitchell
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: November 14, 2017
(Date)
5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

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

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

Jeffrey Shawn Mitchell
Signature

November 14, 2017
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: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: November 14, 2017
(Date)
5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

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

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

or

I did not participate in the transaction.

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

E. G. Middleton
Signature

November 14, 2017
Date

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

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

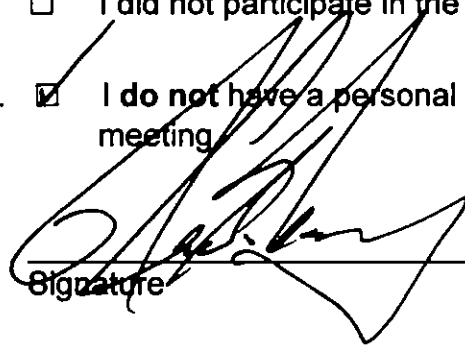
1. Name: Jason Curtis "Jake" Trenary.
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: November 14, 2017
(Date)
5. I have a personal interest in the following transaction:

_____ (Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

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

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



Signature

November 14, 2017
Date

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

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

1. Name: Michael D. Redifer
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: November 14, 2017
(Date)
5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

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

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

or

I did not participate in the transaction.

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

Signature

November 14, 2017
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: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: November 14, 2017
(Date)
5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

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

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



Signature

November 14, 2017
Date

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

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

1. Name: Deborah Tomlin
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: November 14, 2017
(Date)
5. I have a personal interest in the following transaction:

None
(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

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

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

Deborah Tomlin
Signature

November 14, 2017
Date

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

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

1. Name: E. C. "Chick" Pace, III
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: November 14, 2017
(Date)
5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

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

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

Signature

November 14, 2017
Date

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

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

1. Name: James Oliver
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: November 14, 2017
(Date)
5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

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

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

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



Signature

November 14, 2017
Date