

BOARD FOR CONTRACTORS BOARD MEETING

APPROVED MINUTES

The Board for Contractors met on Tuesday, **September 24, 2019** at the Department of Professional and Occupational Regulation (DPOR), 9960 Mayland Drive, Richmond, Virginia. The members indicated below were present. Each of the other member's present was qualified to vote, except where a specific reason for disqualification is stated. There are sixteen (16) members on this board, in which nine (9) constitutes a quorum pursuant to §54.1-1102.

Herbert "Jack" Dyer, Jr. Chairman
James Oliver, Vice Chairman
Vance Ayres
Jeffrey Hux
Michael Redifer
E.G. Rudy Middleton
Wiley "Bif" Johnson
Caitlin King
Jason "Jake" Trenary
Deborah Tomlin
John David O'Dell

Board member(s) absent from the meeting:

Donald Groh
Gene Magruder
Sheila Bynum-Coleman
Jeffery Shawn Mitchell
Christopher Plummer

Joshua Laws, Board Council was present at the meeting.

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

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

1. **Chairman, Dyer** called the September 24, 2019 Board for Contractors Meeting to order at 9:10A.M.
Chairman, Dyer declared a quorum of board members are in attendance.

Call
To Order

2. **Mr. Oliver made a motion seconded by Mr. Redifer** to adopt the Agenda of September 24, 2019.

Approval of the
Agenda

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

3. **Mr. Oliver made a motion seconded by Mr. Redifer** to approve the Minutes of August 6, 2019 Board for Contractors Meeting as presented.

Approval of
Minutes

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

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

Raphael Chidubem and Aaron Chidubem addressed the Board regarding the availability of information to the public with regards to a complaint against a contractor. Mr. Chidubem doesn't agree with the complainant's rights regarding access to the case files.

Public Comment
Period

Eric Olson, Executive Director, recommended Mr. Chidubem speak to the FOIA department regarding documentation from the case files.

Eric Branch addressed the Board regarding the Contractor Application process. Mr. Branch currently has a class (C) contractor's license that he would like to upgrade to a class (A) contractor's license. Mr. Branch stated he was told by licensing staff he didn't need a license for Tree Work unless he would be disturbing herbs or stumps. Mr. Branch doesn't understand why a specialty test is still needed for a contractor license if tree work does not require one. Mr. Branch also addressed the Board regarding question #15 of the application process. Mr. Branch read line #15 of the application which states

15.

A. Has this **Business, Designated Employee, Qualified Individual(s) or Responsible Management** ever been convicted or found guilty, regardless of the manner of adjudication, in any jurisdiction of the United States of any **felony**? *Any plea of nolo contendere shall be considered a conviction.*

No

Yes If yes, complete the Criminal Conviction Reporting Form.

B. Has this **Business, Designated Employee, Qualified Individual(s) or Responsible Management** been convicted or found guilty, regardless of the manner of adjudication, in any jurisdiction of the United States of any **misdemeanor** within the last 3 years? *Any plea of nolo contendere shall be considered a conviction.*

No

Yes If yes, complete the Criminal Conviction Reporting Form.

Mr. Branch stated he was a felon but was pardoned by Governor McAuliffe. Mr. Branch would like line #15 to be re-worded on the application. He does not feel he should have to pay for a criminal conviction report nor prove anything now that he has been pardoned. Mr. Branch also expressed his concerns of the surety bond. Mr. Branch feels after being in business as a class (C) contractor for 20 years the steps for providing net worth should be done by submitting proof of Liability Ins.

Mr. Oliver explained to Mr. Branch the regulation requirements we have are governed by what the General Assembly requires.

a) New Business - Jeff Palmer with Merit spoke about Merit and what their company has to offer. Merit is an online credentialing service that issues digital versions of licenses and certificates to individuals who choose to participate. Starting in early fall of 2019, DPOR will streamline professional licensing across Virginia. As legislated in the 2019 Session of the General Assembly. DPOR has partnered with the online credentialing service Merit to drive innovation, digital transformation, and efficiency for all.

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

DISCIPLINARY CASE

DISCIPLINARY CASE

In the matter of Disciplinary File Number 2017- 03117 California Builders, Inc., the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

**File Number
2017- 03117
California
Builders, Inc.**

Presiding officer's Mr. Dyer was not present did not participate in the discussion and did not vote.

Paul Chretien on behalf of California Builders Inc. (Regulant) participated in the Informal Fact-Finding Conference.

Robert Allen (Council) and Paul Chretien on behalf of California Builders Inc. (Regulant) appeared at the Board meeting in person.

Robert Allen (Council) requested a continuance to the October 29, 2019 Board for Contractors Meeting on behalf of California Builders Inc. and waived his rights to the 90-day rule.

Mr. Oliver made a motion seconded by Mr. Trenary to approve the request for continuance to the October 29, 2019 Board for Contractors Meeting

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

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

**Recovery Fund
Prima Facie
Case Files**

Prima Facie

In the matter of Recovery Fund File Number 2019-00209 John & Tracey Hughes (Claimants) and Ferguson General Contracting LLC (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.

**File Number
2019-00209
John & Tracey
Hughes
(Claimant)**

John & Tracey Hughes Claimant) did not attend the Board meeting in person or by counsel or by any other qualified representative.

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

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

In the matter of Recovery Fund File Number 2019-02179, Bruce Helms & Katy Weichel (Claimants) and Home Design Elements LLC (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.

**File Number
2019-02179
Bruce Helms &
Katy Weichel
(Claimant)**

Bruce Helms & Katy Weichel (Claimants) did not attend the Board meeting in person or by counsel or by any other qualified representative.

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

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

In the matter of Recovery Fund File Number 2019-02627 Beverly Bobbitt (Claimants) and Ian Baptiste dba I.R.B Plumbing/Remodeling (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.

**File Number
2019-02627
Beverly Bobbitt
(Claimants)**

Beverly Bobbitt (Claimants) did not attend the Board meeting in person or by counsel or by any other qualified representative.

After discussion a motion was made by Mr. Middleton, and seconded by Mr. Oliver to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and to adopt the recommendation. The Claim Review and Recommendation are incorporated as a part of the Order. The board finds substantial evidence that the Claim does meet the statutory provisions for reimbursement. The Board orders that this claim be paid in the amount of \$6,041.92. Pursuant to 54.1-1123 (B), payments may be reduced on a prorated basis based upon the number of claims received.

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

In the matter of Recovery Fund File Number 2019-02956, Charles & Shari Horton (Claimants) and Foster's Home Renovation Services, LLC (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.

**File Number
2019-02956
Charles & Shari
Horton
(Claimant)**

Kevin Cousins (Council), Charles & Shari Horton (Claimant) attended the Board meeting in person and agreed with the recommendation.

After discussion a motion was made by Mr. Middleton, and seconded by Mr. Hux Redifer to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and to adopt the Recommendation. The Claim Review and Recommendation are incorporated as a part of the Order. The board finds substantial evidence that the Claim does meet the statutory provisions for reimbursement. The Board orders that this claim be paid in the amount of \$10,795.40. Pursuant to 54.1-1123 (B), payments may be reduced on a prorated basis based upon the number of claims received.

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

In the matter of Recovery Fund File Number 2019-03105 Donald & Gwendolyn Jones (Claimants) and Byran Emanuel Lewis (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter.

**File Number
2019-03105
Donald &
Gwendolyn Jones
(Claimants)**

Donald & Gwendolyn Jones (Claimants) did not attend the Board meeting in person or by counsel or by any other qualified representative.

A motion was made by Mr. Oliver, and seconded by Mr. Trenary Upon review of the file the Board was not able to determine the Claimant's actual monetary loss and if the requirement to conduct debtor's interrogatories was attempted or met. For that reason, the Board voted to remand the file to the

Adjudication Section for the purposes of convening an Informal Fact Finding Conference to determine the amount of actual monetary loss and to obtain information about debtor's interrogatories.

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

In the matter of Recovery Fund File Number 2019-03108 Dustin & Deanna Dillman (Claimants) and Foremost Industries, Inc. (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter.

File Number
2019-03108
Dustin & Deanna
Dillman
(Claimants)

Dustin & Deanna Dillman (Claimant) did not attend the Board meeting in person or by counsel or by any other qualified representative.

A motion was made by Mr. Oliver, and seconded by Mr. Middleton Upon review of the file the Board was not able to determine the Claimant's actual monetary loss and if the requirement to conduct debtor's interrogatories was attempted or met. For that reason, the Board voted to remand the file to the Adjudication Section for the purposes of convening an Informal Fact Finding Conference to determine the amount of actual monetary loss and to obtain information about debtor's interrogatories.

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

In the matter of Recovery Fund File Number 2019-03256, John & Sharon Coombs, (Claimants) and CNJ Ventures, LLC (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter.

File Number
2019-03256
John & Sharon
Coombs
(Claimant)

John & Sharon Coombs (Claimant) Attended the Board meeting in person and agrees with the recommendation.

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

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

In the matter of Recovery Fund File Number 2020-00147, Sean Charney, (Claimant) and SNR Design and Build Green Division and the Estate of Stanley Riffle (Regulant); the board adopts the claim review,

File Number
2020-00147

which contains the facts regarding the recovery fund claim in this matter.

**Sean Charney
(Claimant)**

Sean Charney (Claimant) Attended the Board meeting in person and agrees with the recommendation.

A motion was made by Mr. Trenary, and seconded by Mr. Hux to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and to adopt the Recommendation. The Claim Review and Recommendation are incorporated as a part of the Order. The board finds substantial evidence that the Claim does meet the statutory provisions for reimbursement. The Board orders that this claim be paid in the amount of \$11,579.90 Pursuant to 54.1-1123 (B), payments may be reduced on a prorated basis based upon the number of claims received.

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

In the matter of Recovery Fund File Number 2020-00160, Christian Galdabini, (Claimant) and Tatari Construction and Development, Inc. (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter.

**File Number
2020-00160
Christian
Galdabini
(Claimant)**

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

A motion was made by Mr. Oliver, and seconded by Mr. Dyer Upon review of the file the Board was not able to determine the Claimant's actual monetary loss. For that reason, the Board voted to remand the file to the Adjudication Section for the purposes of convening an Informal Fact Finding Conference to determine the amount of actual monetary loss.

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

In the matter of Recovery Fund File Number 2020-00175, Christopher Hagerman, (Claimant) and Larson-Joyne Cabinet Works Corporation. (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter.

**File Number
2020-00175
Christopher
Hagerman
(Claimant)**

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

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 to adopt the Recommendation. The Claim Review and Recommendation are incorporated as a part of the Order. The board finds substantial evidence that the Claim does meet the statutory provisions for reimbursement. The Board orders that this claim be paid in the amount of \$2,674.00 Pursuant to 54.1-1123 (B), payments may be reduced on a prorated basis based upon the number of claims received.

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

Recovery Fund Case Files

Recovery Fund Case Files

In the matter of Recovery Fund File Number 2019-02374, Donald & Michele Macari, (Claimants) and Healthy Home Modifications LLC (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter.

File Number
2019-02374
Donald & Michele
Macari
(Claimants)

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

Donald & Michele Macari (Claimants) did not attend the Board meeting in person or by counsel or by any other qualified representative.

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 to adopt the Recommendation. The Claim Review and Recommendation are incorporated as a part of the Order. The board finds substantial evidence that the Claim does meet the statutory provisions for reimbursement. The Board orders that this claim be paid in the amount of \$20,000 Pursuant to 54.1-1123 (B), payments may be reduced on a prorated basis based upon the number of claims received.

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

License Case Files

License Case Files

In the matter of License Application File Number 2019-02417, Timothy Ray Pruitt, 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
2019-02417
Timothy Ray
Pruitt

Timothy Ray Pruitt (applicant) participated in the Informal Fact Finding Conference.

Timothy Ray Pruitt (applicant) did not appear at the Board meeting in person by counsel or by any other qualified person.

After discussion, a motion was made by Mr. Middleton and seconded by Mr. Oliver to approve the application for Master ELE, HVA PLB GFC license based upon the record and the recommendation.

The motion was approved with a vote of 8-3-0. Ayes: Oliver, Redifer, Ayres, King, Middleton, Johnson, O'Dell and Tomlin. **Nays:** Hux, Dyer, and Trenary **Abstain:** None **Absent:** Plummer, Bynum-Coleman, Mitchell, Magruder and Groh.

In the matter of License Application File Number 2019-02422, Randall Wayne York, 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
2019-02422
Randall Wayne
York

Randall Wayne York participated in the Informal Fact Finding Conference.

Randall Wayne York (applicant) did not appear at the Board meeting in person by counsel or by any other qualified person.

After discussion, a motion was made by Mr. Oliver and seconded by Mr. Hux to approve the application for Master PLB based upon the record and the recommendation.

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

In the matter of License Application File Number 2019-02721, Oceano Kitchen and Bath 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
2019-02721
Oceano Kitchen
and Bath LLC

Syamak Akhdary on behalf of Oceano Kitchen and Bath LLC (applicant) participated in the Informal Fact-Finding Conference.

Syamak Akhdary on behalf of Oceano Kitchen and Bath LLC (applicant) appeared at the Board meeting in person and disagrees with the recommendation.

After discussion, a motion was made by Mr. Hux and seconded by Mr. Oliver to deny the application for Class C (HIC) based upon the record and the recommendation.

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

In the matter of License Application File Number 2019-02891, Michael Lee Roy t/a Man With Hammer. 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
2019-02891
Michael Lee Roy
t/a Man With
Hammer

Michael Lee Roy t/a Man With Hammer participated in the Informal Fact-Finding Conference.

Michael Lee Roy t/a Man With Hammer (Applicant) did not appear at the Board meeting in person by

counsel or by any other qualified person.

A motion was made by Mr. Oliver and seconded by Mr. Hux to approve the application for Class C – HIC based upon the record and the recommendation.

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

In the matter of License Application File Number 2019-03110, Monarch Masonry and Tile LLC, the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

Erick Giovanni Lopez appeared on behalf of Monarch Masonry and Tile LLC (Applicant) and participated in the Informal Fact Finding Conference.

Monarch Masonry and Tile LLC (Applicant) did not appear at the Board meeting in person by counsel or by any other qualified person.

A motion was made by Mr. Oliver and seconded by Mr. Middleton to approve the application for Class C – BRK based upon the record and the recommendation.

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

In the matter of License Application File Number 2019-03114, Rodney Leonard Haith, the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

Rodney Leonard Haith (Applicant) participated in the Informal Fact Finding Conference.

Rodney Leonard Haith (Applicant) did not appear at the Board meeting in person by counsel or by any other qualified person.

A motion was made by Mr. Oliver and seconded by Mr. Hux to approve the application for Journeyman – HVAC License based upon the record and the recommendation.

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

In the matter of License Application File Number 2019-03116, Jay Thomas Solomon, the Board members

File Number
2019-03110
Monarch
Masonry
and Tile LLC

File Number
2019-03114
Rodney Leonard
Haith

File Number

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

**2019-03116
Jay Thomas
Solomon**

Jay Thomas Solomon (Applicant) participated in the Informal Fact-Finding Conference.

Jay Thomas Solomon (Applicant) did not appear at the Board meeting in person by counsel or by any other qualified person.

A motion was made by Mr. Middleton and seconded by Mr. Oliver Upon review of the file the Board was not able to determine if the experience meets the requirements as it was not obtained performing work covered by the NEC. For that reason, the Board voted to remand the file to the Post Adjudication & Licensing Section for the purposes of convening an Informal Fact Finding Conference to determine if the experience meets requirements.

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

In the matter of License Application File Number 2019-03126, Johnson's Professional Painting Company 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
2019-03126
Johnson's
Professional
Painting
Company LLC**

Lawarren Johnson on behalf of Johnson's Professional Painting Company LLC (Applicant) participated in the Informal Fact-Finding Conference.

Johnson's Professional Painting Company LLC (Applicant) did not appear at the Board meeting in person by counsel or by any other qualified person.

A motion was made by Mr. Hux and seconded by Mr. Middleton to approve the application for Class C – (HIC) Contractor License based upon the record and the recommendation.

The motion was approved with a vote of 8-3-0. Ayes: Redifer, Ayres, Middleton, Trenary, Hux, Johnson, O'Dell and Tomlin. **Nays:** King, Dyer, and Oliver **Abstain:** None **Absent:** Plummer, Bynum-Coleman, Mitchell, Magruder and Groh.

In the matter of License Application File Number 2019-03127, T&T Builders, 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
2019-03127
T&T Builders,
LLC**

Risha Molnar and Anthony Branch on behalf of T&T Builders, LLC (Applicant) participated in the Informal Fact-Finding Conference.

Risha Molnar behalf of T&T Builders, LLC (Applicant) appeared at the Board meeting in person and agrees with the recommendation.

A motion was made by Mr. Oliver and seconded by Mr. Redifer to approve the application for Class C – (HIC) based upon the record and the recommendation.

The motion was approved with a vote of 7-4-0. Ayes: Oliver, Redifer, Ayres, Trenary, Johnson, O'Dell and Tomlin. **Nays:** King, Hux, Dyer, and Middleton **Abstain:** None **Absent:** Plummer, Bynum-Coleman, Mitchell, Magruder and Groh.

6. DISCIPLINARY CASES & RATIFICATION OF CONSENT ORDERS

DISCIPLINARY CASES

DISCIPLINARY CASES

In the matter of Disciplinary File Number 2017-02417 DDG II, Inc., the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

File Number
2017-02417
DDG II, Inc.

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

Gergory Giordano (Council) and Lee Chaklos on behalf of DDG II, Inc., (Regulant) participated in the Informal Fact-Finding Conference.

Lee Chaklos on behalf of DDG II, Inc., (Regulant) appeared at the Board meeting in person and agrees with the recommendation.

After discussion a motion was made by Mr. Oliver and seconded by Mr. Trenary 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 DDG II, Inc. violated the following:

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

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

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

Count 1: \$400.00 And Remedial Education

Total: \$400.00

The motion was approved with a vote of 10-0-1. Ayes: Dyer, Oliver, Redifer, Ayres, King, Trenary, Hux,

Johnson, O'Dell and Tomlin. **Nays:** None **Abstain:** Middleton **Absent:** Plummer, Bynum-Coleman, Mitchell, Magruder and Groh.

In the matter of Disciplinary File Number 2017-02594 DDG II, Inc. the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

File Number
2017-02594
DDG II, Inc.

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

Gergory Giordano (Council) and Lee Chaklos on behalf of DDG II, Inc., (Regulant) participated in the Informal Fact-Finding Conference.

Lee Chaklos on behalf of DDG II, Inc., (Regulant) appeared at the Board meeting in person and disagrees with the recommendation.

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 DDG II, Inc. Incorporated violated the following:

- Count 1: 18 VAC 50-22-260.B.9
- Count 2: 18 VAC 50-22-260.B.33
- Count 3: 18 VAC 50-22-260.B.27
- Count 4: 18 VAC 50-22-260.B.13
- Count 5: 18 VAC 50-22-260.B.2
- Count 6: 18 VAC 50-22-260.B.22
- Count 7: 18 VAC 50-22-260.B.23
- Count 8: 18 VAC 50-22-260.B.28

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

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

- Count 1: \$400.00 And Remedial Education
- Count 2: \$850.00 And Remedial Education
- Count 3: \$750.00 And Remedial Education
- Count 4: \$1,350.00 And Remedial Education
- Count 5: \$1,100.00 And License Revocation
- Count 6: \$0.00 And License Revocation
- Count 7: \$700.00 And Remedial Education
- Count 8: \$1,700.00 And License Revocation

Total: \$6,850.00

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

In the matter of Disciplinary File Number 2017-03007 Morris Homebuilders, LLC the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

File Number
2017-03007
Morris
Homebuilders,
LLC

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

Daniel and Lynn Morris on behalf Morris Homebuilders, LLC (Regulant) participated in the Informal Fact-Finding Conference.

Daniel and Lynn Morris on behalf Morris Homebuilders, LLC (Regulant) appeared at the Board meeting in person and agrees with the recommendation.

Irene Papadopoulos (Complainant) Arthur (Council) appeared at the Board Meeting in person and disagree with the recommendation.

After discussion a motion was made by Mr. Trenary 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 Morris Homebuilders, LLC violated the following:

- Count 1: 18 VAC 50-22-260.B.8**
- Count 2: 18 VAC 50-22-260.B.33**
- Count 3: 18 VAC 50-22-260.B.5**

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

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

- Count 1: \$2,000.00 And Remedial Education**
- Count 2: \$850.00 And Remedial Education**
- Count 3: \$1,300.00 And Remedial Education**

Total: \$4,150.00

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

In the matter of Disciplinary File Number 2018-00873 Thomas H. Vetter dba Vetter Builders 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
2018-00873
Thomas H. Vetter
dba Vetter
Builders

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

Thomas H. Vetter on behalf of Thomas H. Vetter dba Vetter Builders (Regulant) participated in the Informal Fact-Finding Conference.

Thomas H. Vetter on behalf of Thomas H. Vetter dba Vetter Builders (Regulant) appeared at the Board meeting in person and agrees with the recommendation except for the fines included for Count 1.

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 Thomas H. Vetter dba Vetter Builders violated the following

- Count 1: 18 VAC 50-22-260.B.9
- Count 2: 18 VAC 50-22-260.B.27
- Count 3: 18 VAC 50-22-260.B.27
- Count 4: 18 VAC 50-22-260.B.33
- Count 5: 18 VAC 50-22-260.B.31

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

After discussion a motion was made by Mr. Hux and seconded by Mr. Redifer to remove the fine for Count 1 but to leave Remedial Education and impose the following sanctions:

- Count 1: \$0.00 And Remedial Education
- Count 2: \$700.00 And Remedial Education
- Count 3: \$700.00 And Remedial Education
- Count 4: \$850.00 And Remedial Education
- Count 5: \$400.00 And Remedial Education

Total: \$2,650.00

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

In the matter of Disciplinary File Number 2018-01537 Rivera Roofing Contractor, Inc. the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

File Number
2018-01537
Rivera Roofing
Contractor, Inc.

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

Neither Rivera Roofing, Respondent, nor anyone on its behalf appeared at the IFF.

Neither Rivera Roofing, Respondent, nor anyone on its behalf appeared at the Board meeting.

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

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

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

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

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

Count 1: \$750.00 And Remedial Education

Count 2: \$350.00 And Remedial Education

Total: \$1,100.00

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

In the matter of Disciplinary File Number 2018-00342 ABC Electric, Inc. the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

File Number
2018-00342
ABC Electric, Inc.

Presiding officer Mr. Dyer, was not present did not participate in the discussion and did not vote. Vice Chairman Mr. Oliver became Chairman.

Jonathan Bean and Anson Bell on behalf of ABC Electric, Inc. (Regulant) participated in the Informal Fact-Finding Conference.

ABC Electric, Inc. Respondent, nor anyone on its behalf appeared at the Board meeting.

After discussion a motion was made by Mr. Middleton and seconded by Mr. Trenary 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 ABC Electric, Inc. violated the following:

Based on the review of the file and testimony during the IFF, It's recommend Count 1 of this file be closed with a finding of no violation of Board Regulation 18 VAC 50-22-260.B.29.

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

In the matter of Disciplinary File Number 2018-01648 Apex Custom Homes LLC

Staff received a request for continuance from James Campbell (Council) on behalf of Apex Custom Homes LLC to the October 29, 2019 Board Meeting.

File Number
2018-01648
Apex Custom
Homes LLC

Mr. Redifer made a motion seconded by Mr. Hux to approve the request for continuance to the October 29, 2019 Board Meeting

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

In the matter of Disciplinary File Number 2018-00233 Gene Fitchett dba Gene Fitchett Builder 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
2018-00233
Gene Fitchett dba
Gene Fitchett
Builder

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

Neither Gene Fitchett Builder (Regulant), nor anyone on its behalf appeared at the IFF.

Neither Gene Fitchett Builder (Regulant), nor anyone on its behalf appeared at the Board meeting.

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 Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that Gene Fitchett dba Gene Fitchett Builder 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.31**
- Count 4: 18 VAC 50-22-260.B.33**
- Count 5: 18 VAC 50-22-260.B.13**

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

Priors

Gene Fitchett dba Gene Fitchett Builder license number 2701-032458. On January 11, 2000 Gene Fitchett dba Gene Fitchett Builder was found in violation of the Board for Contractors Regulations for failing to use

a contract that contains all the Board's requirements (3 counts), failing to, prior to commencement of work, have the contract signed by both parties (3 counts), and failing to obtain a final inspection as required by the USBC. Final order 2000-0265 resulted in a fine of \$250.00 for failure to obtain a final inspection and a written reprimand for all other counts. Compliance was obtained.

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

Count 1: \$400.00 And Remedial Education
Count 2: \$400.00 And Remedial Education
Count 3: \$400.00 And Remedial Education
Count 4: \$1,250.00 And Remedial Education
Count 5: \$1,350.00 And License Revocation

Total: \$3,800.00

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

In the matter of Disciplinary File Number 2018-01047 Steven Lamont Jones
Prior to the meeting staff received and granted a request for continuance to the October 29, 2019 Board Meeting.

File Number
2018-01047
Steven Lamont
Jones

In the matter of Disciplinary File Number 2018-01992 B&B Renovations & Son LLC the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

File Number
2018-01992
B&B Renovations
& Son LLC

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

Lawrence Beckett on behalf of B&B Renovations & Son LLC (Regulant) participated in the Informal Fact-Finding Conference by telephone.

Lawrence Beckett on behalf of B&B Renovations & Son LLC (Regulant) appeared at the Board meeting in person and agrees with the recommendation except for the recommendation of License Revocation.

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

Count 1: 18 VAC 50-22-210
Count 2: 18 VAC 50-22-260.B.8

The motion was approved with a vote of 10-0-1. Ayes: Dyer, Oliver, Redifer, Ayres, King, Trenary, Hux,

Middleton, O'Dell and Tomlin. **Nays:** None **Abstain:** Johnson **Absent:** Plummer, Bynum-Coleman, Mitchell, Magruder and Groh.

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

Count 1: \$550.00 And License Revocation
Count 2: \$400.00 And Remedial Education

Total: \$950.00

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

In the matter of Disciplinary File Number 2018-02354 Master & Sons Plumbing, Inc. the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

File Number
2018-02354
Master & Sons
Plumbing, Inc.

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

Peter Hildago on behalf of Master & Sons Plumbing, Inc. (Regulant) participated in the Informal Fact-Finding Conference.

Peter Hildago on behalf of Master & Sons Plumbing, Inc. (Regulant) appeared at the Board meeting in person and disagrees with the recommendation.

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

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

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

Priors

2018-02354 Master & Sons Plumbing, Inc. license number 2705-134390. On June 20, 2017, Master & Sons Plumbing, Inc. was found in violation of the Board for Contractors Regulations for failure to use a written contract and for failure to obtain a permit or inspection. Consent Order 2017-00477 resulted in a fine of \$1,100.00, cost of \$150.00, and completion of Remedial Education. Compliance was obtained on October 23, 2017.

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

Count 1: \$425.00 And Remedial Education

Total: \$425.00

The motion was approved with a vote of 9-1-1. Ayes: Dyer, Redifer, Ayres, King, Trenary, Hux, Middleton, O'Dell and Tomlin. **Nays:** Oliver **Abstain:** Johnson **Absent:** Plummer, Bynum-Coleman, Mitchell, Magruder and Groh.

In the matter of Disciplinary File Number 2018-02607 J A Snyder Entities, Inc. the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

File Number
2018-02607
J A Snyder
Entities, Inc.

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

Jeff Snyder on behalf of J A Snyder Entities, Inc. (Regulant) participated in the Informal Fact-Finding Conference by telephone.

Neither J A Snyder Entities, Inc. (Regulant) nor anyone on its behalf appeared at the Board meeting.

After discussion a motion was made by Mr. Middleton 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 J A Snyder Entities, Inc. violated the following:

Count 1: 18 VAC 50-22-210

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

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

Count 1: \$550.00 And License Revocation

Total: \$550.00

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

In the matter of Disciplinary File Number 2018-00340 Edward Stevenson, Jr 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
2018-00340
Edward
Stevenson, Jr

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

Edward Stevenson, Jr on behalf of Edward Stevenson, Jr (Regulant) participated in the Informal Fact-Finding Conference.

Edward Stevenson, Jr on behalf of Edward Stevenson, Jr (Regulant) appeared at the Board meeting in person and agrees with the recommendation.

After discussion a motion was made by Mr. Redifer and seconded by Mr. Trenary 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 Edward Stevenson, Jr violated the following:

Count 1: 18 VAC 50-30-190.1

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

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

Count 1: \$900.00

Total: \$900.00

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

In the matter of Disciplinary File Number 2018-01954 Integrity Builders of Virginia, Inc. the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

File Number
2018-01954
Integrity Builders
of Virginia, Inc.

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

Richard Petrey on behalf of Integrity Builders of Virginia, Inc. (Regulant) and Staislav Calise (Witness) participated in the Informal Fact-Finding Conference.

Richard Petrey on behalf of Integrity Builders of Virginia, Inc. (Regulant) appeared at the Board meeting in person and agrees with the recommendation.

Staislav Calise (Witness) appeared at the Board meeting in person and disagrees with the recommendation.

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

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

- 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.31
- Count 5: 18 VAC 50-22-260.B.14

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

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

- Count 1: \$400.00 And Remedial Education
- Count 2: \$500.00 And Remedial Education
- Count 3: \$850.00 And Remedial Education
- Count 4: \$400.00 And Remedial Education
- Count 5: \$1,500.00 And Remedial Education

Total: \$3,650.00

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

In the matter of Disciplinary File Number 2018-02186 Curb Appeal I, Inc. the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

File Number
2018-02186
Curb Appeal I,
Inc.

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

Donald Wilson on behalf of Curb Appeal I, Inc. (Regulant) participated in the Informal Fact-Finding Conference.

Donald Wilson on behalf of Curb Appeal I, Inc. (Regulant) appeared at the Board meeting in person and partially agrees with the recommendation.

A motion was made by Mr. Middleton and seconded by Mr. Trenary 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 Curb Appeal I, Inc. violated the following:

After discussion Mr. Middleton made an amended motion seconded by Mr. Dyer to remove the violation for Count 3.

- Count 1: 18 VAC 50-22-260.B.9
- Count 2: 18 VAC 50-22-260.B.29
- Count 3: No violation
- Count 4: 18 VAC 50-22-260.B.15

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

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

Count 1: \$400.00 And Remedial Education
Count 2: \$300.00 And Remedial Education
Count 3: \$0.00
Count 4: \$1,000.00

Total: \$1,700.00

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

In the matter of Disciplinary File Number 2018-02677 Gregory R. Akers 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
2018-02677
Gregory R. Akers

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

Gregory R. Akers on behalf of Gregory R. Akers (Regulant) participated in the Informal Fact-Finding Conference.

Neither Gregory R. Akers (Regulant), nor anyone on its behalf appeared at the Board meeting.

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 Gregory R. Akers violated the following:

Count 1: 18 VAC 50-22-260.B.9
Count 2: 18 VAC 50-22-260.B.16
Count 3: 18 VAC 50-22-260.B.28

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

After discussion a motion was made by Mr. Oliver and seconded by Mr. Middleton to amend sanctions for Counts 2 & 3 to include License Revocation based on the Financial and fiscal requirement, and the severity.

Count 1: \$500.00 And Remedial Education
Count 2: \$500.00 And License Revocation
Count 3: \$0.00 And License Revocation

Total: \$1,000.00

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

In the matter of Disciplinary File Number 2018-02801 Steven Taylor & Jeffrey E. Lewis 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
2018-02801
Steven Taylor &
Jeffrey E. Lewis

Presiding officer's Mr. Ayres and Mr. Middleton, were not present did not participate in the discussion and did not vote.

Steven Taylor on behalf of Steven Taylor & Jeffrey E. Lewis (Regulant), Fernando Williams-Witness, Raphael Chidubem and Aaron Chidubem (Complainants) participated in the Informal Fact-Finding Conference.

Neither Steven Taylor & Jeffrey E. Lewis (Regulant), nor anyone on its behalf appeared at the Board meeting.

Raphael Chidubem and Aaron Chidubem (Complainants) appeared at the Board Meeting and disagrees with the recommendation, complaint process and timeframe.

Mr. Oliver addressed Mr. Raphael Chidubem concerns regarding the process and the timeline for procedures to take place.

Mr. Raphael Chidubem feels the issues regarding the permit, misconduct, and no contract should have been included in the recommendation. Mr. Raphael Chidubem also asked why J-Rock was never mentioned in the entire process.

Mr. Oliver explained the privacy laws are in place for a reason, and that staff could certainly look into why the contract was not listed as a violation.

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 Steven Taylor & Jeffrey E. Lewis violated the following:

- Count 1: 18 VAC 50-22-260.B.33**
- Count 2: 18 VAC 50-22-260.B.5**

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

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

- Count 1: \$700.00 And Remedial Education**
- Count 2: \$700.00 And Remedial Education**

Total: \$1,400.00

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

Chairman Dyer called for a recess at 11:40 A.M.

Recess

Chairman Dyer called the meeting back to order at 11:55 A.M.

In the matter of Disciplinary File Number 2018-02315 Exteriors R Us LLC the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

File Number
2018-02315
Exteriors R Us
LLC

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

Neither Exteriors R Us LLC, Respondent, nor anyone on its behalf appeared at the IFF.

Neither Exteriors R Us LLC, Respondent, nor anyone on its behalf appeared at the Board Meeting.

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

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

Count 2: 18 VAC 50-22-260.B.29 (Two Violations)

Count 3: 18 VAC 50-22-260.B.14

Count 4: 18 VAC 50-22-260.B.16

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

Priors

2018-02315 Exteriors R Us LLC, license number 2705-122734. On July 30, 2013, Exteriors R Us LLC, was found in violation of the Board for Contractors Regulations for using unlicensed subcontractors. Consent Order 2013-01290 resulted in a fine of \$500.00, cost of \$150.00, and completion of Remedial Education. Compliance was obtained on January 31, 2014. On December 16, 2014, Exteriors R Us LLC, was found in violation of the Board for Contractors Regulations for using a contract with missing elements and misconduct. Consent Order 2014-00522 resulted in a fine of \$1,250.00, cost of \$150.00, and completion of Remedial Education. Compliance was obtained on June 30, 2015

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

Count 1: \$400.00 And Remedial Education
Count 2: \$1,500.00 (\$750.00 for each violation) And Remedial Education
Count 3: \$2,000.00 And Remedial Education
Count 4: \$2,000.00 And Remedial Education

Total: \$5,900.00

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

In the matter of Disciplinary File Number 2018-02331 Renzo Queirolo 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
2018-02331
Renzo Queirolo

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

Neither Renzo Queirolo, Respondent, nor anyone on his behalf appeared at the IPF.

Renzo Queirolo appeared before the Board and disagrees with the recommendation.

After discussion a motion was made by Mr. Trenary and seconded by Ms. Tomlin The licensee Renzo Queirolo did not attend the Informal Fact Finding Hearing and wants to provide an explanation of the violation. For that reason, the Board voted to remand the file to the Adjudication Section for the purposes of reconvening the Informal Fact Finding Conference to allow Renzo Queirolo to provide testimony.

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

In the matter of Disciplinary File Number 2018-02475 Gulnora LLC the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

File Number
2018-02475
Gulnora LLC

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

Gulnora Yakubova on behalf of Gulnora LLC (Regulant) participated in the Informal Fact-Finding Conference.

Gulnora Yakubova on behalf of Gulnora LLC (Regulant) appeared at the Board meeting in person and partially agrees with the recommendation.

After discussion a motion was made by Mr. Trenary and seconded by Ms. Tomlin 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 Gulnora LLC violated the following:

Count 1: 18 VAC 50-22-260.B.17

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

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

Count 1: \$500.00 And Remedial Education

Total: \$500.00

The motion was approved with a vote of 9-1-1. Ayes: Dyer, Oliver, Middleton, Ayres, King, Trenary, Hux, Johnson, and O'Dell. **Nays:** Tomlin **Abstain:** Redifer **Absent:** Plummer, Bynum-Coleman, Mitchell, Magruder and Groh.

In the matter of Disciplinary File Number 2018-03014 Mark L. Bond t/a Bond Building 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
2018-03014
Mark L. Bond t/a
Bond Building**

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

Mark L. Bond on behalf of Mark L. Bond t/a Bond Building (Regulant) participated in the Informal Fact-Finding Conference.

Neither Mark L. Bond t/a Bond Building (Regulant), nor anyone on its behalf appeared at the Board Meeting.

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

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

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

Priors

2018-03014 - Mark L. Bond t/a Bond Building, license number 2705-078145. On April 3, 2012, Mark L. Bond dba Bond Building was found in violation of the Board for Contractors Regulations for failing to satisfy a judgment, Consent Order 2012-00836 resulted in a fine of \$1750.00, cost \$150.00, and completion of Remedial Education. The fine would be waived if the judgment was satisfied within 90 days. If the judgment

was not satisfied, the fine would be due and the license would be revoked. Compliance was obtained On July 25, 2012.

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

Count 1: \$0.00 And Remedial Education

Mark L. Bond t/a Bond Building agrees to Board Cost \$150.00

Total: \$150.00

Further, for violation of Count 1, Bond agrees to a two (2) year probation of his license as of the effective date of this Order. During this two (2) year probation, Bond agrees to comply with the regulations of the Real Estate Board; and to provide to the Board, on a quarterly basis and in a form acceptable to the Board, a written statement from Bond and his principal broker that Bond is in compliance with the regulations of the Real Estate Board and reporting on Bond's work ethic and work history.

If Bond violates any terms of this probation, his license may be revoked, pending review by the Board.

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

In the matter of Disciplinary File Number 2019-00557 Dynamic Builders Developers, Inc. the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

**File Number
2019-00557
Dynamic Builders
Developers, Inc.**

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

James Pham on behalf of Dynamic Builders Developers, Inc. (Regulant) participated in the Informal Fact-Finding Conference.

James Pham on behalf of Dynamic Builders Developers, Inc. (Regulant) appeared at the Board meeting in person and disagrees with the recommendation.

After discussion a motion was made by Mr. Oliver and seconded by Ms. Tomlin 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 Dynamic Builders Developers, Inc. violated the following:

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

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

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

After discussion a motion was made by Mr. Oliver and seconded by Ms. Tomlin to amend the following sanctions to include no fines.

Count 1: \$0.00 And Remedial Education

Count 2: \$0.00 And License Revocation

Total: \$0.00

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

Prima Facie Cases

Prima Facie Cases

In the matter of Prima Facie Disciplinary File Number 2018-02412 E G Builders Solutions LLC the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

File Number
2018-02412
E G Builders
Solutions LLC

E G Builders Solutions LLC did not request an Informal Fact Findings conference.

E G Builders Solutions 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. Trenary 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 E G Builders Solutions LLC violated the following:

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

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

Count 3: 18 VAC 50-22-260.B.13

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

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

Count 1: \$400.00 And Remedial Education

Count 2: \$700.00 And Remedial Education

Count 3: \$1,350.00 And License Revocation

Total: \$2,450.00

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

In the matter of Prima Facie Disciplinary File Number 2019-00742 Pure Comfort Mechanical Services, Inc. the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

File Number
2019-00742
Pure Comfort
Mechanical
Services, Inc.

Pure Comfort Mechanical Services, Inc. did not request an Informal Fact Findings conference.

Pure Comfort Mechanical Services, 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. 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 Pure Comfort Mechanical Services, Inc. violated the following:~~

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

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

After discussion a motion was made by Mr. Oliver and seconded by Mr. Middleton to impose the following sanctions and amend License Revocation to Remedial Education:

Count 1: \$700.00 And Remedial Education

Total: \$700.00

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

In the matter of Prima Facie Disciplinary File Number 2019-00824 Thomas M. Callis, Jr. dba Callis Building Solutions the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

File Number
2019-00824
Thomas M. Callis,
Jr. dba Callis
Building Solutions

Thomas M. Callis, Jr. dba Callis Building Solutions did not request an Informal Fact Findings conference.

Thomas M. Callis, Jr. dba Callis Building Solutions 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 adopts the Recommendation. The Board finds substantial evidence that Thomas M. Callis, Jr. dba Callis Building Solutions violated the following:

- Count 1: 18 VAC 50-22-260.B.27 (2 violations at \$750.00 per violation)**
- Count 2: 18 VAC 50-22-260.B.33**
- Count 3: 18 VAC 50-22-260.B.13**

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

After discussion a motion was made by Mr. Oliver and seconded by Ms. Tomlin to impose the following sanctions and amend Counts 1&2 from License Revocation to Remedial Education:

- Count 1: \$1,500.00 (2 violations at \$750.00 per violation) And Remedial Education**
- Count 2: \$850.00 And Remedial Education**
- Count 3: \$1,350.00 And License Revocation**

- Total: \$3,700.00**

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

In the matter of Prima Facie Disciplinary File Number 2019-00895 Tidewater Builders the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

File Number
2019-00895
Tidewater
Builders

Tidewater Builders. did not request an Informal Fact Findings conference.

Tidewater Builders. 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 adopts the Recommendation. The Board finds substantial evidence that Tidewater Builders violated the following:

- Count 1: 18 VAC 50-22-210**
- Count 2: 18 VAC 50-22-260.B.28**

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

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

Count 1: \$550.00 And License Revocation
Count 2: \$1,750.00 And License Revocation

Total: \$2,300.00

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

In the matter of Prima Facie Disciplinary File Number 2019-01453 C V Paving, Inc. the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation. **File Number 2019-01453 C V Paving, Inc.**

C V Paving, Inc. did not request an Informal Fact Findings conference.

C V Paving, 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 adopts the Recommendation. The Board finds substantial evidence that C V Paving, Inc. violated the following:

Count 1: 18 VAC 50-22-260.B.9
Count 2: 18 VAC 50-22-230.A
Count 3: § 54.1-1110 of the Code of Virginia

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

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

Count 1: \$400.00 And Remedial Education
Count 2: \$350.00 And Remedial Education
Count 3: \$0.00 And License Revocation

Total: \$750.00

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

In the matter of Prima Facie Disciplinary File Number 2019-01750 Steven E. Carroll dba Custom Exteriors and Services the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation. **File Number 2019-01750 Steven E. Carroll**

**dba Custom
Exteriors and
Services**

Steven E. Carroll dba Custom Exteriors and Services did not request an Informal Fact Findings conference.

Steven E. Carroll dba Custom Exteriors and Services 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 adopts the Recommendation. The Board finds substantial evidence that Steven E. Carroll dba Custom Exteriors and Services violated the following:

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

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

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

Count 1: \$1,750.00 And License Revocation
Count 2: \$1,350.00 And License Revocation

Total: \$3,100.00

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

In the matter of Prima Facie Disciplinary File Number 2019-02518 V3 Solutions, Inc. the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number
2019-02518
V3 Solutions, Inc.**

John Vann on behalf of V3 Solutions Inc. (Respondent) appeared at the Board meeting in person and requested an IFF.

A motion was made by Mr. Oliver and seconded by Ms. Tomlin The licensee did not have an Informal Fact Finding Conference and wants to provide an explanation of the violation. For that reason, the Board voted to remand the file to the Adjudication Section for the purposes of convening an Informal Fact Finding Conference to allow V3 Solutions to provide testimony.

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

Consent Orders

Consent Orders

In the matter of Consent Order File Number 2017-01310 Preferred General Contracting Co., Inc. the board reviewed the Consent Order as seen and agreed to by Preferred General Contracting Co., Inc.

**File Number
2017-01310
Preferred
General
Contracting Co.,
Inc.**

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

Preferred General Contracting Co., Inc. consents to the following violations of the Board's Regulations:

Count 1:	18 VAC 50-22-260.B.8	\$400.00
Count 2:	18 VAC 50-22-260.8.9	\$400.00
Count 3:	18 VAC 50-22-260.8.31	\$400.00
Count 4:	18 VAC 50-22-260.B.33	\$400.00

Preferred General Contracting Co., Inc. agrees to Board costs of **\$150.00**.

Total fines and costs of \$1,750.00

Further, for violation of Counts 1, 2, 3, and 4, Preferred General Contracting Co Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

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

In the matter of Consent Order File Number 2018-01364 Randall Thompson t/a Affordable Builders the board reviewed the Consent Order as seen and agreed to by Randall Thompson t/a Affordable Builders.

**File Number
2018-01364
Randall
Thompson t/a
Affordable
Builders**

Randall Thompson t/a Affordable Builders did not attend the Board meeting in person by counsel or by any other qualified individual.

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

Randall Thompson t/a Affordable Builders consents to the following violations of the Board's Regulations:

Count 1:	18 VAC 50-22-260.8.9	\$400.00
Count 2:	18 VAC 50-22-260 .B.27	\$700.00
Count 3:	18 VAC 50-22-260. B.31	\$400.00
Count 4:	18 VAC 50-22-260.8.33	\$800.00

Randall Thompson t/a Affordable Builders agrees to Board costs of **\$150.00**.

Total fines and costs of \$2,450.00

In addition, the Board shall waive imposition of the \$400.00 monetary penalty for Count 1 provided Randall Thompson provides a copy of his current contract within ninety (90) days of the effective date of this Order. The contract must be in compliance with Board Regulation 18 VAC 50-22-260:8:9. If Randall Thompson fails to comply with this condition, then the full monetary penalty will be automatically imposed.

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

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

In the matter of Consent Order File Number 2018-01778 NIC Contracting, Inc. the board reviewed the Consent Order as seen and agreed to by NIC Contracting, Inc.

File Number
2018-01778
NIC Contracting,
Inc.

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

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

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

Count 1: 18 VAC 50-22-260.B.28 \$1,700.00

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

Total fines and costs of \$1,850.00

In addition, for violation of Count 1, NIC Contracting Inc. agrees to revocation of its license. Further, the Board shall waive imposition of the \$1,700.00 monetary penalty for Count 1. AH monetary penalties, costs, education, or sanctions are to be paid/performed within ninety (90) days of the effective date of this Consent Order unless otherwise specified above.

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

In the matter of Consent Order File Number 2018-02320 Kyle Derrickson t/a Derrickson Construction the board reviewed the Consent Order as seen and agreed to by JAP Construction LLC.

File Number
2018-02320
Kyle Derrickson
t/a Derrickson
Construction

Kyle Derrickson t/a Derrickson Construction did not attend the Board meeting in person by counsel or by any other qualified individual.

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

Kyle Derrickson t/a Derrickson Construction consents to the following violations of the Board's Regulations:

- Count 1: 18 VAC 50 -22-260.8.18 \$800.00**
- Count 2: 18 VAC 50-22-260.8.18 \$350.00**
- Count 3: 18 VAC 50-22-260.8.18 \$1,450.00**
- Count 4: 18 VAC 50- 22-260.8.18 \$800.00**

Kyle Derrickson t/a Derrickson Construction agrees to Board costs of **\$150.00**.

Total fines and costs of \$3,550.00

In addition, for violation of Counts 1, 3, and 4, Kyle Derrickson agrees to revocation of his license.

Further, for violation of Counts 1-4, Kyle Derrickson 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 ninety (90) days of the effective date of this Consent Order unless otherwise specified above.

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

In the matter of Consent Order File Number 2018-03240 Ratcliff Construction Inc. the board reviewed the Consent Order as seen and agreed to by Ratcliff Construction Inc.

File Number
2018-03240
Ratcliff
Construction Inc.

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

A motion was made by Mr. Oliver and seconded by Mr. Middleton to ratify the proposed Consent Order offer wherein Ratcliff Construction Inc., acknowledges an understanding of the charges and admits to the

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

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

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

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

Total fines and costs of \$550.00

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

It is noted that a member of Responsible Management for Ratcliff Construction Inc. was required to complete Remedial Education pursuant to the terms of the Consent Order entered into on March 5, 2019.

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

In the matter of Consent Order File Number 2019-00326 Kyle Derrickson t/a Derrickson Construction the board reviewed the Consent Order as seen and agreed to by Kyle Derrickson t/a Derrickson Construction

Kyle Derrickson t/a Derrickson Construction did not attend the Board meeting in person by counsel or by any other qualified individual.

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

Kyle Derrickson t/a Derrickson Construction consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-260.B.18 \$800.00
Count 2: 18 VAC 50-22-260.B.18 \$400.00
Count 3: 18 VAC 50-22-260.B.18 \$800.00
Count 4: 18 VAC 50-22-260.B.18 \$400.00
Count 5: 18 VAC 50-22-260.B.18 \$700.00

Kyle Derrickson t/a Derrickson Construction agrees to Board costs of **\$150.00**.

Total fines and costs of \$150.00

In addition, for violation of Counts 1, 3, and 4, Kyle Derrickson agrees to revocation of his license.

File Number
2019-00326
Kyle Derrickson
t/a Derrickson
Construction

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

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

In the matter of Consent Order File Number 2019-00348 BLC4 LLC the board reviewed the Consent Order as seen and agreed to by BLC4 LLC.

File Number
2019-00348
BLC4 LLC

BLC4 LLC did not attend the Board meeting in person by counsel or by any other qualified individual.

A motion was made by Mr. Oliver and seconded by Mr. Middleton to ratify the proposed Consent Order offer wherein BLC4 LLC, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

BLC4 LLC consents to the following violations of the Board's Regulations:

Count 1:	18 VAC 50-22-260.B.9	\$400.00
Count 2:	18 VAC 50-22-260.B.31	\$400.00
Count 3:	18 VAC 50-22-260.B.28	\$1,750.00

BLC4 LLC agrees to Board costs of **\$150.00**.

Total fines and costs of \$2,7000.00

In addition, for violation of Count 3, BLC4 LLC agrees to revocation of its license.

Further, the Board shall waive imposition of the \$1,750.00 monetary penalty and license revocation for Count 3 provided BLC4 LLC satisfies the judgments and provides the Board with proof of the satisfactions within ninety (90) days of the effective date of this Order. If BLC4 LLC fails to comply with these conditions, then the full monetary penalty and license revocation will be automatically imposed.

Also, BLC4 LLC agrees to provide a copy of his current contract within ninety (90) days of the effective date of this Consent Order. The contract must be in compliance with Board Regulation 18 VAC 50-22-260.8.9.

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

In the matter of Consent Order File Number 2019-00441 Felipe R. Gutierrez t/a ADMAT/AMI the board reviewed the Consent Order as seen and agreed to by Felipe R. Gutierrez t/a ADMAT/AMI.

File Number
2019-00441
Felipe R.

Felipe R. Gutierrez t/a ADMAT/AMI did not attend the Board meeting in person by counsel or by any other qualified individual.

**Gutierrez t/a
ADMAT/AMI
Improvement &
Remodeling**

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

Felipe R. Gutierrez t/a ADMAT/AMI consents to the following violations of the Board's Regulations:

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

Felipe R. Gutierrez t/a ADMAT/AMI agree to Board costs of **\$150.00**.

Total fines and costs of \$950.00

In addition, the Board shall waive \$400.00 of the \$800.00 monetary penalty for Count 1 provided Felipe R Gutierrez applies for a new license for the new business entity within six (6) months of the effective date of this Order. If Felipe R Gutierrez fails to comply with this condition, then the full monetary penalty will be automatically imposed.

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

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

In the matter of Consent Order File Number 2019-00828 Champion Retail Housing Inc., t/a Titan Factory Direct Homes the board reviewed the Consent Order as seen and agreed to by Champion Retail Housing Inc., t/a Titan Factory Direct Homes.

**File Number
2019-00828
Champion Retail
Housing Inc., t/a
Titan Factory
Direct Homes**

Champion Retail Housing Inc., t/a Titan Factory Direct Homes did not attend the Board meeting in person by counsel or by any other qualified individual.

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

Champion Retail Housing Inc., t/a Titan Factory Direct Homes consents to the following violations of the Board's Regulations:

Count 1:	18 VAC 50-22-260.B.9	\$400.00
Count 2:	18 VAC 50-22-260.B.9 (Four violations)	\$400.00
Count 3:	18 VAC 50-22-260.B.6 (Five violations)	\$800.00
Count 4:	18 VAC 50-22-260.B.6	\$800.00
Count 5:	18 VAC 50-22-260.8.17 (Two violations)	\$1,350.00
Count 6:	18 VAC 50-22-260.8.29	\$650.00
Count 7:	18 VAC 50-22-260.B.29	\$650.00

Champion Retail Housing Inc., t/a Titan Factory Direct Homes agrees to Board costs of **\$150.00**.

Total fines and costs of \$5,200.00

In addition, the Board shall waive imposition of the \$400.00 monetary penalty for Count 1 and shall waive imposition of the \$400.00 monetary penalty for Count 2 provided Champion Retail Housing Inc. provides a copy of its current contract within ninety (90) days of the effective date of this Consent Order. The contract must be in compliance with Board Regulation 18 VAC 50-22-260.B.9. If Champion Retail Housing Inc. fails to comply with this condition, then the full monetary penalty will be automatically imposed.

Further, for violation of Counts 1-7, Champion Retail Housing Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Consent Order.

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

In the matter of Consent Order File Number 2019-00919 Barlwood Enterprises LLC, t/a Wood's Home Services the board reviewed the Consent Order as seen and agreed to by Barlwood Enterprises LLC, t/a Wood's Home Services.

Barlwood Enterprises LLC, t/a Wood's Home Services did not attend the Board meeting in person by counsel or by any other qualified individual.

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

Barlwood Enterprises LLC, t/a Wood's Home Services consents to the following violations of the Board's Regulations:

File Number
2019-00919
Barlwood
Enterprises LLC,
t/a Wood's Home
Services

Count 1:	18 VAC 50-22-260.B.8	\$400.00
Count 2:	18 VAC 50 -22-260.B.9	\$400.00
Count 3:	18 VAC 50 -22-260 .B.33	\$850.00

Barlwood Enterprises LLC, t/a Wood's Home Services agrees to Board costs of **\$150.00**.

Total fines and costs of \$1,800.00

In addition, the Board shall waive imposition of the \$400.00 monetary penalty for Count 1 and shall waive imposition of the \$400.00 monetary penalty for Count 2 provided Barlowood Enterprises s LLC provides a copy of its current contract within ninety (90) days of the effective date of this Consent Order. The contract must be in compliance with Board Regulation 18 VAC 50-22-260.8.9. If Barlowood Enterprises LLC fails to comply with this condition, then the full monetary penalty for Counts 1 and 2 will be automatically imposed.

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

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

In the matter of Consent Order File Number 2019-00922 Dennis Lee Blizzard the board reviewed the Consent Order as seen and agreed to by Dennis Lee Blizzard:

File Number
2019-00922
Dennis Lee
Blizzard

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

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

Dennis Lee Blizzard consents to the following violations of the Board's Regulations:

Count 1:	18 VAC 50-30-190 .1	\$900.00
Count 2:	18 VAC 50-30-190 .14	\$450.00

Dennis Lee Blizzard agrees to Board costs of **\$150.00**.

Total fines and costs of \$1,500.00

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

Further, for violation of Counts 1 and 2, Blizzard agrees to successfully complete remedial education within ninety (90) days of the effective date of this Order.

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

In the matter of Consent Order File Number 2019-01245 Coastal Contracting of Virginia, Inc. the board reviewed the Consent Order as seen and agreed to by Coastal Contracting of Virginia, Inc.

File Number
2019-01245

Coastal Contracting of Virginia, Inc. did not attend the Board meeting in person by counsel or by any other qualified individual.

Coastal
Contracting of
Virginia, Inc.

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

Coastal Contracting of Virginia, Inc. consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-260.8.29 \$2,100.00
(Three violation s at \$700.00 each)

Count 2: 18 VAC 50-22-260.8.6 \$800.00

Count 3: 18 VAC 50-22-260.8.33 \$850.00

Coastal Contracting of Virginia, Inc. agrees to Board costs of **\$150.00**.

Total fines and costs of \$3,900.00

Further, for violation of Counts 1, 2 and 3, Coastal Contracting of Virginia Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Consent Order.

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

In the matter of Consent Order File Number 2019-01325 Ultra Touch Landscaping, Inc. the board reviewed the Consent Order as seen and agreed to by Ultra Touch Landscaping, Inc.

File Number
2019-01325

Ultra Touch Landscaping, Inc. Did not attend the Board meeting in person by counsel or by any other qualified individual.

Ultra Touch
Landscaping, Inc.

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

offer wherein Ultra Touch Landscaping, Inc., acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Ultra Touch Landscaping, Inc. consents to the following violations of the Board's Regulations:

Count 1:	18 VAC 50-22-260.8.8	\$400.00
Count 2:	18 VAC 50-22 -260.8 .26	\$650.00
Count 3:	18 VAC 50 -22-260.8 .27	\$1,500.00

Ultra Touch Landscaping, Inc. agree to Board costs of **\$150.00**.

Total fines and costs of \$2,700.00

Further, for violation of Counts 1, 2, and 3, Ultra Touch Landscaping Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Consent Order.

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

In the matter of Consent Order File Number 2019-01338 MC Mark Construction Inc. the board reviewed the Consent Order as seen and agreed to by MC Mark Construction Inc.

File Number
2019-01338
MC Mark
Construction Inc.

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

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

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

Count 1:	18 VAC 50-22-260.B.9	\$550.00
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MC Mark Construction Inc. agrees to Board costs of **\$150.00**.

Total fines and costs of \$700.00

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

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

In the matter of Consent Order File Number 2019-01389 Danny C. Brinkley t/a 3-D Unlimited Design

File Number

the board reviewed the Consent Order as seen and agreed to by Danny C. Brinkley t/a 3-D Unlimited Design.

2019-01389
Danny C.
Brinkley t/a 3-D
Unlimited Design

Danny C. Brinkley t/a 3-D Unlimited Design did not attend the Board meeting in person by counsel or by any other qualified individual.

A motion was made by Mr. Oliver and seconded by Mr. Middleton to ratify the proposed Consent Order offer wherein Danny C. Brinkley t/a 3-D Unlimited Design, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Danny C. Brinkley t/a 3-D Unlimited Design consents to the following violations of the Board's Regulations:

Count 1:	18 VAC 50-22-260.8.9	\$400.00
Count 2:	18 VAC 50-22-260.8.31	\$400.00
Count 3:	18 VAC 50-22.260.8.27	\$750.00
Count 4:	18 VAC 50-22-260.8.6	\$800.00

Danny C. Brinkley t/a 3-D Unlimited Design agrees to Board costs of **\$150.00**.

Total fines and costs of \$2,500.00

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

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

In the matter of Consent Order File Number 2019-01554 DRS Contracting, Inc. the board reviewed the Consent Order as seen and agreed to by DRS Contracting, Inc.

File Number
2019-01554
DRS
Contracting, Inc.

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

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

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

Count 1:	18 VAC 50-22-260.B.29	\$700.00
Count 2:	18 VAC 50-22-260.B.13	\$1,350.00

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

Total fines and costs of \$2,200.00

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

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

In the matter of Consent Order File Number 2019-01664 Advance Restorations LLC the board reviewed the Consent Order as seen and agreed to by Advance Restorations LLC.

File Number
2019-01664
Advance
Restorations
LLC

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

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

Advance Restorations LLC consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-260.B.10	\$350.00
Count 2: 18 VAC 50-22-260.B.29	\$700.00

Advance Restorations LLC agrees to Board costs of **\$150.00**.

Total fines and costs of \$1,200.00

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

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

In the matter of Consent Order File Number 2019-01664 Design Concepts Inc. the board reviewed the Consent Order as seen and agreed to by Design Concepts Inc.

File Number
2019-01664
Design Concepts
Inc.

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

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

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

Count 1: 18 VAC 50-22-260 .B.9 \$ 400.00
Count 2: 18 VAC 50-22-260.B.31 \$ 400.00
Count 3: 18 VAC 50-22 -260.8 .33 \$ 850.00

Design Concepts Inc. agrees to Board costs of **\$150.00**.

Total fines and costs of \$1,800.00

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

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

In the matter of Consent Order File Number 2019-01669 Bonnie McPeak Cardwell t/a B&B Quality Fencing the board reviewed the Consent Order as seen and agreed to by Bonnie McPeak Cardwell t/a B&B Quality Fencing.

Bonnie McPeak Cardwell t/a B&B Quality Fencing did not attend the Board meeting in person by counsel or by any other qualified individual.

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

Bonnie McPeak Cardwell t/a B&B Quality Fencing consents to the following violations of the Board's Regulations:

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

Bonnie McPeak Cardwell t/a B&B Quality Fencing agrees to Board costs of **\$150.00**.

Total fines and costs of \$700.00

In addition, for violation of Count 1, Bonnie McPeak Cardwell agrees to terminate her sole proprietorship license number 2705125535 within thirty (30) days of the effective date of this Consent Order.

Further, for violation of Count 1, Bonnie McPeak Cardwell 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.

File Number
2019-01669
Bonnie McPeak
Cardwell t/a
B&B Quality
Fencing

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

File Number
2019-01738
Premium Lawn
Care Services,
Inc.

In the matter of Consent Order File Number 2019-01738 Premium Lawn Care Services, Inc. the board reviewed the Consent Order as seen and agreed to by Premium Lawn Care Services, Inc.

Premium Lawn Care Services, Inc. did not attend the Board meeting in person by counsel or by any other qualified individual.

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

Premium Lawn Care Services, Inc. consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-260.B.9 \$600.00

Premium Lawn Care Services, Inc. agrees to Board costs of **\$150.00**.

Total fines and costs of \$750.00

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

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

In the matter of Consent Order File Number 2019-01863 Kurt C Simms, t/a Simms Services the board reviewed the Consent Order as seen and agreed to by Kurt C Simms, t/a Simms Services.

File Number
2019-01863
Kurt C Simms,
t/a Simms
Services

Kurt C Simms, t/a Simms Services did not attend the Board meeting in person by counsel or by any other qualified individual.

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

Kurt C Simms, t/a Simms Services consents to the following violations of the Board's Regulations:

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

Kurt C Simms, t/a Simms Services agrees to Board costs of **\$150.00**.

Total fines and costs of \$900.00

Further, for violation of Count I Kurt C Simms, t/a Simms Services agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Consent Order.

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

In the matter of Consent Order File Number 2019-01936 Bantams Plumbing Co., Inc., t/a Herman W. Allen Plumbing Heating & Cooling the board reviewed the Consent Order as seen and agreed to by Bantams Plumbing Co., Inc., t/a Herman W. Allen Plumbing Heating & Cooling.

Bantams Plumbing Co., Inc., t/a Herman W. Allen Plumbing Heating & Cooling did not attend the Board meeting in person by counsel or by any other qualified individual.

A motion was made by Mr. Oliver and seconded by Mr. Middleton to ratify the proposed Consent Order offer wherein Bantams Plumbing Co., Inc., t/a Herman W. Allen Plumbing Heating & Cooling, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Bantams Plumbing Co., Inc., t/a Herman W. Allen Plumbing Heating & Cooling consents to the following violations of the Board's Regulations:

Count 1:	18 VAC 50 -22 -230.A	\$350.00
Count 2:	18 VAC 50-22-260 .B.9	\$400.00
Count 3:	18 VAC 50 -22-260.B.27	\$750.00
Count 4:	18 VAC 50-22-260.B.33	\$850.00

Bantams Plumbing Co., Inc., t/a Herman W. Allen Plumbing Heating & Cooling agrees to Board costs of **\$150.00**.

Total fines and costs of \$2,500.00

Further, for violation of Counts 1, 2, 3 and 4, Bantams Plumbing Co., Inc., t/a Herman W. Allen Plumbing Heating & Cooling agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Consent Order.

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

In the matter of Consent Order File Number 2019-02061 Trico Service Corporation the board reviewed the Consent Order as seen and agreed to by Trico Service Corporation.

File Number
201901936
Bantams
Plumbing Co.,
Inc., t/a Herman
W. Allen
Plumbing
Heating &
Cooling

File Number
2019-02061
Trico Service

Corporation

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

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

Trico Service Corporation consents to the following violations of the Board's Regulations:

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

Trico Service Corporation agrees to Board costs of **\$150.00**.

Total fines and costs of \$850.00

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

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

In the matter of Consent Order File Number 2019-02216 Baker Roofing Co. the board reviewed the Consent Order as seen and agreed to by Baker Roofing Co.

File Number
2019-02216
Baker Roofing
Co.

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

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

Baker Roofing Co. consents to the following violations of the Board's Regulations:

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

Baker Roofing Co. agrees to Board costs of **\$150.00**.

Total fines and costs of \$850.00

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

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

In the matter of Consent Order File Number 2019-02359 K&M Roofing and Contracting LLC the board reviewed the Consent Order as seen and agreed to by K&M Roofing and Contracting LLC.

**File Number
2019-02359
K&M Roofing
and Contracting
LLC**

K&M Roofing and Contracting LLC did not attend the Board meeting in person by counsel or by any other qualified individual.

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

K&M Roofing and Contracting LLC consents to the following violations of the Board's Regulations:

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

K&M Roofing and Contracting LLC agrees to Board costs of **\$150.00**.

Total fines and costs of \$850.00

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

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

In the matter of Consent Order File Number 2019-02541 Velocity Construction of Virginia, Inc. the board reviewed the Consent Order as seen and agreed to by Velocity Construction of Virginia, Inc.

**File Number
2019-02541
Velocity
Construction of
Virginia, Inc.**

Velocity Construction of Virginia, Inc. did not attend the Board meeting in person by counsel or by any other qualified individual.

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

Velocity Construction of Virginia, Inc. consents to the following violations of the Board's Regulations:

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

Velocity Construction of Virginia, Inc. agrees to Board costs of **\$150.00**.

Total fines and costs of \$850.00

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

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

In the matter of Consent Order File Number 2019-02543 Andrews Roofing Company the board reviewed the Consent Order as seen and agreed to by Andrews Roofing Company.

File Number
2019-02543
Andrews Roofing
Company

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

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

Andrews Roofing Company consents to the following violations of the Board's Regulations:

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

Andrews Roofing Company agrees to Board costs of **\$150.00**.

Total fines and costs of \$850.00

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

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

In the matter of Consent Order File Number 2019-02944 Peak Building Corporation the board reviewed the Consent Order as seen and agreed to by Peak Building Corporation.

File Number
2019-02944
Peak Building
Corporation

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

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

Peak Building Corporation consents to the following violations of the Board's Regulations:

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

Peak Building Corporation agrees to Board costs of **\$150.00**.

Total fines and costs of \$850.00

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

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

7. NEW BUSINESS

NEW BUSINESS

b) Education Provider Applications

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

Education Provider Applicants

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

! " #0 Aadlore Education - 1 online contractor pre-license course and 1 online ELE Continuing Education Course - NEW PROVIDER.

! " #0 Aadlore Education

Motion was made by Mr. Redifer and seconded by Mr. Hux for approval.

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

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

! " #0 Abel's Contractor Training - 1 online contractor pre-license course and 1 online ELE Continuing Education Course - NEW PROVIDER

! " #0 Abel's Contractor Training

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

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

3. Ms. Mayo shared that staff recommends approval for:
! " #0 Kyra Online Education – 1 online contractor pre-license course and 1 online ELE Continuing Education Course – NEW PROVIDER

**! " #0 Kyra
Online
Education**

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

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

4. Ms. Mayo shared that staff recommends approval for:
Casaflex LLC – 1 Classroom Contractor Pre-License Education Course – NEW PROVIDER

Casaflex LLC

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

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

5. Ms. Mayo shared that staff recommends approval for:
Contractor Exam Preparation LLC – 1 Classroom Contractor Pre-License Education course

**Contractor Exam
Preparation LLC**

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

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

6. Ms. Mayo shared that staff recommends approval for:
HVAC Codes & Controls School – 1 classroom Vocational GFC course

**HVAC Codes &
Controls School**

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

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

7. Ms. Mayo shared that staff recommends approval for:
HVAC Codes & Controls School – 1 classroom Vocational HVAC course

**HVAC Codes &
Controls School**

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

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

Mitchell, Magruder and Groh.

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

Milby Company – 1 Continuing Education Classroom Certified Water Well Systems Provider Course

Milby Company

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

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

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

Virginia Water Well Association – 1 classroom course for Vocational and Continuing Education Certified Water Well Systems Provider

Virginia Water Well Association

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

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

Ms. Mayo informed the Board that the Education Providers would now be listed in order of contractor license number.

c) Education Audit

Education Audit

Associated Builders and Contractors of Virginia – Electrical

Associated Builders and Contractors of Virginia – Electrical

Bill Ferguson provided a report for the pre-license education course he audited.

On August 6, 2019, Mr. Ferguson audited a contractor business pre-license course given by Associated Builders and Contractors of Virginia. This was an unannounced audit of the course titled 2017 NEC Update. The instructor was David Humphrey. The course's location and date were in agreement with the course information on the education provider's website. After briefing the Board of the audit details a recommendation was made to Communicate with education provider that based on logistics of classroom, enlarging the power point slides would increase the attendees' ability to see the information that was projected onto the wall screen and follow the subject matter being presented and the Board to maintain the approval of the provider.

Associated Builders and Contractors of Virginia - HVAC

Associated Builders and

Bill Ferguson provided a report for the pre-license education course he audited.

On August 7, 2019, Mr. Ferguson audited a contractor business pre-license course given by Associated Builders and Contractors of Virginia. This was an unannounced audit of the course titled 2015 IMC Update. The instructor was Roy Cook. The course's location and date were in agreement with the course information on the education provider's website. After briefing the Board of the audit details a recommendation was made to Communicate with education provider that based on logistics of classroom, enlarging the power point slides would increase the attendees' ability to see the information that was projected onto the wall screen and follow the subject matter being presented, and the Board to maintain the approval of the provider.

Contractors of Virginia – HVAC

Wytheville Community College

Bill Ferguson provided a report for the pre-license education course he audited.

On September 7, 2019, Mr. Ferguson audited a contractor business pre-license course given by Wytheville Community College. This was an unannounced audit of the course titled Basic Contractor Business Class. The instructor was Edwin Ward. The course's location and date were in agreement with the course information on the education provider's website. After briefing the Board of the audit details a recommendation was made to the Board to maintain the approval of the provider.

Wytheville Community College

d) Remedial Education and Education Provider Conference Reports

Eric Olson. Informed the Board the Remedial Education conference scheduled for October has been postponed due to low attendance.

Remedial Education and Education Provider Conference Reports

e) Regulatory Review – Fire Sprinkler Regulations

Mr. Olson, updated the Board on a discussion from the past meeting regarding the licensing of fire sprinkler inspectors. The Special regulatory committee formed by the Board developed regulations in order to comply with the new program. Mr. Olson informed the Board that, although these regulations are "exempt" the legislation requires a public comment period, but still need to be approved by the Board.

Regulatory Review – Fire Sprinkler Regulations

After discussion Mr. Oliver made a motion seconded by Mr. Middleton to adopt proposed exempt regulations that would license fire sprinkler inspectors.

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

f) Regulatory Review – Periodic Review

Mr. Olson, updated the Board on the status of the periodic review public comment period. There were no public comments received for any of the periodic reviews, subsequently, staff recommends that the Board make no amendments to the regulations as part of this review.

Regulatory Review – Periodic Review

After discussion Mr. Redifer made a motion seconded by Mr. Trenary to close the periodic review for the Board for Contractors Regulations, Board for Contractors Individual License and Certification

Regulations, and the Board for Contractors Public Participation Guideline Regulations, with no changes.

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

g) NASCALA Conference Report

Eric Olson, Marjorie King provided a report to the Board in regards to their attendance at the National Association of State Contractor Licensing Agencies (NASCALA) in Baltimore the last week of August. The report included recommendations involving expanded acceptance of the licenses of other states, increased involvement in veteran placement, national license exams, and jurisdictional cooperation with license eligibility criteria. No action was required by the Board at this time.

**NASCALA
Conference
Report**

Apprenticeship DOT Codes

Eric Olson and Adrienne Mayo discussed with the Board an expansion of the DOT Code for gas-fitters which prohibits an apprentice from obtaining a standalone gas fitter license through the apprenticeship exemption in the regulations. Staff recommended that the Board for Contractors Committee study the current DOT Code listing and determine if it should be expanded. Mr. Dyer, Chairman, directed staff to bring the issue to the next Committee Meeting.

**Apprenticeship
DOT Codes**

Outside Training

Marjorie King updated the Board on outside training that was provided by board staff since the last meeting. No action was required by the Board.

**Outside
Training**

8. Other Board Business

There was no other Board business at this time.

**Other Board
Business**

9. Completion of Paper work

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

**Completion of
Paper work**

10. Adjournment

Chairman, Dyer thanked the Board and Staff for and adjourned the meeting at 12:55 p.m.

Adjournment

The next board meeting will be **October 29, 2019**


Herbert "Jack" Dyer, Jr., Chairman


Mary Broz-Vaughan, Director

Copy teste:

Custodian of the Record

Approved

STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT

TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government

1. Name E.G. "Rudy" Middleton
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors
(Name of Board)
4. Meeting/IFF Date: 09/24/2019

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

D1.21 P 2.22

(Agenda Item)

Nature of Personal Interest Affected by Transaction:

PRISON CUSTOMER

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 JR
Signature

9-24-19
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: DPOR/Board for Contractors
(Name of Board)
4. Meeting/IFF Date: 09/24/2019
5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction:

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

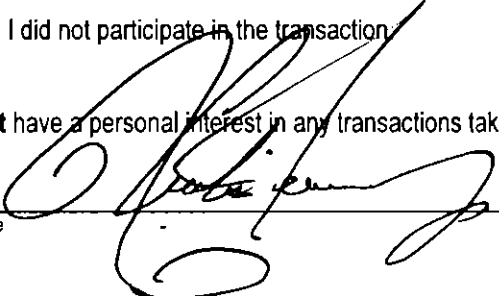
I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

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

Signature



Date

9/24/19

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

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

1. Name Herburt "Jack" Dyer
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors
(Name of Board)
4. Meeting/IFF Date: 09/24/2019
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

9/24/19
Date

STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT

TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government

1. Name Jeffery Hux
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors
(Name of Board)
4. Meeting/IFF Date: 09/24/2019

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:

Ø

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

Jeffery Hux

Date

9-24-19

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

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

1. Name Vance Ayres
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors
(Name of Board)
4. Meeting/IFF Date: 09/24/2019
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

Vance Ayres

Date

9/24/19

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

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

1. Name Deborah Tomlin
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors
(Name of Board)

4. Meeting/IFF Date: 09/24/2019

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

9/24/19

Date

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

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

1. Name John David O'Dell
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors
(Name of Board)
4. Meeting/IFF Date: 09/24/2019
5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction:

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

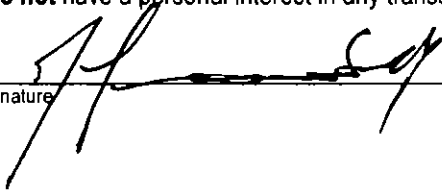
I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

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

Signature



Date

9/24/19

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

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

1. Name Wiley "Bif" Johnson
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors
(Name of Board)
4. Meeting/IFF Date: 09/24/2019
5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction:

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

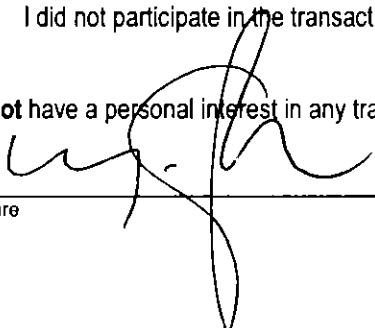
 I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

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

Signature



Date

9/24/19

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

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

1. Name Caitlin King
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors
(Name of Board)
4. Meeting/IFF Date: 09/24/2019
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.

Caitlin M King
Signature

9/24/19
Date

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

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

1. Name Michael Redifer
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors
(Name of Board)
4. Meeting/IFF Date: 09/24/2019
5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction:

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

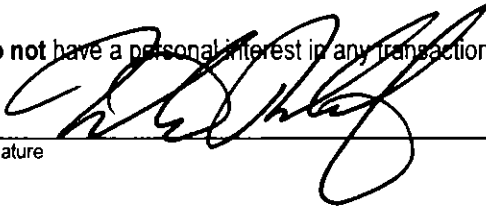
I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

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

Signature



Date

9-24-19

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

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

1. Name James Oliver
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors
(Name of Board)
4. Meeting/IFF Date: 09/24/2019

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

NONE
(Agenda Item)

Nature of Personal Interest Affected by Transaction:

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

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

or

I did not participate in the transaction.

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

Signature James D. Oliver Date 9/27/19