

BOARD FOR CONTRACTORS BOARD MEETING

FINAL MINUTES

The Board for Contractors met on Tuesday, **September 11, 2018**, 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.

Sheila Bynum-Coleman
Herbert "Jack" Dyer, Jr, Chair
Wiley "Bif" Johnson
Gene Magruder
E. G. Rudy Middleton
Jeffrey Shawn Mitchell
John O'Dell
James Oliver, Vice Chair
E. C. "Chick" Pace, III
Michael D. Redifer
Deborah Tomlin
Jason Curtis "Jake" Trenary

Board member(s) absent from the meeting: Vance T. Ayres, David Giesen, Bailey Dowdy and Jeffrey Hux

Joshua Laws, Board Counsel and James Flaherty, Legal Counsel were present at the meeting.

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

Jay DeBoer, Director
Eric L. Olson, Executive Director
Adrienne Mayo, Regulatory Boards Administrator
Anika Coleman, Regulatory Board Administrator
Jacqueline Harris, Administrative Assistant/Compliance Specialist
Brenda Baskfield, Administrative Assistant
Shyteia Carter, Licensing Specialist

Board Chairman, Dyer called the meeting to order at 9:08 a.m. He declared a quorum of board of members were in attendance. Board Chairman, Dyer asked the board to pause for a moment of silence, prior to starting the meeting, to commemorate the 17th Anniversary of 911.

Call To Order

A motion was made by **Mr. Oliver** and seconded by **Mr. Middleton** to approve the agenda. The motion passed unanimously. Members voting "Yes" were: **Dyer, Bynum-Coleman, Johnson, Magruder, Middleton, Mitchell, Odell, Oliver, Pace, Redifer, Tomlin, and Trenary.**

Approval of the Agenda

Mr. Oliver moved to approve the, **July 24, 2018**, minutes: **Mr. Trenary** seconded the motion which was unanimously approved by members: Members voting "Yes" were: **Bynum-Coleman, Dyer, Johnson, Magruder, Middleton, Mitchell, Odell, Oliver, Pace, Redifer, Tomlin, and Trenary.** **Ayres, Hux, Dowdy and Giesen were absent.**

Approval of Minutes

There were no public comments.

Public Comment Period

After discussion a motion was made by **Mr. Oliver** and seconded by **Mr. Middleton**; 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 and/or briefings by staff members pertaining to actual and/or potential litigation as permitted by § 2.2-3711.A.7 of the Code of Virginia. The following non-members will be in attendance to reasonably aid the consideration of the topic.

Closed Session

Jay DeBoer, Josh Laws, Jim Flaherty and Eric Olson

This motion is made with respect to the matters(s) identified as agenda item(s):
File Number 2018-01729 - Agenda Item 7A.

The motion passed by a unanimous vote. Members voting "Yes" were: **Bynum-Coleman, Dyer, Johnson, Magruder, Middleton, Mitchell, O'Dell, Oliver, Pace, Redifer, Tomlin, Trenary.**

CERTIFICATION OF CLOSED MEETING

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

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

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

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

Sheila Bynum-Coleman	Michael Redifer
Herbert "Jack" Dyer, Jr.	Deborah Lynn Tomlin
Wiley "Bif" V. Johnson	Jason "Jake" Trenary
Gene E. Magruder	
Erby G. "Rudy" Middleton, III	
Jeffrey S. Mitchell	
John O'Dell	
James Oliver	
E. C. "Chick" Pace, III	

VOTE

AYES: Bynum-Coleman, Dyer, Johnson, Magruder, Middleton, Mitchell, O'Dell, Oliver, Pace, Redifer, Tomlin, Trenary

NAYS:

ABSENT DURING VOTE:

ABSENT DURING MEETING: Vance Ayers, Bailey Dowdy, David Giesen and Jeffery Hux

Session Re-opened

Recovery Fund Prima
Facie Case Files

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

In the matter of Recovery Fund File Number 2017-02657, Steven Hitchler and Stacia Bedford (Claimants) and DeBord Custom Homes Inc (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice. DeBord Custom Homes Inc (**Regulant**) did not appear at the Board meeting in person, or by counsel or by any other qualified representative. **Steven Hitchler and Stacia Bedford (Claimants) did not** attend the Board meeting in person, or by counsel or by any other qualified

File Number
2017-02657
Steven Hitchler and
Stacia Bedford
(Claimants) and
DeBord Custom

representative.

Homes, Inc. (Regulant)

This is a Prima Facie case.

After discussion, a motion was made by **Mr. Oliver** and seconded by **Mr. Trenary** 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 **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: **Bynum-Coleman, Dyer, Johnson, Magruder, Middleton, Mitchell, O'Dell, Oliver, Pace, Redifer, Trenary and Tomlin**. **Ayres, Giesen, Dowdy and Hux** were absent.

In the matter of Recovery Fund File Number 2018-00645, Henry and Jeanine Chewning (Claimants) and Brehun Taylor Anderson (Regulant); the board adopts the claim review, which contains the claim file, exhibits, the Recommendation, notification of the meeting date and facts regarding the recovery fund claim in this matter. **Brehun Taylor Anderson (Regulant)** did not appear at the Board meeting in person, or by counsel or by any other qualified representative. **Henry and Jeanine Chewning (Claimants)** did not attend the Board meeting in person. They were not represented by counsel or by any other qualified individual.

File Number
2018-00645
Henry & Jeanine
Chewning
(Claimants)
And Brehun Taylor
Anderson (Regulant)

This is a Prima Facie case.

After discussion, a motion was made by **Mr. Middleton** 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 **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: **Bynum-Coleman, Dyer, Johnson, Magruder, Middleton, Mitchell, O'Dell, Oliver, Pace, Redifer, Trenary and Tomlin**. **Ayres, Giesen, Dowdy and Hux** were absent.

In the matter of Recovery Fund File Number 2018-02467, Michael Barker (Claimant) and Mid-Atlantic Construction, LLC (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice. **Mid-Atlantic Construction, LLC (Regulant)** did not appear at the Board meeting in person, or by counsel or by any other qualified representative. **Michael Barker (Claimant)** did

File Number
2018-02467
Michael Barker
(Claimant)
and Mid-Atlantic

not attend the Board meeting in person, or by counsel or by any other qualified representative.

**Construction
Enterprises, LLC**

This is a Prima Facie case.

After discussion, a motion was made by **Mr. Middleton** 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 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: **Bynum-Coleman, Dyer, Johnson, Magruder, Middleton, Mitchell, O'Dell, Oliver, Pace, Redifer, Trenary and Tomlin. Ayres, Giesen, Dowdy and Hux were absent.**

In the matter of Prima Facie Recovery Fund File Number 2018-02470, Ariel & Rosa Sandy (Claimants) and Jose Ayala (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **Jose Ayala (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. The **Ariel & Rosa Sandy (Claimants)** did not attend the Board meeting in person, or by counsel or by any other qualified representative.

**File Number
2018-02470
Ariel & Rosa Sandy
(Claimants)
and
Jose Ayala
(Regulant)**

This is a Prima Facie case.

After discussion, a motion was made by **Mr. Middleton** 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 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: **Bynum-Coleman, Dyer, Johnson, Magruder, Middleton, Mitchell, O'Dell, Oliver, Pace, Redifer, Trenary and Tomlin. Ayres, Giesen, Dowdy and Hux were absent.**

In the matter of Recovery Fund File Number 2018-02681, Michael Krongaard (Claimant) and Brehun Taylor Anderson (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **Brehun Taylor Anderson (Regulant)** did not appear at the Board meeting in person, or by counsel or by any other qualified representative. **Michael Krongaard (Claimant)** did not attend the Board meeting in person, or by counsel or by

**File Number
2018-02681
Michael Krongaard
And (Claimant)
and**

any other qualified representative.

**Brehun Taylor
Anderson (Regulant)**

This is a Prima Facie case.

Mr. Olson advised the Board has to set the monetary award amount.

After discussion, a motion was made by **Mr. Dyer** 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 **\$20,000**. Pursuant to **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: **Bynum-Coleman, Dyer, Johnson, Magruder, Middleton, Mitchell, O'Dell, Oliver, Pace, Redifer, Trenary and Tomlin**. **Ayres, Giesen, Dowdy and Hux** were absent.

In the matter of Recovery Fund File Number 2018-02814, J. Scott Newman (Claimant) and Premier Outdoor Structures LLC (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **Premier Outdoor Structures (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **J. Scott Newman (Claimant)** did not attend the Board meeting in person, or by counsel or by any other qualified representative.

**File Number
2018-02814
J. Scott Newman
(Claimant)
and
Premier Outdoor
Structures LLC
(Regulant)**

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 **\$6,876.00**. Pursuant to **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: **Bynum-Coleman, Dyer, Johnson, Magruder, Middleton, Mitchell, O'Dell, Oliver, Pace, Redifer, Trenary and Tomlin**. **Ayres, Giesen, Dowdy and Hux** were absent.

In the matter of Recovery Fund File Number 2018-02915, Joseph & Audrey Burke (Claimants) and Evergreen Home Rehab LLC (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **Evergreen Home Rehab LLC (Regulant)** did not appear at the Board meeting in person, or by counsel or by any

**File Number
2018-02915
Joseph & Audrey
Burke (Claimants)**

other qualified representative. **Joseph & Audrey Burke (Claimants)** did not attend the Board meeting in person, or by counsel or by any other qualified representative.

**And Evergreen
Home Rehab
LLC (Regulant)**

This is a Prima Facie case.

After discussion, a motion was made by **Mr. Middleton** and seconded by **Mr. Trenary** 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 **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: **Bynum-Coleman, Dyer, Johnson, Magruder, Middleton, Mitchell, O'Dell, Oliver, Pace, Redifer, Trenary and Tomlin**. **Ayres, Giesen, Dowdy and Hux** were absent.

Discussion: **Mr. Dyer** shared concerns with the payment amount and determination of such. Following discussion the Board decided more information is required. **Mr. Oliver** offered a motion seconded by **Mr. Pace** to refer the case to adjudication for Informal Fact Finding.

This is a Prima Facie case.

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

In the matter of Recovery Fund File Number 2018-00738, Elizabeth Cunniffe (Claimant) and American Construction Company of Virginia (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **American Construction Company of Virginia (Regulant)** did not appear at the Board meeting in person. **Mr. Dennis Cunniffe** on behalf of **Ms. Elizabeth Cunniffe (Claimant)** did attend the Board meeting in person.

This is a Prima Facie case.

Mr. Dennis Cunniffe addressed the Board and stated they agree with the recommendation.

Discussion: Mr. Dyer stated the Board must consider allowances for fixtures, warranty claim, legal fees and court costs. After reviewing, the board recalculated and determined the actual monetary loss is **\$15,723.00**.

**File Number
2018-02925
Maureen Martin
(Claimant)
and
TCI Inc (Regulant)**

**File Number
2018-00738
Elizabeth Cunniffe
(Claimant)
and
American Construction
Company of Virginia
(Regulant)**

After discussion, a motion was made by **Mr. Middleton** and seconded by **Mr. Odell** 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 **\$15,723.00**. Pursuant to **54.1-1123 (B)**, payments may be reduced on a prorated basis based upon the number of claims received.

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

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

In the matter of Recovery Fund File Number 2018-00762 Clay Smebakken (Claimant) and Plumbing and Bath Plus LLC (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **Plumbing and Bath Plus LLC (Regulant)** did not appear at the Board meeting in person, or by counsel or by any other qualified representative. **Clay Smebakken (Claimant)** did not attend the Board meeting in person, or by counsel or by any other qualified representative.

**File Number
2018-00762
Clay Smebakken
(Claimant)
and
Plumbing and Bath
Plus LLC (Regulant)**

This is a Prima Facie case.

After discussion, a motion was made by **Mr. Oliver** and seconded by **Ms. Bynum-Coleman** 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 **\$1,403.00**. Pursuant to **54.1-1123 (B)**, payments may be reduced on a prorated basis based upon the number of claims received.

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

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

In the matter of Recovery Fund File Number 2018-01300 Thomas Hendershot (Claimant) and 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

**File Number
2018-01300
Thomas Hendershot**

not appear at the Board meeting in person, or by counsel or by any other qualified representative. **Thomas Hendershot (Claimant)** did not attend the Board meeting in person, or by counsel or by any other qualified representative.

**(Claimant)
and
CMS Contractors
LLC**

This is a Prima Facie case.

After discussion, a motion was made by **Mr. Middleton** and seconded by **Ms. Bynum-Coleman** 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 **\$11,131. 00**. Pursuant to **§4.1-1123 (B)**, payments may be reduced on a prorated basis based upon the number of claims received.

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

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

This is a Disciplinary Case

In the matter of Disciplinary File Number 2018-02780, Shannon W. Main, 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
2018-02780
Shannon W. Main**

Shannon Wade Main and Amara Main did attend the Informal Fact-Finding Conference in person.

Shannon Wade Main and Amara Main did appear at the Board meeting in person.

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. Redifer** 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 Shannon W. Main violated the following:

Count 1: 18 VAC 50-30-190.12

The motion passed by a unanimous vote. Members voting "Yes" were: **Bynum-Coleman, Dyer, Johnson, Magruder, Middleton, Mitchell, O'Dell, Oliver, Pace, Redifer, Tomlin and**

Trenary. Ayres, Giesen, Dowdy and Hux were absent.

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

Count 1: \$ 350.00

Total \$ 350.00

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

5. License Case Files

License Case Files

In the matter of License Application File Number 2018-00778, Shannon W. Main, 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
2018-00778
Shannon W. Main**

Shannon W. Main participated in the Informal Fact Finding Conference.

Shannon W. Main did appear at the Board meeting in person.

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. Middleton** to approve the application for **Master PLB** designations based upon the record and the recommendation.

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

In the matter of License Application File Number 2018-02786, Robert E. Cannon t/a Cannon Construction, the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2018-02786
Robert E. Cannon t/a
Cannon Construction**

Robert E. Cannon participated in the Informal Fact Finding Conference.

Robert E. Cannon did appear at the Board meeting in person.

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. Middleton** and seconded by **Mr. Trenary** to approve the application for **Class A RBC Contractor** license based upon the record and the recommendation.

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

In the matter of License Application File Number 2018-02794, James Lemaster, Jr., 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
2018-02794
James Lemaster, Jr.

James Lemaster, Jr. participated in the Informal Fact Finding Conference.

James Lemaster, Jr. (applicant) for Journeyman PLB License did appear at the Board meeting in person.

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 **Ms. Bynum-Coleman** to approve the application for **Journeyman PLB License** based upon the record and the recommendation.

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

In the matter of License Application File Number 2018-02795, Candid 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
2018-02795
Candid Construction,
LLC

Russell Himes Candid Construction, LLC participated in the Informal Fact Finding Conference.

Candid Construction, LLC (applicant) for Class B Contractors (CIC/HIC) license did not appear at the Board meeting in person by counsel or by any other qualified person.

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. Middleton** and seconded by **Mr. Oliver** to approve the application for **Class B Contractor (CIC/HIC)** license based upon the record and the recommendation.

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

In the matter of License Application File Number 2018-02796, MLW 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
2018-02796
MLW Construction,
LLC

MLW Construction, LLC participated in the Informal Fact Finding Conference.

MLW Construction, LLC, (applicant) for Class B (RBC) Contractor license did not attend the Board meeting in person, or by counsel or 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. Trenary** to deny the application request for a **Class B Contractor RBC** license based on the severity of the applicant's criminal history.

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

In the matter of License Application File Number 2018-03050, Eli's Chimney Guy's Inc, the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2018-03050
Eli's Chimney Guy's
Inc

Eli's Chimney Guy's Inc participated in the Informal Fact Finding Conference.

Eli Valentine did appear at the Board meeting in person.

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. Trenary** to deny the Recommendation for the Application for a **Class C Contractor (HIC)** license based upon the record and with the following condition: The Applicant must pay all outstanding judgements,

prior to application approval.

The motion passed by a majority vote. Members voting “Yes” were: **Bynum-Coleman, Dyer, Johnson, Magruder, Middleton, Mitchell, O’Dell, Oliver, Pace, Redifer, Tomlin and Trenary.** Ayres, Giesen, Dowdy and Hux were absent.

In the matter of License Application File Number 2018-03199, James Joseph Monteleone, 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
2018-03199
James Joseph
Monteleone**

James Joseph Monteleone participated in the Informal Fact Finding Conference.

James Joseph Monteleone, (applicant) for Master HVA Contractor license did attend the Board Meeting in person. He said he is in agreement with the recommendation.

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. Middleton** and seconded by **Mr. Oliver** to approve the application for **Master HVA** designations based upon the record and the recommendation.

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

In the matter of License Application File Number 2018-03215, Ershell Steven Vance, 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
2018-03215
Ershell Steven Vance**

Ershell Steven Vance participated in the Informal Fact Finding Conference.

Ershell Steven Vance did not attend the Board meeting in person, or by counsel or 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. Middleton** and seconded by **Mr. Dyer** to approve the application for **Journeyman ELE** designations based upon the record and the recommendation.

The motion passed by a unanimous vote. Members voting “Yes” were: **Bynum-Coleman, Dyer, Johnson, Magruder, Middleton, Mitchell, O’Dell, Oliver, Pace, Redifer, Tomlin and**

Trenary, Ayres, Giesen, Dowdy and Hux were absent.

In the matter of License Application File Number 2018-03217, Kyle Richard Hoke, 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
2018-03217
Kyle Richard Hoke**

Kyle Richard Hoke participated in the Informal Fact Finding Conference.

Kyle Richard Hoke did attend the Board meeting in person. He agreed with the Recommendation.

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. Pace** and seconded by **Mr. Middleton** to approve the application for **Master ELE** designations based upon the record and the recommendation.

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

In the matter of License Application File Number 2018-03294, Thomas Blackwell, 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
2018-03294
Thomas Blackwell**

Thomas Blackwell participated in the Informal Fact Finding Conference.

Thomas Blackwell did not attend the Board meeting in person, or by counsel or 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. Middleton** and seconded by **Mr. Trenary** to approve the application for **Journeyman ELE** designations based upon the record and the recommendation.

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

In the matter of License Application File Number 2018-03254, Bryant Heating & Air LLC,

File Number

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

**2018-03254
Bryant Heating &
Air LLC**

Bryant Heating & Air LLC participated in the Informal Fact Finding Conference.

Bryant Heating & Air LLC did not attend the Board meeting in person, or by counsel or 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. Middleton** to approve the application for **Class B (HVA/GFC)** designations based upon the record and the recommendation.

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

Disciplinary Case Files

In the matter of License Application File Number 2016-00287, Patrick J. Wright, t/a Wright's Home Construction, the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2016-00287
Patrick J. Wright, t/a
Wright Home
Construction**

Patrick J. Wright and his attorney, Frederick Watson, participated in the Informal Fact Finding Conference.

Patrick J. Wright and his attorney, Frederick Watson did appear at the Board meeting in person. **Frederick Watson**, attorney for **Patrick J. Wright**, addressed the Board and shared their agreement with sanctions for **Counts 1 through 4**. However, they disagree with revocation of license because they do not believe Mr. Wright's actions warrants revocation. However, they agree his actions warrant remedial education. (ERIC – PLEASE HELP WITH THIS LANGUAGE)

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

After much discussion a motion was made by **Mr. Trenary** and seconded by **Mr. Mitchell** to amend 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 finds substantial evidence that Patrick J. Wright violated the following:

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

Count 3: 18 VAC 50-22-260.B.27

Count 5: 18 VAC 50-22-260.B.15

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

After discussion **Ms. Bynum-Coleman** offered a motion seconded by **Mr. Johnson** to impose the following sanctions:

Count 2: \$ 400.00

Count 3: \$ 700.00

Count 5: \$ 1,500.00

Total \$2,600.00

In addition, for violations of **Counts 2, 3 and 5**, the Board voted to require **Patrick J. Wright** have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of the Order.

The motion passed by a majority vote. Members voting "Yes" were: **Bynum-Coleman, Johnson, Magruder, Middleton, Mitchell, O'Dell, Oliver, Pace, Redifer, Tomlin and Trenary.** **Ayres, Giesen, Dowdy and Hux were absent.**

In the matter of Disciplinary File Number 2016-01915, JJ&K Paint and Remodeling, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

File Number
2016-01915
JJ&K Paint and
Remodeling

John Powell and his attorney, Vince Amberly, did attend the Informal Fact-Finding Conference in person.

John Powell and his attorney, Vince Amberly, did appear at the Board meeting in person. Vince Amberly, addressed the Board and shared their disagreement with the Recommendation for revocation of license.

Presiding officer **Mr. Hux**, 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. Mitchell** 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 **JJ&K Paint and Remodeling** violated the following:

Count 1: 18 VAC 50-22-230.A

Count 2: 18 VAC 50-22-260.B.4
Count 3: 18 VAC 50-22-260.B.11
Count 4: 18 VAC 50-22-260.B.28

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

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

Count 1: \$ 350.00
Count 2: \$ 500.00
Count 3: \$ 450.00
Count 4: \$2,000.00

Total \$3,300.00

In addition, for violation of **Counts 1, 2 and 3**, the Board voted to require JJ&K Paint and Remodeling to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days of the effective date of this order.

The Board also imposes the following sanctions:

For violation of **Count 4**, license revocation is imposed.

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

In the matter of Disciplinary File Number 2014-02425, JJ&K Paint and Remodeling, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

John Powell and attorney, Vince Amberly, did attend the Informal Fact-Finding Conference in person.

John Powell and Vince Amberly, his attorney did appear at the Board meeting in person. Vince Amberly, addressed the Board and shared their agreement with the Recommendations.

Presiding officer **Mr. Hux**, 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. Mitchell** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this

File Number
2014-02425
JJ&K Paint and
Remodeling

matter, and adopt the Summary. The Board finds substantial evidence that **JJ&K Paint and Remodeling** violated the following:

Count 1: 18 VAC 50-22-230.A

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

Count 3: 18 VAC 50-22-260.B.27

Count 4: 18 VAC 50-22-260.B.31

Count 5: 18 VAC 50-22-220.B.A

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

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

Count 1: \$ 350.00

Count 2: \$ 400.00

Count 3: \$ 700.00

Count 4: \$ 400.00

Count 5: \$ 500.00

Total \$2,350.00

In addition, for violation of **Counts 1, 2, 3, 4 and 5** the Board voted to require **JJ&K Paint and Remodeling** to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days of the effective date of this order.

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

In the matter of Disciplinary File Number 2017-01743 Virginia Home Improvements Inc 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
2017-01743
Virginia Home
Improvements Inc**

Philip Wilson on behalf of Virginia Home Improvements Inc did appear at the Informal Fact Finding Conference in person.

Philip Wilson on behalf of Virginia Home Improvements did appear at the Board meeting in

person. **Mr. Wilson** addressed the board and advised he did not agree with the board Recommendation.

The presiding Board representative **Mr. Johnson** 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 **Ms. Bynum-Coleman** 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 Virginia Home Improvements violated the following.

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

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

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

Count 1: \$ 400.00

Total \$ 400.00

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

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

Mr. Olson advised the Board this case has been moved October 30, 2018 Board Meeting.

**File Number
2017-02019
The Stevenson
Companies LLC dba
Aresco of Tidewater
LLC**

In the matter of Disciplinary File Number 2017-02396, Ero's Painting and Drywall Services, LLC 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
2017-02396
Ero's Painting and**

**Drywall Services,
LLC**

Ero's Painting & Drywall Service LLC did not appear at the Informal Fact Finding Conference.

Ero's Painting and Drywall Services, LLC did not attend the Board meeting in person, or by counsel or by any other qualified representative.

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

After discussion a motion was made by **Mr. Middleton** and seconded by **Mr. Oliver** 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 **Ero's Painting and Drywall Services, LLC** violated the following:

- Count 1: 18 VAC 50-22-260.B.9**
- Count 2: 18 VAC 50-22-260.B.29**
- Count 3: 18 VAC 50-22-260.B.33**
- Count 4: 18 VAC 50-22-260.B.31**
- Count 5: 18 VAC 50-22-260.B.16**
- Count 6: 18 VAC 50-22-260.B.28**

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

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

- Count 1: \$ 400.00**
- Count 2: \$ 650.00**
- Count 3: \$ 850.00**
- Count 4: \$ 400.00**
- Count 5: \$1,850.00**
- Count 6: \$1,700.00**

Total fines due: \$5,850.00

In addition, for violations of **Counts 1-5**, the Board voted to require **Ero's Painting and Drywall Services, LLC** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days of the effective date of this order.

The Board also imposes the following sanctions:

License revocation is imposed for violation of Count 6.

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

In the matter of Disciplinary File Number 2017-01743, Virginia Home Improvements, Inc 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
2017-01743
Virginia Home
Improvements, Inc

Philip Wilson on behalf of Virginia Home Improvements Inc did attend the Informal Fact-Finding Conference in person.

Philip Wilson did appear at the Board meeting in person. **Philip Wilson** addressed the Board and shared their disagreement with the Recommendations.

Mr. Olson advised the board that a payment was received from **Virginia Home Improvements Inc** in the amount of **\$1,000**. **Mr. Middleton** expressed concern that fifty percent of the amount due has not been paid to date.

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

After much discussion a motion was made by **Mr. Middleton** and seconded by **Ms. Bynum-Coleman** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopt the Summary. The Board finds substantial evidence that **Virginia Home Improvements Inc** violated the following:

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

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

After discussion **Mr. Middleton** offered a motion seconded by **Ms. Bynum-Coleman** to impose the following sanctions:

Count 1: \$ 400.00

Total \$ 400.00

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

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

In the matter of Disciplinary File Number 2017-02800, Virginia Home Improvements, Inc 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
2017-02800
Virginia Home
Improvements, Inc**

Philip Wilson on behalf of Virginia Home Improvements Inc did attend the Informal Fact-Finding Conference in person.

Philip Wilson did appear at the Board meeting in person. Philip Wilson addressed the Board and shared their disagreement with the Recommendations.

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

After much discussion a motion was made by **Mr. Middleton** and seconded by **Ms. Bynum-Coleman** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopt the Summary. The Board finds substantial evidence that **Virginia Home Improvements Inc** violated the following:

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

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

After discussion **Mr. Middleton** offered a motion seconded by **Ms. Bynum-Coleman** to impose the following sanctions:

- Count 1: \$ 400.00**
- Count 2: \$1,450.00**
- Count 3: \$1,850.00**

Total \$3,700.00

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

The Board also imposes the following sanctions:

For violations of **Counts 2 and 3**, license revocation is imposed.

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

Mr. Olson advised the Board this case has been moved to the October 30, 2018 Board Meeting.

File Number
2018-00135
The Stevenson
Companies,
LLC dba Aresco of
Tidewater LLC

In the matter of Disciplinary File Number 2017-02044, Southern Comfort Construction, Inc 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
2017-02044
Southern Comfort
Construction, Inc

Denis Corey on behalf of Southern Comfort Construction, Inc did appear at the Informal Fact Finding Conference.

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

Presiding officer **Mr. Trenary**, 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 adopt the Summary. The Board finds substantial evidence that **Southern Comfort Construction, Inc** violated the following:

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

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

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

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

Count 1: \$ 850.00

Count 2: \$ 700.00

Total \$1,550.00

In addition, for violations of Counts 1 and 2, the Board voted to require **Southern Comfort Construction Inc** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days of the effective date of the Order.

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

The Board chairman called for recess at 10:30 and reconvened at 10:38 am.

Recess and Reconvene

6. Disciplinary Cases

**Disciplinary Prima
Facie Case Files**

In the matter of Disciplinary prima facie File Number 2017-02732 Antonio Castro Rivera dba Caysland Construction 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
2017-02732
Antonio Castro Rivera
dba Caysland
Construction**

Antonio Castro Rivera dba Caysland Construction did not request an Informal Fact-Finding conference.

Antonio Castro Rivera did not appear at the Board meeting in person by counsel nor by any other qualified representative.

This is a prima facie case.

Mr. Olson shared that priors exists.

Antonio Castro Rivera t/a Caysland Construction. On March 7, 2017 Antonio Castro Rivera was found in violation of the Board for Contractors Regulations for assisting another to violate Chapter 11 of §54.1-1100. Consent Order 2017-00233 resulted in fines of \$800, costs of \$150 and completion of remedial education. Compliance was obtained on August 22, 2017.

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 **Antonio Castro Rivera dba Caysland Construction** violated the following:

- Count 1 18 VAC 50-22-260.B.9**
- Count 2 18 VAC 50-22-230.A**
- Count 3 18 VAC 50-22-260.B.27**

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

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 Board imposes the following monetary penalties:

Count 1:	\$ 400.00
Count 2:	\$ 350.00
Count 3:	\$ 700.00
Total	\$1,450.00

In addition, for violations of **Counts 1, 2, and 3**, the Board requires **Antonio Castro Rivera dba Caysland Construction** have a member of Responsible Management successfully complete a Board-Approved Remedial Education class within 90 (ninety) days of the effective date of the order.

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

In the matter of Disciplinary prima facie File Number 2017-02766 Emerald Builders, LLC the Board members reviewed the record, which consisted of the Report of Findings, exhibits, notice, and the Recommendation.

File Number
2017-02766
Emerald Builders,
LLC

Emerald Builders, LLC did not request an Informal Fact-Finding conference.

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

After discussion a motion was made by **Mr. Middleton** and seconded by **Mr. Oliver** to adopt the Revised 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 the Recommendation are incorporated as part of the Order. The Board finds substantial evidence that **Emerald Builders, LLC** violated the following:

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

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

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 Summary. The Board imposes the following monetary penalties:

Count 1: \$850.00

Total \$850.00

In addition, for violation of **Count 1**, the Board requires Emerald have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days of the effective date of this order.

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

In the matter of Disciplinary prima facie File Number 2017-02892 Joshua Spry the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

File Number
2017-02892
Joshua Spry

Joshua Spry did not request an Informal Fact Finding Conference.

Joshua Spry did not appear at the Board meeting in person, by counsel nor 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 including exhibits, and the Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **Joshua Spry** 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 50-22-230.A

Count4: 18 VAC 50-22-260.B.28

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

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

Count 1:	\$ 400.00
Count 2:	\$ 400.00
Count 3	\$ 350.00
Count 4:	\$1,700.00
TOTAL	\$2,850.00

In addition, for violations of **Counts 1, 2, and 3**, the Board requires **Joshua Spry** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days of the effective date of this order.

The Board also impose the following sanctions:

For violation of **Count 4**, license revocation is imposed.

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

In the matter of Prima Facie Disciplinary File Number 2018-00201 Sustainable Homes, Inc the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

File Number
2018-00201
Sustainable Homes, Inc.

Sustainable Homes, Inc. did not request an Informal Fact Findings conference.

Sustainable Homes, Inc. did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

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

- Count 1: 18 VAC 50-22-260.B.9**
- Count 2: 18 VAC 50-22-260.B.6**
- Count 3: 18 VAC 50-22-260.B.29**
- Count 4: 18 VAC 50-22-260.B.31**

The motion passed by a unanimous vote. Members voting "Yes" were: **Bynum-Coleman, Dyer, Johnson, Magruder, Middleton, Mitchell, O'Dell, Oliver, Pace, Redifer, Tomlin and**

Trenary. Ayres, Giesen, Dowdy and Hux were absent.

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

Count 1: \$ 400.00
Count 2: \$2,500.00
Count 3: \$2,500.00
Count 4: \$ 400.00

Total : \$5,800.00

In addition, for violations of **Counts 1 and 4**, the Board requires Sustainable Homes Inc have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days of the effective date of this order.

The Board also imposes the following sanctions:

For violations of **Counts 2 and 3**, license revocation is imposed.

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

In the matter of Prima Facie Disciplinary File Number 2018-00294, Amanda Lynn Wells dba All State Asphalt and Concrete the Board members reviewed the record, which consisted of the Notice, the Report of Findings including exhibits and the Recommendation.

**File Number
2018-00294
Amanda Lynn Wells
dba All State Asphalt
and Concrete**

Amanda Lynn Wells dba All State Asphalt and Concrete did not request an Informal Fact Finding Conference.

Amanda Lynn Wells dba All State Asphalt and Concrete did not attend the Board meeting.

A motion was made by **Mr. Middleton** and seconded by **Mr. Oliver** to adopt the report of findings including exhibits and the Report of finding. They are incorporated as part of the Order. The Board finds substantial evidence that **Amanda Lynn Wells dba All State Asphalt and Concrete** violated the following:

Count 1: 18 VAC 50-22-260.B.9
Count 2: 18 VAC 50-22-230.B

The motion passed by a unanimous vote. Members voting "Yes" were: **Bynum-Coleman, Dyer, Johnson, Magruder, Middleton, Mitchell, O'Dell, Oliver, Pace, Redifer, Tomlin and**

Trenary. Ayres, Giesen, Dowdy and Hux were absent.

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

Count 1: \$ 400.00

Count 2: \$ 650.00

Total: \$1,050.00

In addition, for **violations of Counts 1 and 2**, the Board requires **Amanda Lynn Wells** have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this order.

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

In the matter of Prima Facie Disciplinary File Number 2018-00384 Antonio Castro Rivera dba Caysland Construction, the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits and the Recommendation.

**File Number
2018-00384
Antonio Castro Rivera
dba Caysland
Construction**

Antonio Castro Rivera dba Caysland Construction did not request an Informal Fact Findings conference.

Antonio Castro Rivera dba Caysland Construction did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

Mr. Olson stated there are Priors:

Antonio Castro Rivera t/a Caysland Construction. On March 7, 2017 Antonio Castro Rivera was found in violation of the Board for Contractors Regulations for assisting another to violate Chapter 11 of § 54.1-1100. Consent Order 2017-00233 resulted in fines of \$800, costs of \$150 and completion of remedial education. Compliance was obtained on August 22, 2017.

A motion was made by **Mr. Oliver** and seconded by **Mr. Middleton** to adopt the report of findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board adopts the Recommendation. The Board finds substantial evidence that **Antonio Castro Rivera dba Caysland Construction** violated the following:

Count 1: 18 VAC 50-22-230.A

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

Count 3: 18 VAC 50-22-260.B.33

Count 4: 18 VAC 50-22-260.B.15

Count 5: 18 VAC 50-22-260.B.28
(Two violations - \$1,750.00 per violation)

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

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

Count 1: \$ 350.00
Count 2: \$ 700.00
Count 3: \$ 850.00
Count 4: \$1,450.00
Count 5: \$3,500.00

Total : \$6,850.00

In addition, for violations of **Counts 1, 2, 3 and 4**, the Board requires Antonio Castro Rivera have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days of the effective date of this order.

The Board also imposes the following sanctions:

For violation of **Count 5**, license revocation is imposed.

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

In the matter of Prima Facie Disciplinary File Number 2018-00395 My Heating and Air Guy, Inc., the Board Members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits and the Recommendation.

File Number
2018-00395
My Heating and Air
Guy, Inc

My Heating and Air Guy, Inc did not request an Informal Fact Findings conference.

My Heating and Air Guy, Inc did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by **Mr. Middleton** and seconded by **Mr. Oliver** to adopt the report of findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **My Heating and Air Guy, Inc** 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.29
Count 5: 18 VAC 50-22-260.B.2
Count 6: 18 VAC 50-22-260.B.28

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

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

Count 1: \$ 400.00
Count 2: \$ 400.00
Count 3: \$ 700.00
Count 4: \$ 650.00
Count 5: \$1,100.00
Count 6: \$1,750.00

Total : \$5,000.00

In addition, for violations of **Counts 1, 2, 3 and 4**, the Board requires My Heating and Air Guy, Inc have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days of the effective date of this order.

The Board also imposes the following sanctions:

For violations of **Counts 5 and 6**, license revocation is imposed.

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

In the matter of Prima Facie Disciplinary File Number 2018-00646 Annointed Hands Concrete, LLC, the Board Members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits and the Recommendation.

File Number
2018-00646
Annointed Hands
Concrete, LLC

Annointed Hands Concrete, LLC did not request an Informal Fact Findings conference.

Annointed Hands Concrete, LLC did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by **Mr. Oliver** and seconded by **Mr. Middleton** to adopt the report of

findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **Annoited Hands Concrete, LLC** violated the following:

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

Count 2: 18 VAC 50-22-260.B.16

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

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

Count 1: \$ 400.00

Count 2: \$1, 450.00

Total : \$1,850.00

In addition, for violation of **Count 1**, the Board requires Annoited Hands Concrete, Inc have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days of the effective date of this order.

The Board also imposes the following sanctions:

For violation of **Count 2**, license revocation is imposed.

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

In the matter of Prima Facie Disciplinary File Number 2018-01216 Manuel Rubio t/a Rubio Siding and Paint the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits and the Recommendation.

Manuel Rubio t/a Rubio Siding and Paint did not request an Informal Fact Findings conference.

Manuel Rubio t/a Rubio Siding and Paint did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by **Mr. Oliver** and seconded by **Ms. Bynum-Coleman** to adopt the report of findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **Manuel Rubio t/a Rubio Siding and Paint** violated the following:

File Number
2018-01216
Manuel Rubio t/a
Rubio Siding and Pain

- Count 1: 18 VAC 50-22-260.B.9**
- Count 2: 18 VAC 50-22-260.B.8**
- Count 3: 18 VAC 50-22-260.B.8**
- Count 4: 18 VAC 50-22-260.B.6**

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

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

- Count 1: \$ 400.00**
- Count 2: \$ 400.00**
- Count 3: \$ 400.00**
- Count 4: \$ 800.00**

Total : \$2,000.00

In addition, for violations of **Counts 1, 2, 3 and 4**, the Board requires **Manuel Rubio t/a Rubio Siding and Paint** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days of the effective date of this order.

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

In the matter of Prima Facie Disciplinary File Number 2018-01271 Heartland Inc., dba Heartland Millwork and Restorations the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits and the Recommendation.

Heartland Inc did not request an Informal Fact Findings conference.

Heartland Inc did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by **Mr. Oliver** and seconded by **Mr. Trenary** to adopt the report of findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that Heartland Inc dba Heartland Millwork and Restorations violated the following:

File Number
2018-01271
Heartland Inc dba
Heartland Millwork
and Restorations

Count 1: 18 VAC 50-22-210

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

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

Count 1: \$ 450.00

Total : \$ 450.00

In addition, for violation of **Count 1**, the Board requires **Heartland Inc dba Heartland Millwork and Restorations** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days of the effective date of this order.

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

Consent Order Files

Consent Order Files

In the matter of Consent Order File Number 2019-00359 Structure Tone LLC, the Board reviewed the Consent Order as seen and agreed to by **Robert Mullen**, CEO did not attend the Board meeting in person, by counsel nor by any other qualified representative.

File Number
2019-00359
Structure Tone LLC

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Structure Tone LLC**, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. **Structure Tone LLC** consents to the following terms: violation of the Board's Regulations: **(Count 1) 18 VAC 50-22-260.B.22** with a monetary penalty of **\$0.00**, **(Count 2) 18 VAC 50-22-260.B.23** with a monetary penalty of **\$2,500.00**. **Structure Tone LLC** agrees to Board costs of **\$150.00**. Total cost **\$2,650.00**.

In addition, for the period of two (2) years from the effective date of this Consent Order, **Structure Tone LLC** agrees to provide to the Board, on a quarterly basis and in a form acceptable to the Board, a written statement from **Structure Tone LLC** that it is in compliance with the regulations of the Board for Contractors.

If **Structure Tone LLC** violates any of the above referenced terms, its license may be revoked, pending review by the Board.

Further, **Structure Tone LLC** agrees to have a member of Responsible Management successfully complete a Board-approved Remedial education class within 90 (ninety) days of the effective date of this Consent Order.

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

In the matter of Consent Order File Number 2018-00512 Mid Atlantic Waterproofing of VA Inc, Edwin Fennell, President did not attend the Board meeting in person, by counsel or by any other qualified individual.

File Number
2018-00512
Mid Atlantic
Waterproofing of
VA Inc

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Mid Atlantic Waterproofing of VA Inc**, acknowledges an understanding of the charges and admits to the violation(s) and consents to the following terms: of the Counts as outlined in the Report of Findings. **Mid Atlantic Waterproofing of VA Inc** consents to the following violation of the Board's Regulations: **(Count 1) 18 VAC 50-22-260.B.6** with a monetary penalty of **\$800.00**. **(Count 2) 18 VAC 50-22-260.B.29** with a monetary penalty of **\$650.00**. **Mid Atlantic Waterproofing of VA Inc** agrees to Board costs of **\$150.00**. Total cost **\$1,600.00**.

Due to the serious nature of the violations outlined for **Counts 1 and 2** in the Report of Findings, **Mid Atlantic Waterproofing of VA Inc** agrees to a two (2) year reporting requirement to the Board as of the effective date of this Consent Order. During this two (2) year reporting period, **Mid Atlantic Waterproofing of VA Inc** agrees to comply with the regulations of the Board for Contractors; and to provide the Board, on a quarterly basis and in a form acceptable to the Board, a written statement from **Mid Atlantic Waterproofing of VA Inc** that **Mid Atlantic Waterproofing of VA Inc** is in compliance with the regulations of the Board.

If **Mid Atlantic Waterproofing of Va Inc** violates any term of this reporting requirement, its license will be suspended until such time as compliance is obtained.

In addition, for violation of **Counts 1 and 2**, **Mid Atlantic Waterproofing of VA Inc** agrees to have a member of Responsible Management successfully complete a Board approved Remedial Education class within 90 (ninety) days of the Order.

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

In the matter of Consent Order File Number 2018-00813 Southern Goodman Mechanical Inc. the board reviewed the Consent Order as seen and agreed to by **Kimberly Lader, President**

File Number
2018-00813

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

**Southern Goodman
Mechanical Inc**

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

Southern Goodman Mechanical Inc consents to the following violations of the Board's Regulations: **(Count 1) 18 VAC 50-22-260.B.8** with a monetary penalty of **\$400.00**. **(Count 2) 18 VAC 50-22-260.B.9** with a monetary penalty of **\$400.00**. **(Count 3) 18 VAC 50-22-260.B.10** with a monetary of **\$350.00**. **(Count 4) 18 VAC 50.22.260.B.9** with a monetary of **\$400.00**. **(Count 5) 18 VAC 50.22.260.B.33** with a monetary penalty of **\$850.00**. **Southern Goodman Mechanical Inc** agrees to Board costs of **\$150.00**. Total fines and costs of **\$2,550.00**.

In addition, the Board shall waive imposition of the **\$400.00** monetary penalty for **Count 2** and shall waive imposition of the **\$400.00** monetary penalty for **Count 4**, provided **Southern Goodman Mechanical Inc** provides a copy of its current contract within ninety (90) 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 **Southern Goodman Mechanical Inc** fails to comply with this condition, then the full monetary penalty will be automatically imposed for **Counts 2 and 4**.

Further, for violations of **Counts 1, 2, 3, 4 and 5**, **Southern Goodman Mechanical Inc** agrees to have a member of Responsible Management successfully complete a Board-approved Remedial Education Class within 90 (ninety) days of this Consent Order.

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

In the matter of Consent Order File Number 2018-00828 Call Me Construction LLC the board reviewed the Consent Order as seen and agreed to by **Charles N. Thomas, Owner** did not attend the Board meeting in person, by counsel or by any other qualified individual.

File Number
2018-00828
Call Me Construction
LLC

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein, **Call Me Construction LLC** acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. **Call Me Construction LLC** consents to the following violations of the Board's Regulations: **(Count 1) 18 VAC 50-22-260.B.9** with a monetary penalty of **\$400.00** and **(Count 2) 18 VAC 50-22-260.B.27** with a monetary penalty of **\$700.00**.

(Count 3) 18 VAC 50-22-260.B.33 with a monetary penalty of **\$850.00**. **(Count 4) 18 VAC 50-22-260.B.31** with a monetary penalty of **\$400.00**. **(Count 5) 18 VAC 50-22-260.B.16** with a monetary penalty of **\$2,000.00**. **Call Me Construction LLC** agrees to Board costs of **\$150.00**. Total of **\$4,500.00**.

Further, for violations of **Counts 1 through 5**, **Call Me Construction LLC** agrees to have a

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

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

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

In the matter of Consent Order File Number 2018-00885 Hongsoo Bak t/a Sori Systems the board reviewed the Consent Order as seen and agreed to by **Hong Bak, Owner.** Hong Bak, did not attend the Board meeting in person, by counsel or by any other qualified individual.

File Number
2018-00885
Hongsoo Bak t/a
Sori Systems

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Hongsoo Bak t/a Sori Systems** acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Hongsoo Bak t/a Sori Systems consents to the following violations of the Board's Regulations: **(Count 1) 18 VAC 50-22-260.B.29** with a monetary penalty of **\$650.00.** **(Count 2) 18 VAC 50-22-260.B.22** with a monetary penalty of **\$0.00.** **(Count 3) 18 VAC 50-22-260.B.23** with a monetary penalty of **\$650.00.** **Hongsoo Bak t/a Sori Systems** agrees to Board costs of **\$150.00.** Total costs **\$1,450.00.**

Further, for violations of **Counts 1 through 3, Hongsoo Bak** agrees to have a member of Responsible Management successfully complete a Board-approved Remedial Education Class within 90 (ninety) days of the effective date of this Consent Order.

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

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

In the matter of Consent Order File Number 2018-01074 Robert A. West the board reviewed the Consent Order as seen and agreed to by **Robert A. West - Owner** did not attend the Board meeting in person by counsel or by any other qualified individual.

File Number
2018-01074
Robert A. West

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Robert A. West,** acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. **Robert A. West** consents to the following violations of the Board's Regulations: **(Count 1) 18 VAC 50-30-190.1** with a monetary penalty of **\$900.00.** **(Count 2) 18 VAC 50-30-190.17** with a monetary penalty of

\$800.00. Robert A. West agrees to Board costs of **\$150.00**. Total costs of **\$1,850.00**.

Further, for violations of **Counts 1 and 2**, West agrees to successfully complete a Board-approved remedial education class within 90 (ninety) days of this Consent Order.

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

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

In the matter of Consent Order File Number 2018-01193 Accord Pools LLC, t/a Accord Environmental the board reviewed the Consent Order as seen and agreed to by **Stephen Valentine – Manager**. **Stephen Valentine** did not attend the Board.

File Number
2018-01193
Accord Pools LLC, t/a
Accord Environmental

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Stephen Valentine**, acknowledges an understanding of the charges and admits to the violation of the Counts as outlined in the Report of Findings. **Stephen Valentine** consents to the following violation of the Board's Regulations: **(Count 1) 18 VAC 50-22-260.B.8** with a monetary penalty of **\$400.00**. **(Count 2) 18 VAC 50-22-260.B.31** with a monetary penalty of **\$400**. **(Count 3) 18 VAC 50-22-260.B.29** with a monetary penalty of **\$650**. **Stephen Valentine** agrees to Board costs of **\$150.00**. Total costs of **\$1,600.00**.

Further, for violations of **Counts 1, 2 and 3**, **Accord Pools LLC** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days of the effective date of the Consent Order.

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

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

In the matter of Consent Order File Number 2018-01234 Ventura Construction, Inc the board reviewed the Consent Order as seen and agreed to by **Wilfredo Ventura, President** did not attend the Board meeting in person by counsel or by any other qualified individual.

File Number
2018-01234
Ventura Construction
Inc

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Ventura Construction, Inc** acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. **Ventura Construction, Inc** consents to the following violations of the Board's Regulations: **(Count 1)**

18 VAC 50-22-260.B.2 with a monetary penalty of **\$1,100.00**. **(Count 2) 18 VAC 50-22-210** with a monetary penalty of **\$550.00**. **Wilfredo Ventura** agrees to Board costs of **\$150.00**. Total costs **\$1,800.00**.

In addition, for violations of **Counts 1 and 2**, Ventura Construction Inc agrees to revocation of its license.

Further, the Board shall waive imposition of the **\$1,100.00** monetary penalty for **Count 1** and shall waive imposition of the **\$550.00** monetary penalty for **Count 2**.

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

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

In the matter of Consent Order File Number 2018-01235 Landry Decorators LLC the board reviewed the Consent Order as seen and agreed to by Jesse Landry did not attend the Board meeting in person, by counsel or by any other qualified individual.

File Number
2018-01235
Landry Decorators
LLC

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer **Landry Decorators LLC**, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. Jesse Landry consents to the following violations of the Board's Regulations: **(Count 1) 18 VAC 50-22-260.B.27** with a monetary penalty of **\$700.00**. Jesse Landry agrees to Board costs of **\$150.00**. Total fines and costs: **\$850.00**.

In addition, the Board shall waive the **\$700.00** monetary penalty for Count 1 provided Landry Decorators LLC obtains a Class A or B license within thirty (30) days of the effective date of this Order. If **Landry Decorators LLC** fails to comply with this condition, then the full monetary penalty will be imposed.

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

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

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

In the matter of Consent Order File Number 2018-01244 AAA Contracting LLC the board reviewed the Consent Order as seen and agreed to by **Bruce Ganey, Attorney for AAA Contracting LLC** did not attend the Board meeting in person or any other qualified individual.

File Number
2018-01244
AAA Contracting
LLC

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein Enterprise Contracting Services, Inc, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. **AAA Contracting LLC** consents to the following violations of the Board's Regulations: **(Count 1) 18 VAC 50-22-230.A** with a monetary penalty of **\$700.00**. **(Count 2) 18 VAC 50-22-260.B.9** with a monetary penalty of **\$800.00**. **(Count 3) 18 VAC 50-22-260.B.31** with a monetary penalty of **\$400.00**. **AAA Contracting LLC** agrees to Board costs of **\$150.00**. Total costs and fines **\$2,050.00**.

It is noted that a member of Responsible Management for **AAA Contracting LLC** was required to complete Remedial Education pursuant to the terms of the Consent Order entered into on March 13, 2018.

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

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

In the matter of Consent Order File Number 2018-01289 Gary Carlisle t/a Carlisle Home Improvement the board reviewed the Consent Order as seen and agreed to by **Gary Carlisle** did not attend the Board meeting in person, by counsel or by any other qualified individual.

File Number
2018-01289
Gary Carlisle t/a
Carlisle's Home
Improvement

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer **Gary Carlisle t/a Carlisle's Home Improvement** acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. **Gary Carlisle t/a Carlisle's Home Improvement** consents to the following violations of the Board's Regulations: **(Count 1) 18 VAC 50-22-260.B.22** with a monetary penalty of **\$0.00**. **(Count 2) 18 VAC 50-22-260.B.22** with a monetary penalty of **\$0.00**. **(Count 3) 18 VAC 50-22-22** with a monetary penalty of **\$0.00**. **(Count 4) 18 VAC 50-22-260.B.22** with a monetary penalty of **\$0.00**. **(Count 5) 18 VAC 50-22-260.B.23** with a monetary penalty of **\$0.00**. **Gary Carlisle t/a Carlisle's Home Improvement** agrees to Board costs of **\$150.00**. Total costs and fines **\$150.00**.

Further, for violations of **Counts 1 through 5**, **Gary Carlisle t/a Carlisle's Home Improvement** agrees to have a member of Responsible Management successfully complete a Board-approved Remedial Education Class within 90 (ninety) days of the effective date of this Consent Order.

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

In the matter of Consent Order File Number 2018-01293 Jireh Electric Inc the board reviewed the Consent Order as seen and agreed to by **Agripino J. Cabral, President** did not attend the Board meeting in person, by counsel or by any other qualified individual.

File Number
2018-01293
Jireh Electric Inc

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Jireh Electric Inc** acknowledges an understanding of the charges and admits to the violation of the Count as outlined in the Report of Findings. **Jireh Electric Inc** consents to the following violation of the Board's Regulations: **(Count 1) 18 VAC 50-22-260.B.9** with a monetary penalty of **\$400.00.** **(Count 2) 18 VAC 50-22-260.B.29** with a monetary penalty of **\$650.00.** **Jireh Electric Inc** agrees to Board costs of **\$150.00.** Total fine and cost is **\$1,200.00.**

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

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

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

In the matter of Consent Order File Number 2018-01324 Sturdevant Expressions LLC t/a Sturdevant Construction the board reviewed the Consent Order as seen and agreed to by **Nahum Sturdevant** did not attend the Board meeting in person, by counsel or by any other qualified individual.

File Number
2018-01324
Sturdevant Expression
LLC t/a Sturdevant
Construction

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Sturdevant Expressions LLC t/a Sturdevant Construction** acknowledges an understanding of the charges and admits to the violation of the Count as outlined in the Report of Findings. **Sturdevant Expressions LLC t/a Sturdevant Construction** consents to the following violation of the Board's Regulations: **(Count 1) 18 VAC 50-22-260.B.33** with a monetary penalty of **\$950.** **(Count 2) 18 VAC 50-22-260.B.29** with a monetary penalty of **\$2,600.00.** **Sturdevant Expressions LLC** agrees to Board costs of **\$150.00.** Total fine and cost is **\$3,700.00.**

Further, for violations of **Counts 1 and 2, Sturdevant Expressions LLC** agrees to have a

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

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

In the matter of Consent Order File Number 2018-01329 Gary Dabbs t/a Air Dynamics the board reviewed the Consent Order as seen and agreed to by Gary Dabbs, Owner did not attend the Board meeting in person, by counsel or by any other qualified individual.

**File Number
2018-01329
Gary Dabbs t/a
Air Dynamics**

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Gary Dabbs t/a Air Dynamics**, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. **Gary Dabbs t/a Air Dynamics** consents to the following violations of the Board's Regulations: **(Count 1) 18 VAC 50-22-260.B.27** with a monetary penalty of **\$700.00**. **Gary Dabbs t/a Air Dynamics** agrees to Board costs of **\$150.00**. Total fines and cost **\$850.00**.

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

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

In the matter of Consent Order File Number 2018-01353 Jennifer Perrault t/a Trinity Contracting the board reviewed the Consent Order as seen and agreed to by **Jennifer Perrault t/a Trinity Contracting**. **Jennifer Perrault** did not attend the Board meeting in person, by counsel or by any other qualified individual.

**File Number
2018-01353
Jennifer Perrault t/a
Trinity Contracting**

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Jennifer Perrault t/a Trinity Contracting** acknowledges an understanding of the charges and admits to the violation of the Count as outlined in the Report of Findings. **Jennifer Perrault t/a Trinity Contracting** consents to the following violations of the Board's Regulations: **(Count 1) 18 VAC 50-22-260.B.27** with a monetary penalty of **\$700**. **Jennifer Perrault** agrees to Board costs of **\$150.00**. Total costs and fines: **\$850.00**.

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

The motion passed by a unanimous vote. Members voting "Yes" were: **Bynum-Coleman, Dyer,**

Johnson, Magruder, Middleton, Mitchell, O'Dell, Oliver, Pace, Redifer, Trenary and Tomlin. Ayres, Giesen, Dowdy and Hux were absent.

In the matter of Consent Order File Number 2018-01424 the board reviewed the Consent Order as seen and agreed to by **Javiere Home Solutions Inc** did not attend the Board meeting in person, by counsel or by any other qualified individual.

File Number
2018-01424
Javiere Home
Solutions Inc

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein, **Javiere Home Solutions Inc** acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. **Sherman Harris, President**, consents to the following violations of the Board's Regulations: **(Count 1) 18 VAC 50-22-260.B.18** with a monetary penalty of **\$800.00**. **Javiere Home Solutions Inc** agrees to Board costs of **\$150.00**. Total costs and fines **\$950.00**.

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

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

In the matter of Consent Order File Number 2018-01565 West Valley Inc the board reviewed the Consent Order as seen and agreed to by **Gary Lam** did not attend the Board meeting in person, by counsel or by any other qualified individual.

File Number
2018-01565
West Valley Inc

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **West Valley Inc**, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. **West Valley Inc** consents to the following violations of the Board's Regulations: **(Count 1) 18 VAC 50-22-260.B.8** with a monetary penalty of **\$400.00**. **West Valley Inc** agrees to Board costs of **\$150.00**. Total costs and fines: **\$550.00**.

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

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

In the matter of Consent Order File Number 2018-01692 Fred William Collier, the Board

File Number

reviewed the Consent Order as seen and agreed to by **Fred Collier** did not attend the Board meeting in person, by counsel or by any other qualified individual.

2018-01692
Fred William Collier

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed charges and admits to the violation of the Count as outlined in the Report of Finding. **Fred William Collier** acknowledges an understanding of the charges and admits to the violation of the Count as outlined in the Report of Findings. **Fred William Collier**, consents to the following violation of the Board's Regulations: **(Count 1) 18 VAC 50-22-260.B.15** with a monetary penalty of **\$1,400.00**. **(Count 2) 18 VAC 50-22-260.B.27** with a monetary penalty of **\$700.00**. **(Count 3) 18 VAC 50-22-260.B.33** with a monetary penalty of **\$850.00**. **Fred William Collier** agrees to Board costs in the amount of **\$150.00**. Total fines and costs: **\$3,100.00**.

Further, for violations of **Counts 1, 2 and 3**, **Fred William Collier** agrees to have a member of Responsible Management successfully complete a Board – approved remedial education class within 90 (ninety) days of the effective date of the Consent Order.

All monetary penalties, costs, education, or sanctions are to be paid/performed within ninety days of the effective date of the Order.

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

In the matter of Consent Order File Number 2018-01716 T&K Homes LLC the board reviewed the Consent Order as seen and agreed to by Kevin Dunn, Managing Member did not attend the Board meeting in person, by counsel or by any other qualified individual.

File Number
2018-01716
T&K Homes, LLC

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **T&K Homes, LLC** acknowledges an understanding of the charges and admits to the violation of the Count as outlined in the Report of Findings. **T&K Homes, LLC** consents to the following violation of the Board's Regulations: **(Count 1) 18 VAC 50-22-260.B.31** with a monetary penalty of **\$400.00**. **T&K Homes, LLC** agrees to Board costs of **\$150.00**. Total fines and costs **\$550.00**.

Further, for violation of **Count 1**, **T&K Homes, LLC** agrees to have a member of Responsible Management successfully complete a Board – approved remedial education class within ninety (90) days of the effective date of the Consent Order.

All monetary penalties, costs, education, or sanctions are to be paid/performed within ninety days of the effective date of the Order.

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

In the matter of Consent Order File Number 2018-01733 Apple Grove Renovations LLC the board reviewed the Consent Order as seen and agreed to by **Marcus Gregory** did not attend the Board meeting in person by counsel or by any other qualified individual.

File Number
2018-01733
Apple Grove
Renovations LLC

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein , acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. Marcus Gregory consents to the following violations of the Board's Regulations: **(Count 1) 18 VAC 50-22-260.B.25** with a monetary penalty of **\$1,050.00**. **Marcus Gregory** agrees to Board costs of **\$150.00**. Total costs and fines: **\$1,200.00**.

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

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

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

In the matter of Consent Order File Number 2018-01767 Majestic Pools LLC the board reviewed the Consent Order as seen and agreed to by James Hjelm. He did attend the Board meeting in person.

File Number
2018-01767
Majestic Pools LLC

A motion was made by **Mr. Oliver** and seconded by **Mr. Mitchell** to ratify the proposed Consent Order offer wherein **Majestic Pools LLC**, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. **Majestic Pools LLC** consents to the following violations of the Board's Regulations: **(Count 1) 18 VAC 50-22-260.B.9** with a monetary penalty of **\$400.00**. **Majestic Pools LLC** agrees to Board costs of **\$150.00**. Total costs and fines: **\$550.00**.

Further, for violation of **Counts 1**, **Majestic Pools LLC** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the Consent Order.

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

The motion passed by a unanimous vote. Members voting "Yes" were: **Bynum-Coleman, Dyer,**

Johnson, Magruder, Middleton, Mitchell, O'Dell, Oliver, Pace, Redifer, Trenary and Tomlin. Ayres, Giesen, Dowdy and Hux were absent.

In the matter of Consent Order File Number 2018-01798 the board reviewed the Consent Order as seen and agreed to by **Charles Thomas, Owner** did not attend the Board meeting in person by counsel or by any other qualified individual.

File Number
2018-01798
Call Me Construction
LLC

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Charles Thomas, Owner** acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. **Charles Thomas** consents to the following violation of the Board's Regulations: **(Count 1) 18 VAC 50-22-260.B.9** with a monetary penalty of **\$400.00**. **(Count 2) 18 VAC 50-22-260.B.14** with a monetary penalty of **\$1,800.00**. **(Count 3) 18 VAC 50-22-260.B.16** with a monetary penalty of **\$1,850.00**. **Charles Thomas**, agrees to Board costs of **\$150.00**. Fees and fines total **\$4,200.00**.

In addition, for violations of **Counts 2 and 3**, **Call Me Construction LLC** agrees to revocation of its license.

Further, for violations of **Counts 1, 2 and 3**, **Call Me Construction LLC** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days of the effective date of this Consent Order unless specified above.

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

In the matter of Consent Order File Number 2018-01854 Homefix Custom Remodeling Corp. the board reviewed the Consent Order as seen and agreed to by **Stuart Tope Lala, President** did not attend the Board meeting in person by counsel or by any other qualified individual.

File Number
2018-01854
Homefix Custom
Remodeling Corp

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein, **Tope Lala, President** acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. **Homefix Custom Remodeling Corp.** consents to the following violations of the Board's Regulations: **(Count 1) 18 VAC 50-22-260.B.8** with a monetary penalty of **\$800.00 (Two violations at \$400 each)**. **(Count 2) 18 VAC 50-22-260.B.31** with a monetary penalty of **\$400.00**. **(Count 3) 18 VAC 50-22-260.B.6** with a monetary penalty of **\$800.00**. **(Count 4) 18 VAC 50-22-220.A-\$500, B-\$450 and C-\$450** with a monetary penalty of **\$1,400.00**. **Homefix Custom Remodeling Corp.** agrees to Board costs of **\$150.00**. Total costs and fees due **\$3,550.00**.

In addition, the Board shall waive imposition of the **\$1,400.00** monetary penalty for **Count 4**

provided **Homefix Custom Remodeling Corp.** reports the change in Responsible Manager, Qualified Individual and Designated Employee to the Board within thirty (30) days of the effective date of this Consent Order. If **Homefix Custom Remodeling Corp.** fails to comply with this condition, then the full monetary penalty will be automatically imposed.

Further, for violation of **Counts 1, 2, 3 and 4**, **Homefix Custom Remodeling Corp.** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days of the effective date of this Consent Order.

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

In the matter of Consent Order File Number 2018-01896 Delmer Lee Grady, Jr. t/a Black Top Plus, the board reviewed the Consent Order as seen and agreed to by **Delmer Lee Grady, Jr.** did not attend the Board meeting in person, by counsel or by any other qualified individual.

File Number
2018-01896
Delmer Lee Grady, Jr.
t/a Black Top Plus

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein Delmer Grady, Jr. acknowledges an understanding of the charges and admits to the violation of the Count as outlined in the Report of Findings. **Delmer Lee Grady, Jr. t/a Black Top Plus** consents to the following violation of the Board's Regulations: **(Count 1) 18 VAC 50-22-260.B.8** with a monetary penalty of **\$400.00**. **Delmer Lee Grady, Jr. t/a Black Top Plus** agrees to Board costs of **\$150.00**. Total costs and fines due: **\$550.00**.

It is noted that a member of Responsible Management for Delmer Lee Grady Jr was required to complete Remedial Education pursuant to the terms of the Consent Order entered into on June 19, 2018.

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

In the matter of Consent Order File Number 2018-01993 Northern Virginia Roofing Company Inc the board reviewed the Consent Order as seen and agreed to by **John Francis, CEO.** **John Francis** did not attend the Board meeting in person by counsel or by any other qualified individual.

File Number
2018-01993
Northern Virginia
Roofing Company Inc

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein, **Northern Virginia Roofing Company Inc** acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. **Northern Virginia Roofing Company Inc** consents to the following violations of the Board's Regulations: **(Count 1) 18 VAC 50-22-260.B.31 (Two violations at \$400 each)** with a monetary

penalty of \$800.0. (Count 2) 18 VAC 50-22-260.B.29 with a monetary penalty of \$650.00. Northern Virginia Roofing Company Inc agrees to Board costs of \$150.00. Total fines and costs due: \$1,600.00.

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

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

In the matter of Consent Order File Number 2018-02000 ElevationBuild LLC the board reviewed the Consent Order as seen and agreed to by Makcim Ghaznawi, President. Makcim Ghaznawi did not attend the Board meeting in person by counsel or by any other qualified individual.

File Number
2018-02000
ElevationBuild LLC

A motion was made by Mr. Oliver and seconded by Mr. Redifer to ratify the proposed Consent Order offer wherein ElevationBuild LLC acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. ElevationBuild LLC consents to the following violations of the Board's Regulations: (Count 1) 18 VAC 50-22-260.B.31 with a monetary penalty of \$400.00. ElevationBuild LLC agrees to Board costs of \$150.00. Total costs and fines \$550.00.

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

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

In the matter of Consent Order File Number 2018-02046 Tracy Alan Eubank t/a TA Eubank Construction the board reviewed the Consent Order as seen and agreed to by Tracy Alan Eubank, Owner did not attend the Board meeting in person, by counsel or by any other qualified individual.

File Number
2018-02046
Tracy Alan Eubank
t/a TA Eubank
Construction

A motion was made by Mr. Oliver and seconded by Mr. Redifer to ratify the proposed Consent Order offer wherein Tracy Alan Eubank t/a TA Eubank Construction, acknowledges an understanding of the charges and admits to the violation of the Counts as outlined in the Report of Findings. Tracy Alan Eubank t/a TA Eubank Construction consents to the following violation of the Board's Regulations: (Count 1) 18 VAC 50-22-260.B.9 with a monetary penalty of

\$500.00. (Count 2) 18 VAC 50-22-260.B.28 with a monetary penalty of **\$1,750.00**. **Tracy Alan Eubank t/a TA Eubank Construction** agrees to Board costs of **\$150.00**. Total costs and fees: **\$2,400.00**.

For violation of **Count 2**, Tracy Eubank agrees to revocation of his license.

In addition, the Board shall waive imposition of the **\$1,750.00** monetary penalty and license revocation for **Count 2** provided Tracy Alan Eubank satisfies the judgment and provides the Board with proof of the satisfaction within 90 (ninety) days of the effective date of this Order. If **Tracy Alan Eubank** fails to comply with these conditions, then the full monetary penalty and license revocation will be automatically imposed.

It is noted that a member of Responsible Management for **Tracy Alan Eubank** was required to complete Remedial Education pursuant to the terms of the Consent Order entered into on September 26, 2017.

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

In the matter of Consent Order File Number 2018-02085 Turnkey Building Services, LLC t/a Turnkey Building, the board reviewed the Consent Order as seen and agreed to by **Donald Lindsay, Manager**. **Donald Lindsay** did not attend the Board meeting in person by counsel or by any other qualified individual.

File Number
2018-02085
Turnkey Building
Services, LLC t/a
Turnkey Building

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Turnkey Building Services, LLC t/a Turnkey Building**, acknowledges an understanding of the charges and admits to the violation of the Count as outlined in the Report of Findings. **Turnkey Building Services, LLC t/a Turnkey Building** consents to the following violation of the Board's Regulations: **(Count 1) 18 VAC 50-22-260.B.24** with a monetary penalty of **\$650.00**. **(Count 2) 18 VAC 50-22-260.B.29** with a monetary penalty of **\$1,500.00**. **Turnkey Building Services, LLC t/a Turnkey Building** agrees to Board costs of **\$150.00**. Total costs and fees: **\$2,300.00**.

In addition, for violation of **Count 2, Turnkey Building Services, LLC t/a Turnkey Building** agrees to a two (2) year probation of its license as of the effective date of this Consent Order. During this two (2) year probation, **Turnkey Building Services, LLC t/a Turnkey Building** agrees to comply with the regulations of the Board for Contractors.

If **Turnkey Building Services, LLC t/a Turnkey Building** violates any terms of this probation, its license may be revoked, pending review by the Board.

It is noted that a member of Responsible Management for **Turnkey Building Services, LLC t/a Turnkey Building** was required to complete Remedial Education pursuant to the terms of the Consent Order entered into on June 19, 2018.

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

In the matter of Consent Order File Number 2018-02297 Pioneer Professional Contracting LLC t/a Pioneer Professional Contracting the board reviewed the Consent Order as seen and agreed to by **Michael Mitchell, President.** **Michael Mitchell** did not attend the Board meeting in person.

File Number
2018-02297
Pioneer Professional Contracting LLC t/a Pioneer Professional Contracting

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Pioneer Professional Contracting LLC t/a Pioneer Professional Contracting**, acknowledges an understanding of the charges and admits to the violation of the Count as outlined in the Report of Findings. **Pioneer Professional Contracting LLC t/a Pioneer Professional Contracting** consents to the following violation of the Board's Regulations: **(Count 1) 18 VAC 50-22-260.B.2** with a monetary penalty of **\$1,100.00.** **Pioneer Professional Contracting LLC t/a Pioneer Professional Contracting** agrees to Board costs of **\$150.00.** Total costs and fees is **\$1,250.00.**

In addition, for violation of **Count 1, Pioneer Professional Contracting LLC t/a Pioneer Professional Contracting** agrees to revocation of its license.

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

In the matter of Consent Order File Number 2018-02403 Design Systems & Services Corp the board reviewed the Consent Order as seen and agreed to by **Scott Moore, President.** **Scott Moore** did not attend the Board meeting in person, by counsel or by any other qualified individual.

File Number
2018-02403
Design Systems & Services Corp

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Tony S. Jenkins**, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. **Design Systems & Services Corp** consents to the following violations of the Board's Regulations: **(Count 1) 18 VAC 50-22-260.B.29** with a monetary penalty of **\$700.00.** **Design Systems & Services Corp** agrees to Board costs of **\$150.00.** Total fines and costs due: **\$850.00.**

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

The motion passed by a unanimous vote. Members voting "Yes" were: **Bynum-Coleman, Dyer,**

Johnson, Magruder, Middleton, Mitchell, O'Dell, Oliver, Pace, Redifer, Trenary and Tomlin. Ayres, Giesen, Dowdy and Hux were absent.

In the matter of Consent Order File Number 2018-02963 C234 Inc t/a Cross Timbers Roofing/CTR the board reviewed the Consent Order as seen and agreed to by **Charles Gladys, President**. **Charles Gladys** did not attend the Board meeting in person by counsel or by any other qualified individual.

File Number
2018-02963
C234 Inc t/a Cross
Timbers Roofing/CTR

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **C234 Inc t/a Cross Timbers Roofing/CTR**, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. **C234 Inc t/a Cross Timbers Roofing/CTR** consents to the following violations of the Board's Regulations: **(Count 1) 18 VAC 50-22-260.B.29** with a monetary penalty of **\$1,000.00**. **C234 Inc t/a Cross Timbers Roofing/CTR** agrees to Board costs of **\$150.00**. Total costs and fines due is **\$1,150.00**.

It is noted that a member of Responsible Management for **C234 Inc t/a Cross Timbers Roofing/CTR** was required to complete Remedial Education pursuant to the terms of the Consent Order entered into on September 26, 2017.

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

7.a. Committee Report

Adrienne Mayo, Boards Administrator provided the Board with the report of the Committee Meeting as follows:

Education Provider Applicants

Education Provider Applications

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

Adrienne Mayo shared that staff and Committee recommends approval for **Alacam Inc** for the **Electrical** (classroom) course and provider.

Alacam Inc
(Classroom)

A Motion was made by **Mr. Middleton** for approval and seconded by **Mr. Magruder**.

Motion was approved by unanimous vote. Members voting "yes" were: **Bynum-Coleman, Dyer, Johnson, Magruder, Middleton, Mitchell, O'Dell,**

Oliver, Pace, Redifer, Trenary and Tomlin. Ayres, Giesen, Dowdy and Hux were absent.

Adrienne Mayo shared that staff and Committee recommends approval for **Duane K McCray Sr** for the **Electrical** (classroom) course and provider.

**Duane K McCray Sr
(Classroom)**

A Motion was made by **Mr. Middleton** for approval and seconded by **Mr. Redifer**.

Motion was approved by unanimous vote. Members voting "yes" were: **Bynum-Coleman, Dyer, Johnson, Magruder, Middleton, Mitchell, O'Dell, Oliver, Pace, Redifer, Trenary and Tomlin. Ayres, Giesen, Dowdy and Hux were absent.**

**Hispanic Development
Services**

Adrienne Mayo shared that staff and Committee recommends approval for **Hispanic Development Services** for the **Contractor** (classroom) course and provider.

A Motion was made by **Mr. Middleton** for approval and seconded by **Mr. Trenary**.

Motion was approved by unanimous vote. Members voting "yes" were: **Bynum-Coleman, Dyer, Johnson, Magruder, Middleton, Mitchell, O'Dell, Oliver, Pace, Redifer, Trenary and Tomlin. Ayres, Giesen, Dowdy and Hux were absent.**

**HVAC Codes &
Controls School**

Adrienne Mayo shared that staff and Committee recommends approval for **Tidewater Tech** for the **Electrical** (classroom) course and provider.

A Motion was made by **Mr. Trenary** for approval and seconded by **Mr. Redifer**.

Motion was approved by unanimous vote. Members voting "yes" were: **Bynum-Coleman, Dyer, Johnson, Magruder, Middleton, Mitchell, O'Dell, Oliver, Pace, Redifer, Trenary and Tomlin. Ayres, Giesen, Dowdy and Hux were absent.**

Tidewater Tech

Adrienne Mayo shared that staff and Committee recommends approval for **Tidewater Tech** for the **Electrical** (classroom) course and provider.

A Motion was made by **Mr. Trenary** for approval and seconded by **Mr.**

Redifer.

Motion was approved by unanimous vote. Members voting "yes" were:
Bynum-Coleman, Dyer, Johnson, Magruder, Middleton, Mitchell, O'Dell, Oliver, Pace, Redifer, Trenary and Tomlin. Ayres, Giesen, Dowdy and Hux were absent.

Adrienne Mayo shared that staff and Committee recommends approval for **Virginia Water Well Association** for the **2019 Winter Conference – Water Well** (classroom) course and provider.

Virginia Water Well Association

A Motion was made by **Mr. Trenary** for approval and seconded by **Mr. Oliver.**

Motion was approved by unanimous vote. Members voting "yes" were:
Bynum-Coleman, Dyer, Johnson, Magruder, Middleton, Mitchell, O'Dell, Oliver, Pace, Redifer, Trenary and Tomlin. Ayres, Giesen, Dowdy and Hux were absent.

Adrienne Mayo shared that staff and Committee recommends approval for **Virginia Water Well Association** for the **Fall Field Day 2018** (classroom) course and provider.

Virginia Water Well Association

A Motion was made by **Mr. Oliver** for approval and seconded by **Mr. Trenary.**

Motion was approved by unanimous vote. Members voting "yes" were:
Bynum-Coleman, Dyer, Johnson, Magruder, Middleton, Mitchell, O'Dell, Oliver, Pace, Redifer, Trenary and Tomlin. Ayres, Giesen, Dowdy and Hux were absent.

Bill Ferguson reported on the following education provider/course audits:

7. b. Education Audit Report

On July 31, 2018, Mr. Ferguson audited the contractor's pre-license course given by approved provider, **Across VA Contractor Education & Exam Prep in Newport News, Virginia.** A copy of the audit report was distributed to the Board.

The instructor was Toni Ewell and she was assisted by Lyon Ewell. There were six (6)

attendees. Course materials included a handbook and visual aids during the session. Mr. Ferguson determined that the course was in compliance with all requirements and no corrective action was recommended.

On August 3, 2018, Mr. Ferguson audited the contractor's pre-license course given by approved provider, #0 **Central Virginia Contractor Education**. Course title was "**8 Hour Pre-Licensing Course**," instructed by Deborah Tomlin in Richmond, Virginia. There were nine (9) attendees. Course materials and handouts were distributed. Mr. Ferguson determined that the course was in compliance with all requirements and no corrective action was recommended.

Mr. Oliver offered a motion to adopt the report and **Mr. Redifer** seconded the motion.

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

New Business

Mr. Olson reported to the Board that the Committee was going to review and, if necessary, amend the policy regarding the scope of work permitted to be performed by contractors holding the HIC specialty. Licensee's, Building Officials, Contract Administrators, and consumers are confused with regards to whether or not contractors holding the HIC specialty may perform minor trade-related repairs associated with the renovation/improvement that they have been contracted to perform.

Mr. Olson provided the Board with a report of the National Association of State Contractor Licensing Agencies (NASCLA) National Conference, which was held in Nashville this past August. Information regarding the status of regulations, enforcement activity, statutory concerns, regulatory board issues, and exam security were discussed. A formal written report will be provided to the Board at the next meeting.

Mr. Olson provided the Board with an update on the status of pending regulatory actions. The Contractor PPG regulations and the proposed regulations adding the miscellaneous specialty are both awaiting the approval of the Governor.

Board Policies and Procedures

NASCLA Conference Report

Regulatory Update

Mr. Redifer shared that the amendments to the USBC became effective on 9/4/18. These amendments included the updating of the NEC to the 2014 edition and the other trade-related codes to the 2015 edition. **Mr. Oliver** offered a motion, seconded by **Mr. Trenary** to accept the updates for the purposes of continuing education. After discussion the board voted unanimously to accept the 2015 Code to meet the continuing education requirements for HVAC, Plumbing, Gas Fitters, and the 2014 NEC to meet the continuing education requirements for electricians. Those voting yes were: **Bynum- Coleman, Dyer, Hux, Johnson, Magruder, Middleton, Oliver, Redifer, Tomlin, and Trenary.** **Ayres, Pace, O'Dell, Mitchell, Dowdy and Giesen were absent.**

Other Business
(USBC Update)

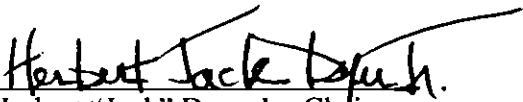
Brenda Baskfield requested the Board members to complete their paperwork.

Completion of
Paperwork

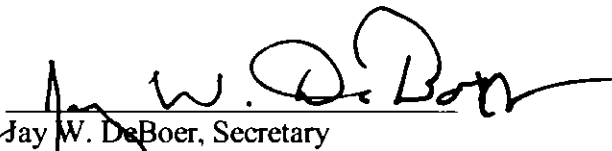
Chairman Dyer thanked the Board and Staff for and adjourned the meeting at 11:40 am.

Adjournment

The next board meeting will be **October 30th, 2018.**



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: September 11, 2018
(Date)
5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

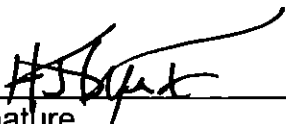
I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

 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

September 11, 2018
Date

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

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

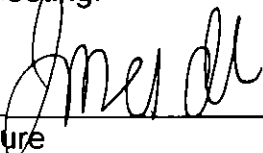
1. Name: James Oliver
(Name of Board Member)
2. Title: Board Member
3. Agency: Board of Contractors
(Name of Board)
4. Meeting/IFF Date: September 11, 2018
(Date)
5. I have a personal interest in the following transaction:

_____ (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

September 11, 2018
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 of Contractors
(Name of Board)
4. Meeting/IFF Date: September 11, 2018
(Date)
5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

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- or
- I did not participate in the transaction.
6. I **do not** have a personal interest in any transactions taken at this meeting.



Signature

September 11, 2018
Date

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

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

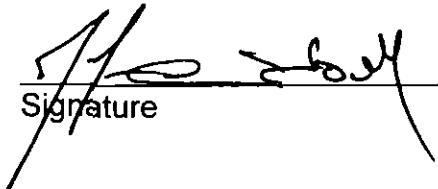
1. Name: John David O'Dell
(Name of Board Member)
2. Title: Board Member
3. Agency: Board of Contractors
(Name of Board)
4. Meeting/IFF Date: September 11, 2018
(Date)
5. I have a personal interest in the following transaction:

_____ (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

September 11, 2018
Date

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

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

1. Name: Wiley "Bif" V. Johnson
(Name of Board Member)
2. Title: Board Member
3. Agency: Board of Contractors
(Name of Board)
4. Meeting/IFF Date: September 11, 2018
(Date)
5. I have a personal interest in the following transaction:

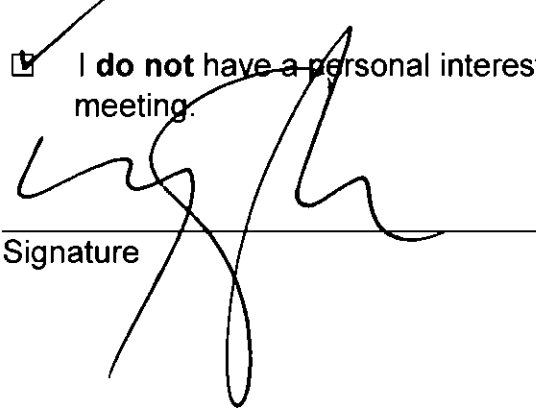
(Agenda Item)

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



September 11, 2018
Date

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

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

1. Name: Gene E. Magruder
(Name of Board Member)
2. Title: Board Member
3. Agency: Board of Contractors
(Name of Board)
4. Meeting/IFF Date: September 11, 2018
(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.

Gene E. Magruder
Signature

September 11, 2018
Date

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

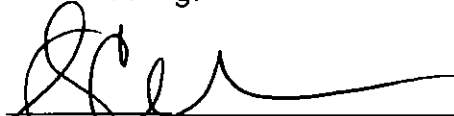
**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Sheila Bynum-Coleman
(Name of Board Member)
2. Title: Board Member
3. Agency: Board of Contractors
(Name of Board)
4. Meeting/IFF Date: September 11, 2018
(Date)
5. I have a personal interest in the following transaction:
None
(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____
None

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:
None

- 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

September 11, 2018
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 of Contractors
(Name of Board)
4. Meeting/IFF Date: September 11, 2018
(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 interest in any transactions taken at this meeting.

Deborah Tomlin
Signature

September 11, 2018
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 of Contractors
(Name of Board)
4. Meeting/IFF Date: September 11, 2018
(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

September 11, 2018
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: September 11, 2018
(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.

Shawn Mitchell
Signature

September 11, 2018
Date

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

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

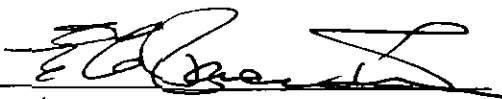
1. Name: E. C. "Chick" Pace, III
(Name of Board Member)
2. Title: Board Member
3. Agency: Board of Contractors
(Name of Board)
4. Meeting/IFF Date: September 11, 2018
(Date)
5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

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- 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

September 11, 2018
Date

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

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

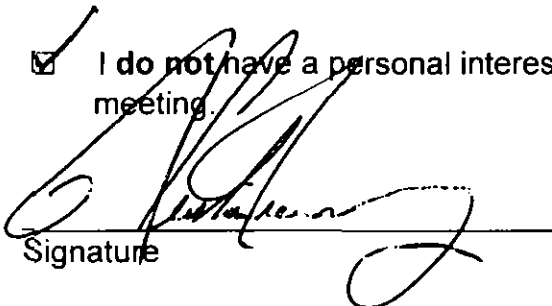
1. Name: Jason Curtis "Jake" Trenary
(Name of Board Member)
2. Title: Board Member
3. Agency: Board of Contractors
(Name of Board)
4. Meeting/IFF Date: September 11, 2018
(Date)
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_____ (Agenda Item)

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- or
- I did not participate in the transaction.
6. I do not have a personal interest in any transactions taken at this meeting.


Signature

September 11, 2018
Date