

BOARD FOR CONTRACTORS BOARD MEETING

The Board for Contractors met on Tuesday, **April 20, 2021** at the Department of Professional and Occupational Regulation (DPOR), 9960 Mayland Drive, Richmond, Virginia. The members indicated below were present. Each of the other member's present was qualified to vote, except where a specific reason for disqualification is stated. There are sixteen (16) members on this board, in which nine (9) constitutes a quorum pursuant to §54.1-1102.

Jeffrey Hux, Chairman
Caitlin King, Vice Chairman
Vance Ayres
Michael Redifer
Gene Magruder
James Oliver
Donald Groh
Wiley "Bif" Johnson
Shawn Mitchell
E.G. "Rudy" Middleton
Deborah Tomlin
Doug Lowe

Board member(s) absent from the meeting:

Christopher Plummer
John David O'Dell
Sheila Coleman

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

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

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

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

Call
To Order

2. **Ms. King** made a motion seconded by **Mr. Groh** to adopt the Agenda of April 20, 2021.

Approval of the
Agenda

The motion was approved with a vote of 12-0-0. Ayes: Hux, King, Oliver, Redifer, Ayres, Groh, Johnson, Middleton, Mitchell, Tomlin, Magruder and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

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3. **Ms. King** made a motion seconded by **Mr. Redifer** to approve the Minutes of March 9, 2021 Board for Contractors Meeting as presented.

Approval of
Minutes

The motion was approved with a vote of 12-0-0. Ayes: Hux, King, Oliver, Redifer, Ayres, Groh, Johnson, Middleton, Mitchell, Tomlin, Magruder and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

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

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

Public Comment
Period

Prima Facie Recover Fund Case

**Prima Facie
Recover Fund Case**

In the matter of Prima Facie Recovery Fund File Number 2021-00962, Benjamin and Lauren Pavlich (Claimant) and Richmond Remodeling Inc. (Regulant), the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.

File Number
**2021-00962
Benjamin and
Lauren Pavlich
(Claimant)**

Benjamin and Lauren Pavlich (Claimant) attended the Board meeting but did not address the Board.

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

The motion was approved with a vote of 12-0-0. Ayes: Hux, King, Oliver, Redifer, Ayres, Groh, Johnson, Middleton, Mitchell, Tomlin, Magruder and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

In the matter of Prima Facie Recovery Fund File Number 2021-01587, Kyle Kuklinski (Claimant) and Catalyst Construction RVA LLC (Regulant), the board adopts the amended claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.

File Number
**2021-01587
Kyle Kuklinski**

(Claimant)

Kevin Funn (Counsel) on behalf of Kyle Kuklinski (Claimant) attended the Board meeting but did not address the Board.

After discussion, Ms. King made a motion seconded by Ms. Tomlin to adopt the amended claim review, which contains the facts regarding the recovery fund claim in this matter, and to adopt the Recommendation. The Claim Review and Recommendation are incorporated as a part of the Order. The board finds substantial evidence that the Claim does meet the statutory provisions for reimbursement. The Board orders that this claim be paid in the amount of \$19,224.00. 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 12-0-0. Ayes: Hux, King, Oliver, Redifer, Ayres, Groh, Johnson, Middleton, Mitchell, Tomlin, Magruder and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.



Recovery Fund Case File

Recovery Fund Case
File

In the matter of Recovery Fund File Number 2020-02814, Davis Sarrett, (Claimant) and Integrity Plumbing and Construction LLC, Integrity Plumbing and Cooling, Inc. (Regulant), the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter.

File Number
2020-02814
Davis Sarrett
(Claimant)

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

Greg Klein (Counsel) on behalf of Davis Sarrett (Claimant) attended the Board meeting and disagrees with the recommendation.

A motion was made by Mr. Middleton, and seconded by Mr. Oliver to adopt the Claim Review, in part, which contains the facts regarding the recovery fund claim in this matter, and adopts the Summary, in part. The Board voted to approve the claim for payment because they found Gregory Klein's statements and affidavit credible and find his statements regarding USPS delivery problems plausible. The Claim Review and Summary are incorporated as a part of this Order. The Board finds substantial evidence that the Claim meets 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 11-0-1. Ayes: Hux, King, Oliver, Redifer, Ayres, Johnson, Middleton, Mitchell, Tomlin, Magruder and Lowe. **Nays:** None **Abstain:** Groh **Absent:** Coleman, O'Dell and Plummer.

Disciplinary Case File

Disciplinary Case
File

In the matter of Disciplinary File Number 2020-02389, Pure Comfort Mechanical Services Inc., the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2020-02389
Pure Comfort

**Mechanical Services
Inc.**

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

Pure Comfort Mechanical Services Inc. (Regulant) participated in the Informal Fact-Finding Conference by telephone.

Renee Edwards (complainant) and Beverly Zimmerman (Witness) participated in the Informal Fact-Finding Conference by telephone.

Clinton Spence on behalf of Pure Comfort Mechanical Services Inc. (Regulant) attended the Board meeting and disagreed with the recommendation.

Renee Edwards (complainant) and Beverly Zimmerman (Witness) attended the Board Meeting and agreed with the recommendation.



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

After discussion, Ms. King withdrew her motion.

An amended motion was made by Mr. Oliver and seconded by Mr. Magruder to remand the file to the Adjudication Section for the purposes of reconvening an Informal Fact Finding Conference to provide more information regarding specifics relating to the filing of criminal charges.

The motion was approved with a vote of 11-0-1. Ayes: Hux, King, Oliver, Redifer, Ayres, Groh, Johnson, Mitchell, Tomlin, Magruder and Lowe. **Nays:** None **Abstain:** Middleton **Absent:** Coleman, O'Dell and Plummer.

In the matter of Disciplinary File Number 2019-02550, John Thomas Rife dba Rife's Remodeling and Flooring, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2019-02550
John Thomas Rife
dba Rife's
Remodeling and
Flooring**

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

John Thomas Rife dba Rife's Remodeling and Flooring (Regulant) and Christopher Malone (Counsel) participated in the Informal Fact-Finding Conference by telephone.

John Rife on behalf of John Thomas Rife dba Rife's Remodeling and Flooring (Regulant) and Christopher Malone (Counsel) attended the Board meeting and agrees with the recommendation.

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

The Board finds substantial evidence that John Thomas Rife dba Rife's Remodeling and Flooring violated the following:

Count 1: 18 VAC 50-222-260.B.9

The motion was approved with a vote of 11-0-1. Ayes: Hux, King, Oliver, Redifer, Ayres, Groh, Johnson, Mitchell, Tomlin, Magruder and Lowe. **Nays:** None **Abstain:** Middleton **Absent:** Coleman, O'Dell and Plummer.

Priors

John Thomas Rife t/a Rife's Remodeling and Flooring, license number 2705-115802. On April 3, 2012, the Thomas Rife t/a Rife's Remodeling and Flooring was found in violation of the Board for Contractors Regulations for failure to satisfy a judgment. Consent Order 2011-04960 resulted in a fine of \$1850, which would be waived if the judgment was satisfied within 90 days, \$150 costs, and assignment to remedial education. Compliance was obtained on July 7, 2012.

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

Count 1: \$400.00 And Remedial Education

Total: \$400.00

The motion was approved with a vote of 11-0-1. Ayes: Hux, King, Oliver, Redifer, Ayres, Groh, Johnson, Mitchell, Tomlin, Magruder and Lowe. **Nays:** None **Abstain:** Middleton **Absent:** Coleman, O'Dell and Plummer.

In the matter of Disciplinary File Number 2019-01708, John Thomas Rife dba Rife's Remodeling and Flooring, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2019-01708
John Thomas Rife
dba Rife's
Remodeling and
Flooring**

Presiding officers Middleton and Oliver, were not present did not participate in the discussion and did not vote.

John Thomas Rife dba Rife's Remodeling and Flooring (Regulant) and Christopher Malone (Counsel) participated in the Informal Fact-Finding Conference.

John Rife on behalf of John Thomas Rife dba Rife's Remodeling and Flooring (Regulant) and Christopher Malone (Counsel) attended the Board meeting and agrees with the recommendation.

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

The Board finds substantial evidence that John Thomas Rife dba Rife's Remodeling and Flooring 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.17**
- Count 4: 18 VAC 50-22-260.B.31**
- Count 5: 18 VAC 50-22-260.B.33**
- Count 6: 18 VAC 50-22-260.B.5**

Total: \$5,800.00

The motion was approved with a vote of 10-0-2. Ayes: Hux, King, Redifer, Ayres, Groh, Johnson, Mitchell, Tomlin, Magruder and Lowe. **Nays:** None **Abstain:** Middleton, Oliver **Absent:** Coleman, O'Dell and Plummer.

Priors

John Thomas Rife t/a Rife's Remodeling and Flooring, license number 2705-115802. On April 3, 2012, the Thomas Rife t/a Rife's Remodeling and Flooring was found in violation of the Board for Contractors Regulations for failure to satisfy a judgment. Consent Order 2011-04960 resulted in a fine of \$1850, which would be waived if the judgment was satisfied within 90 days, \$150 costs, and assignment to remedial education. Compliance was obtained on July 7, 2012.



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

- Count 1: \$400.00 And Remedial Education**
- Count 2: \$1,000.00 And Remedial Education**
- Count 3: \$1,500.00 And Remedial Education**
- Count 4: \$400.00 And Remedial Education**
- Count 5: \$1,000.00 And Remedial Education**
- Count 6: \$1,500.00 And Remedial Education**

Total: \$5,800.00

Further, for violation of Count 6, the Board voted to place John Thomas Rife on probation for a period of 24 months. The terms of the probation shall be that if the Board finds that John Thomas Rife has violated Board Regulation 18 VAC 50-22-260.B.5 within the 24 month probationary period, then the Board shall revoke John Thomas Rife's license.

The motion was approved with a vote of 10-0-2. Ayes: Hux, King, Redifer, Ayres, Groh, Johnson, Mitchell, Tomlin, Magruder and Lowe. **Nays:** None **Abstain:** Middleton, Oliver **Absent:** Coleman, O'Dell and Plummer.

In the matter of Disciplinary File Number 2020-00129, John Thomas Rife dba Rife's Remodeling and Flooring, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2020-00129
John Thomas Rife
dba Rife's
Remodeling and
Flooring

Presiding officers Middleton, and Oliver were not present did not participate in the discussion and did not vote.

John Thomas Rife dba Rife's Remodeling and Flooring (Regulant) and Christopher Malone (Counsel) participated in the Informal Fact-Finding Conference.

John Rife on behalf of John Thomas Rife dba Rife's Remodeling and Flooring (Regulant) and Christopher Malone (Counsel) attended the Board meeting and agrees with the recommendation.

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

The Board finds substantial evidence that John Thomas Rife dba Rife's Remodeling and Flooring violated the following:

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

The motion was approved with a vote of 10-0-2. Ayes: Hux, King, Redifer, Ayres, Groh, Johnson, Mitchell, Tomlin, Magruder and Lowe. Nays: None Abstain: Middleton, Oliver Absent: Coleman, O'Dell and Plummer.



Priors

John Thomas Rife t/a Rife's Remodeling and Flooring, license number 2705-115802. On April 3, 2012, the Thomas Rife t/a Rife's Remodeling and Flooring was found in violation of the Board for Contractors Regulations for failure to satisfy a judgment. Consent Order 2011-04960 resulted in a fine of \$1850, which would be waived if the judgment was satisfied within 90 days, \$150 costs, and assignment to remedial education. Compliance was obtained on July 7, 2012.

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

- Count 1: \$400.00 And Remedial Education
 - Count 2: \$400.00 And Remedial Education
 - Count 3: \$1,500.00 And Remedial Education
 - Count 5: \$1,000.00 And Remedial Education
- Total: \$3,300.00

The Board also imposes the following sanctions:

For violation of Count 3, the Board voted to place John Thomas Rife on probation for a period of 24 months. The terms of the probation shall be that if the Board finds that John Thomas Rife has committed additional violations of Board Regulation 18 VAC 50-22-260.B.5 within the 24 month probationary period, then the Board shall revoke John Thomas Rife's license.

As to Count 6, the Board closes this aspect of the file with a finding of no violation.

The motion was approved with a vote of 10-0-2. Ayes: Hux, King, Redifer, Ayres, Groh, Johnson, Mitchell, Tomlin, Magruder and Lowe. Nays: None Abstain: Middleton, Oliver Absent: Coleman, O'Dell and Plummer.

In the matter of Disciplinary File Number 2020-00462, TIP I Inc., the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2020-00462
TIP I Inc.

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

TIP I Inc. (Regulant) and Frank Edgar (Counsel) participated in the Informal Fact-Finding Conference.

Edward Peterson on behalf of TIP I Inc. (Regulant) and Frank Edgar (Counsel) attended the Board meeting and agreed with the recommendation.

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

The Board voted to remand this file to the Department's Compliance & Investigations Section to determine if the evidence supports a charge that TIP allowed Jenkins to use TIP's license.



Count 1: 18 VAC 50-30-190.B.18 Closed with a finding of no violation.

The motion was approved with a vote of 11-0-1. Ayes: Hux, King, Redifer, Ayres, Middleton, Oliver, Groh, Johnson, Tomlin, Magruder and Lowe. **Nays:** None **Abstain:** Mitchell **Absent:** Coleman, O'Dell and Plummer.

In the matter of Disciplinary File Number 2020-01524, William A. Wells t/a W A Wells Excavating, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2020-01524
William A. Wells t/a
W A Wells
Excavating

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

William A. Wells t/a W A Wells Excavating (Regulant) and Gregory Duncan (Counsel) participated in the Informal Fact-Finding Conference.

William A. Wells t/a W A Wells Excavating (Regulant) and Gregory Duncan (Counsel) attended the Board meeting and partially agreed with the recommendation.

A motion was made by Ms. King 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.

After discussion, Ms. King withdrew her motion and made an amended motion seconded by Mr. Middleton to close Count 3 with a finding of no violation.

The motion was approved with a vote of 10-0-2. Ayes: Hux, King, Mitchell, Ayres, Middleton, Oliver, Groh, Tomlin, Magruder and Lowe. **Nays:** None **Abstain:** Johnson, Redifer **Absent:** Coleman, O'Dell and Plummer.

Consent Order Case File

Consent Order Case File

In the matter of Consent Order File Number 2020-00993 JES Construction LLC, t/a JES Foundation Repair (Virginia Beach City the board reviewed the Consent Order as seen and agreed to by JES Construction LLC, t/a JES Foundation Repair (Virginia Beach City).

**File Number
2020-00993
JES Construction
LLC, t/a JES
Foundation Repair
(Virginia Beach City**

Jeffery Marks on behalf of JES Construction LLC, t/a JES Foundation Repair (Virginia Beach City) (Regulant) attended the Board meeting but did not address the Board.

A motion was made by Mr. Oliver seconded by Mr. Magruder to ratify the proposed Consent Order offer wherein JES Construction LLC, t/a JES Foundation Repair (Virginia Beach City), acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.



JES Construction LLC, t/a JES Foundation Repair (Virginia Beach City) consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-260.B.15 \$1,450.00

JES Construction LLC, t/a JES Foundation Repair (Virginia Beach City) agrees to Board costs of **\$150.00**.

Total fines and costs of \$1,600.00

Further, for violation of Count 1, JES Construction LLC, t/a JES Foundation Repair (Virginia Beach City) 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 12-0-0. Ayes: Hux, King, Johnson, Redifer, Mitchell, Ayres, Middleton, Oliver, Groh, Tomlin, Magruder and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

Chairman Hux called for a recess at 11:03AM
Chairman Hux called the meeting back to order at 11:14AM

Recess

5. RF Prima Facie, RF and Licensing Case Files

**RF Prima Facie, RF
and Licensing Case
Files**

Recovery Fund Prima Facie

**Recovery Fund
Prima Facie
Case Files**

In the matter of Prima Facie Recovery Fund File Number 2020-02283, Will Kniseley (Claimant) and Handy Women Services (Regulant), the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.

**File Number
2020-02283
Will Kniseley
(Claimant)**

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

After discussion, Ms. King made a motion seconded by Mr. 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 \$3,856.00. 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 12-0-0. Ayes: Hux, King, Johnson, Redifer, Mitchell, Ayres, Middleton, Oliver, Groh, Tomlin, Magruder and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

In the matter of Recovery Fund File Number 2021-00266, Andrew Williams (Claimant) and Paradise Aquatics (Regulant), the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.

**File Number
2021-00266
Andrew Williams
(Claimant)**

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

After discussion, Ms. King made a motion seconded by Mr. Redifer to adopt the claim review, which contains the facts regarding the recovery fund claim in this matter, and to adopt the Recommendation. The Claim Review and Recommendation are incorporated as a part of the Order. The board finds substantial evidence that the Claim does meet the statutory provisions for reimbursement. The Board orders that this claim be paid in the amount of \$9,565.24. 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 12-0-0. Ayes: Hux, King, Johnson, Redifer, Mitchell, Ayres, Middleton, Oliver, Groh, Tomlin, Magruder and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

In the matter of Recovery Fund File Number 2021-00943, Jenna Coseboom (Claimant) and Myriad Construction (Regulant), the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.

**File Number
2021-00943
Jenna Coseboom
(Claimant)**

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

A motion was made by Ms. King 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.

After discussion Ms. King withdrew her motion.

An amended motion was made by Mr. Oliver and seconded by Mr. Redifer to remand the file to the Adjudication Section for the purposes of convening an Informal Fact Finding Conference to provide more information regarding debtor's interrogatories.

The motion was approved with a vote of 12-0-0. Ayes: Hux, King, Johnson, Redifer, Mitchell, Ayres, Middleton, Oliver, Groh, Tomlin, Magruder and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

In the matter of Recovery Fund File Number 2021-00984, Jennifer and Israel Perez (Claimant) and Integrity Remodeling and Construction LLC (Regulant), the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.

File Number
2021-00984
Jennifer and Israel
Perez
(Claimant)

Jennifer and Israel Perez (Claimant) did not attend the Board meeting in person or by counsel or by any other qualified representative.

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

The motion was approved with a vote of 12-0-0. Ayes: Hux, King, Johnson, Redifer, Mitchell, Ayres, Middleton, Oliver, Groh, Tomlin, Magruder and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

In the matter of Recovery Fund File Number 2021-01276, Bobby Jordan Jr. and Nedrea P. Jordan (Claimant) and SNR Design & Build Green Div. LLC (Regulant), the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.

File Number
2021-01276
Bobby Jordan Jr.
and Nedrea P.
Jordan
(Claimant)

Bobby Jordan Jr. and Nedrea P. Jordan (Claimant) did not attend the Board meeting in person or by counsel or by any other qualified representative.

After discussion, Ms. King made a motion seconded by Mr. 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 12-0-0. Ayes: Hux, King, Johnson, Redifer, Mitchell, Ayres, Middleton, Oliver, Groh, Tomlin, Magruder and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

In the matter of Recovery Fund File Number 2021-01294, Gregory and Anna Christine Roney (Claimant) and Visnic Homes Inc. (Regulant), the board adopts the claim review, which contains the

File Number
2021-01294

facts regarding the recovery fund claim in this matter and the meeting notice.

**Gregory and Anna
Christine Roney
(Claimant)**

Gregory and Anna Christine Roney (Claimant) did not attend the Board meeting in person or by counsel or by any other qualified representative.

After discussion, Ms. King made a motion seconded by Mr. Groh to adopt the claim review, which contains the facts regarding the recovery fund claim in this matter, and to adopt the Recommendation. The Claim Review and Recommendation are incorporated as a part of the Order. The board finds substantial evidence that the Claim does not meet the statutory provisions for reimbursement.

The motion was approved with a vote of 12-0-0. Ayes: Hux, King, Johnson, Redifer, Mitchell, Ayres, Middleton, Oliver, Groh, Tomlin, Magruder and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

In the matter of Recovery Fund File Number 2021-01296, Gregory and Anna Christine Roney (Claimant) and Visnic Homes Inc. (Regulant), the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.

**File Number
2021-01296
Gregory and Anna
Christine Roney
(Claimant)**

Gregory and Anna Christine Roney (Claimant) did not attend the Board meeting in person or by counsel or by any other qualified representative.

After discussion, Ms. King made a motion seconded by Mr. 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 12-0-0. Ayes: Hux, King, Johnson, Redifer, Mitchell, Ayres, Middleton, Oliver, Groh, Tomlin, Magruder and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

In the matter of Recovery Fund File Number 2021-01298, Daniel and Lisa Black (Claimant) and Cut Thru Inc. (Regulant), the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.

**File Number
2021-01298
Daniel and Lisa
Black
(Claimant)**

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

After discussion, Ms. King made a motion seconded by Mr. 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 12-0-0. Ayes: Hux, King, Johnson, Redifer, Mitchell, Ayres, Middleton, Oliver, Groh, Tomlin, Magruder and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman,

O'Dell and Plummer.

In the matter of Recovery Fund File Number 2021-01405, Michelle Sturges (Claimant) and Pro Tech Siding Plus Inc. (Regulant), the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.

**File Number
2021-01405
Michelle Sturges
(Claimant)**

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

After discussion, Ms. King made a motion seconded by Mr. 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 \$10,671.59. 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 12-0-0. Ayes: Hux, King, Johnson, Redifer, Mitchell, Ayres, Middleton, Oliver, Groh, Tomlin, Magruder and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

In the matter of Recovery Fund File Number 2021-01565, John Dudzinsky (Claimant) and Venture Building LLC (Regulant), the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.

**File Number
2021-01565
John Dudzinsky
(Claimant)**

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

After discussion, Ms. King made a motion seconded by Mr. 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 \$6,308.00. 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 12-0-0. Ayes: Hux, King, Johnson, Redifer, Mitchell, Ayres, Middleton, Oliver, Groh, Tomlin, Magruder and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

In the matter of Recovery Fund File Number 2021-01568, Cyrille and Claude Brenac (Claimant) and Gainesville Construction LLC (Regulant), the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.

**File Number
2021-01568
Cyrille and Claude
Brenac
(Claimant)**

Cyrille and Claude Brenac (Claimant) did not attend the Board meeting in person or by counsel or by any other qualified representative.

After discussion, Ms. King made a motion seconded by Mr. 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 12-0-0. Ayes: Hux, King, Johnson, Redifer, Mitchell, Ayres, Middleton, Oliver, Groh, Tomlin, Magruder and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

Recovery Fund Case Files

In the matter of Recovery Fund File Number 2020-02289, The Estate of Nancy C. Brown, (Claimant) and Robert P. Niebel dba Bob's Paving (Regulant), the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter.

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

The Estate of Nancy C. Brown (Claimant) did not attend the Board meeting in person or by counsel or by any other qualified representative.

A motion was made by Ms. King, 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 not meet the statutory provisions for reimbursement.

The motion was approved with a vote of 11-0-1. Ayes: Hux, King, Redifer, Mitchell, Ayres, Middleton, Oliver, Groh, Tomlin, Magruder and Lowe. **Nays:** None **Abstain:** Johnson **Absent:** Coleman, O'Dell and Plummer.

LICENSING CASES - None

6. DISCIPLINARY CASES & RATIFICATION OF CONSENT ORDERS:

DISCIPLINARY CASES

Recovery Fund Case

File Number
2020-02289
The Estate of Nancy C. Brown (Claimant)

LICENSING CASES
None

DISCIPLINARY CASES & RATIFICATION OF CONSENT ORDERS

DISCIPLINARY CASES

In the matter of Disciplinary File Number 2020-01090, Emerald Plumbing Co the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2020-01090
Emerald Plumbing
Co**

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

Emerald Plumbing Co (Regulant) did not attend the Informal Fact-Finding Conference.

Emerald Plumbing Co (Regulant) did not attend the Board meeting in person or by counsel or by any other qualified representative.

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

The Board finds substantial evidence that Emerald Plumbing Co violated the following:

- Count 1: 18 VAC 50-22-260.B.33**
- Count 2: 18 VAC 50-22-260.B.25**
- Count 3: 18 VAC 50-22-260.B.22**
- Count 4: 18 VAC 50-22-260.B.23**

The motion was approved with a vote of 11-0-1. Ayes: Hux, King, Redifer, Mitchell, Ayres, Middleton, Oliver, Johnson, Tomlin, Magruder and Lowe. **Nays:** None **Abstain:** Groh **Absent:** Coleman, O'Dell and Plummer.

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

- Count 1: \$850.00 And Remedial Education**
- Count 2: \$1,000.00 And Remedial Education**
- Count 3: \$0.00**
- Count 4: \$400.00 And Remedial Education**

Total: \$2,250.00

The motion was approved with a vote of 11-0-1. Ayes: Hux, King, Redifer, Mitchell, Ayres, Middleton, Oliver, Johnson, Tomlin, Magruder and Lowe. **Nays:** None **Abstain:** Groh **Absent:** Coleman, O'Dell and Plummer.

In the matter of Disciplinary File Number 2020-01335, Wedge Construction Inc., the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2020-01335
Wedge Construction
Inc.**

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

Wedge Construction Inc. (Regulant) participated in the Informal Fact-Finding Conference by telephone.

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

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

The Board finds substantial evidence that Wedge Construction Inc. violated the following:

- Count 1: 18 VAC 50-30-190.B.9**
- Count 2: 18 VAC 50-30-190.B.29**
- Count 3: 18 VAC 50-30-190.B.31**

The motion was approved with a vote of 11-0-1. Ayes: Hux, King, Redifer, Mitchell, Ayres, Middleton, Oliver, Johnson, Tomlin, Magruder and Lowe. **Nays:** None **Abstain:** Groh **Absent:** Coleman, O'Dell and Plummer.

Priors

Wedge Construction, Inc., license number 2705-020285. On January 22, 2003, Wedge Construction, Inc., was found in violation of the Board for Contractors Regulations for two counts of misconduct. Consent Order 2003-0077 resulted in fines of \$1000 with \$500 waived if remedial education was completed. Compliance was obtained on March 28, 2003.

On January 19, 2005, Wedge Construction, Inc., was found in violation of the Board for Contractors Regulations for missing elements in a residential contract. Final Order 2004-04061 resulted in fines of \$100. Compliance was obtained on February 7, 2005.

On April 19, 2005, Wedge Construction, Inc., was found in violation of the Board for Contractors Regulations for missing elements in a residential contract and for using unlicensed subcontractors. Consent Order 2004-04216 resulted in fines of \$700. Compliance was obtained on June 6, 2005.

On October 19, 2010, Wedge Construction, Inc. was found in violation of the Board for Contractors Regulations for not using a signed contract and for misconduct. Consent Order 2010-04108 resulted in fines of \$1150, \$150 in costs, and assignment to remedial education. Compliance was obtained on December 2, 2010.

On August 21, 2016, Wedge Construction, Inc., was found in violation of the Board for Contractors Regulations for failing to use a change order. Consent Order 2016-01185 resulted in fines of \$400, \$150 in costs, and assignment to remedial education. Compliance was obtained on October 12, 2016.

After discussion, an amended motion was made by Mr. Redifer seconded by Ms. Tomlin to increase the monetary penalties due to prior violations of the same type.

- Count 1: \$2,500.00 And Remedial Education**
- Count 2: \$2,500.00 And Remedial Education**
- Count 3: \$2,500.00 And Remedial Education (Four violations at \$625.00 each)**

Total: \$7,500.00

The motion was approved with a vote of 11-0-1. Ayes: Hux, King, Redifer, Mitchell, Ayres, Middleton, Oliver, Johnson, Tomlin, Magruder and Lowe. **Nays:** None **Abstain:** Groh **Absent:** Coleman, O'Dell and Plummer.

In the matter of Disciplinary File Number 2020-01388, J V Contractor LLC, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2020-01388
J V Contractor LLC

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

J V Contractor LLC (Regulant) participated in the Informal Fact-Finding Conference.

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

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

The Board finds substantial evidence that J V Contractor LLC violated the following:

Count 1: 18 VAC 50-30-190.B.29

The motion was approved with a vote of 11-0-1. Ayes: Hux, King, Redifer, Mitchell, Ayres, Middleton, Oliver, Johnson, Tomlin, Magruder and Lowe. **Nays:** None **Abstain:** Groh **Absent:** Coleman, O'Dell and Plummer.

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

Count 1: \$700.00 And Remedial Education

Total: \$700.00

The motion was approved with a vote of 11-0-1. Ayes: Hux, King, Redifer, Mitchell, Ayres, Middleton, Oliver, Johnson, Tomlin, Magruder and Lowe. **Nays:** None **Abstain:** Groh **Absent:** Coleman, O'Dell and Plummer.

In the matter of Disciplinary File Number 2019-02466, Cheri E. Sipe & Scotty D. Sipe, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2019-02466
Cheri E. Sipe &
Scotty D. Sipe

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

Cheri E. Sipe & Scotty D. Sipe (Regulant) did not attend the Informal Fact-Finding Conference.

Cheri E. Sipe & Scotty D. Sipe (Regulant) did not attend the Board meeting in person or by counsel or by any other qualified representative.

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

The Board finds substantial evidence that Cheri E. Sipe & Scotty D. Sipe violated the following:

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

The motion was approved with a vote of 11-0-1. Ayes: Hux, King, Redifer, Mitchell, Groh, Ayres, Oliver, Johnson, Tomlin, Magruder and Lowe. **Nays:** None **Abstain:** Middleton **Absent:** Coleman, O'Dell and Plummer.

Priors

Cheri E Sipe & Scotty D. Sipe t/a Sipe's Construction, license number 2705-036814. On April 12, 2016, Cheri E. Sipe & Scotty D. Sipe t/a Sipe's Construction was found in violation of the Board for Contractors Regulations for failure to report a change of address. Consent Order 2015-02843 resulted in a fine of \$550, \$150 costs, and assignment to remedial education. Compliance was obtained on August 10, 2015.

On June 23, 2020, Cheri E. Sipe & Scotty D. Sipe t/a Sipe's Construction was found in violation of the Board for Contractors Regulations for an improper business entity and failure to respond to an investigator or agent of the Board. Final Order 2018-03312 resulted in assignment to remedial education. As of April 16, 2021 compliance has not been obtained.

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

Count 1: \$2,500.00 And License Revocation

Total: \$2,500.00

The motion was approved with a vote of 11-0-1. Ayes: Hux, King, Redifer, Mitchell, Groh, Ayres, Oliver, Johnson, Tomlin, Magruder and Lowe. **Nays:** None **Abstain:** Middleton **Absent:** Coleman, O'Dell and Plummer.

In the matter of Disciplinary File Number 2020-01066, Apex Construction Solutions LLC, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2020-01066
Apex Construction
Solutions LLC

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

Apex Construction Solutions LLC (Regulant) participated in the Informal Fact-Finding Conference.

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

A motion was made by Ms. King seconded by Mr. Groh 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 Apex Construction Solutions LLC violated the following:

- Count 1: 18 VAC 50-22-260-B.17**
- Count 2: 18 VAC 50-22-260-B.31**
- Count 3: 18 VAC 50-22-260-B.2**

The motion was approved with a vote of 10-0-2. Ayes: Hux, King, Redifer, Middleton, Ayres, Groh, Johnson, Tomlin, Magruder and Lowe. Nays: None Abstain: Mitchell, Oliver Absent: Coleman, O'Dell and Plummer.

Priors

Apex Construction Solutions, LLC, license number 2705-171119. On March 9, 2021 Apex Construction Services, LLC was found in violation of the Board for Contractor Regulations for missing elements in a residential contract. Consent Order 2020-02272 resulted in a fine of \$400, which would be waived if Apex provided the Board with a copy of a corrected contract within 90 days, \$150 costs, and assignment to remedial education. As of April 16, 2021, compliance has not been obtained.

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

- Count 1: \$2,500.00 And Remedial Education**
- Count 2: \$400.00 And Remedial Education**
- Count 3: \$0.00 And Remedial Education**

Total: \$2,900.00

The motion was approved with a vote of 10-0-2. Ayes: Hux, King, Redifer, Middleton, Ayres, Groh, Johnson, Tomlin, Magruder and Lowe. Nays: None Abstain: Mitchell, Oliver Absent: Coleman, O'Dell and Plummer.

In the matter of Disciplinary File Number 2020-00427, Innovative Custom Solutions LLC, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2020-00427
Innovative Custom
Solutions LLC**

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

Innovative Custom Solutions LLC (Regulant) did not participate in the Informal Fact-Finding Conference.

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

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

adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order.

The Board finds substantial evidence that Innovative Custom Solutions LLC violated the following:

- Count 1: 18 VAC 50-22-260-B.9
- Count 2: 18 VAC 50-22-260-B.8
- Count 3: 18 VAC 50-22-260-B.15

The motion was approved with a vote of 11-0-1. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Johnson, Tomlin, Magruder and Lowe. Nays: None Abstain: Mitchell Absent: Coleman, O'Dell and Plummer.

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

- Count 1: \$400.00 And Remedial Education
 - Count 2: \$400.00 And Remedial Education
 - Count 3: \$1,450.00 And License Revocation
- Total: \$2,250.00

The motion was approved with a vote of 11-0-1. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Johnson, Tomlin, Magruder and Lowe. Nays: None Abstain: Mitchell Absent: Coleman, O'Dell and Plummer.

In the matter of Disciplinary File Number 2020-02039, George W Spady III General Contractor Inc., the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2020-02039
George W Spady III
General Contractor
Inc.

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

George W Spady III General Contractor Inc. (Regulant) did not participate in the Informal Fact-Finding Conference.

George W Spady III General Contractor Inc. (Regulant) did not attend the Board meeting in person or by counsel or by any other qualified representative.

After discussion, a motion was made by Ms. King seconded by Mr. Groh 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 George W Spady III General Contractor Inc. violated the following:

- Count 1: 18 VAC 50-22-260.B.27
- Count 2: 18 VAC 50-22-260.B.31
- Count 3: 18 VAC 50-22-260.B.28
- Count 4: 18 VAC 50-22-260.B.7
- Count 5: 18 VAC 50-22-220.A

Count 6: 18 VAC 50-22-230.A

The motion was approved with a vote of 11-0-1. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Johnson, Tomlin, Magruder and Lowe. **Nays:** None **Abstain:** Mitchell **Absent:** Coleman, O'Dell and Plummer.

Priors

George W. Spady III General Contractor Inc., license number 2705-103579. On October 30, 2018, George W. Spady III General Contractor Inc., was found in violation of the Board for Contractors Regulations for an improper business entity, trading in a name not on the license, failure to use a change order, failure to complete work, and misconduct. Consent Order 2018-02101 resulted in fines of \$3500, \$150 costs, and assignment to remedial education. As of April 16, 2021 compliance has not been obtained.

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

Count 1:	\$1,000.00	And Remedial Education
Count 2:	\$400.00	And Remedial Education
Count 3:	\$1,750.00	And License Revocation
Count 4:	\$1,150.00	And License Revocation
Count 5:	\$500.00	And Remedial Education
Count 6:	\$350.00	And Remedial Education
Total:	\$5,150.00	

The motion was approved with a vote of 11-0-1. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Johnson, Tomlin, Magruder and Lowe. **Nays:** None **Abstain:** Mitchell **Absent:** Coleman, O'Dell and Plummer.

In the matter of Disciplinary File Number 2020-02102, Wayne S. Womack Jr, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2020-02102
Wayne S. Womack
Jr

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

Wayne S. Womack Jr (Regulant) did not participated in the Informal Fact-Finding Conference.

Wayne S. Womack Jr (Regulant) did not attend the Board meeting in person or by counsel or by any other qualified representative.

After discussion, a motion was made by Mr. Middleton 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 Wayne S. Womack Jr violated the following:

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

- Count 3: 18 VAC 50-22-260.B.33
- Count 4: 18 VAC 50-22-260.B.29
- Count 5: 18 VAC 50-22-260.B.28
- Count 6: 18 VAC 50-22-260.B.7

The motion was approved with a vote of 11-0-1. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Johnson, Tomlin, Magruder and Lowe. Nays: None Abstain: Mitchell Absent: Coleman, O'Dell and Plummer.

Priors

Wayne S. Womack, Jr., license number 2705-137045. On December 17, 2019, Wayne S. Womack, Jr. was found in violation of the Board for Contractors Regulations for missing elements of a residential contract, failure to promptly provide a copy of a contract to a consumer, trading in a name not on the license, two counts of working outside the scope of the license, and failure to obtain a permit or inspection. Consent Order 2019-01908 resulted in fines of \$3600, with \$400 waived if Womack provided the Board with a copy of a corrected contract within 90 days and \$750 waived if Womack obtained the HVA classification on the license within 90 days, \$150 costs and assignment to remedial education. As of April 17, 2021 the fine had been paid in full, but the licensee has not attended remedial education.

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

- Count 1: \$400.00 And Remedial Education
- Count 2: \$400.00 And Remedial Education
- Count 3: \$850.00 And Remedial Education
- Count 4: \$750.00 And Remedial Education
- Count 5: \$1,750.00 And License Revocation
- Count 6: \$1,150.00 And License Revocation

Total: \$5,300.00

The motion was approved with a vote of 11-0-1. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Johnson, Tomlin, Magruder and Lowe. Nays: None Abstain: Mitchell Absent: Coleman, O'Dell and Plummer.

In the matter of Disciplinary File Number 2020-00593, Command Builders LLC, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2020-00593
Command Builders
LLC

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

Command Builders LLC (Regulant) participated in the Informal Fact-Finding Conference by telephone.

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

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

adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order.

The Board finds substantial evidence that Command Builders LLC violated the following:

- Count 1: 18 VAC 50-22-260.B.9
- Count 2: 18 VAC 50-22-260.B.31
- Count 3: 18 VAC 50-22-260.B.29
- Count 4: 18 VAC 50-22-260.B.33

The motion was approved with a vote of 11-0-1. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder and Lowe. Nays: None Abstain: Johnson Absent: Coleman, O'Dell and Plummer.

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

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

Total: \$2,350.00

As to count 5, the Board closes this aspect of the file with a finding of no violation.

The motion was approved with a vote of 11-0-1. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder and Lowe. Nays: None Abstain: Johnson Absent: Coleman, O'Dell and Plummer.

In the matter of Disciplinary File Number 2020-01874, E. Caligari and Son Inc., the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2020-01874
E. Caligari and Son
Inc.

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

E. Caligari and Son Inc. (Regulant) and Edgar Gerloff, III (Counsel) participated in the Informal Fact-Finding Conference.

E. Caligari and Son Inc. (Regulant) did not attend the Board meeting in person or by counsel or by any other qualified representative.

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

The Board finds substantial evidence that E. Caligari and Son Inc. violated the following:

- Count 1: 18 VAC 50-22-260.B.29
- Count 2: 18 VAC 50-22-260.B.29

The motion was approved with a vote of 11-0-1. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder and Lowe. **Nays:** None **Abstain:** Johnson **Absent:** Coleman, O'Dell and Plummer.

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

Count 1: \$400.00 And Remedial Education
Count 2: \$400.00 And Remedial Education

Total: \$800.00

The motion was approved with a vote of 11-0-1. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder and Lowe. **Nays:** None **Abstain:** Johnson **Absent:** Coleman, O'Dell and Plummer.

DISCIPLINARY PRIMA FACIE CASES:

**DISCIPLINARY
PRIMA FACIE
CASES**

In the matter of Prima Facie Disciplinary File Number 2020-00257 Commonwealth Building Specialists Incorporated, the Board members reviewed the record, which consisted of the Report of Findings, exhibits, notice, and the Recommendation.

**File Number
2020-00257
Commonwealth
Building Specialists
Incorporated**

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

Commonwealth Building Specialists Incorporated, did not request an Informal Fact Findings conference.

Commonwealth Building Specialists Incorporated did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Ms. King and seconded by Mr. Oliver to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopt the Summary.

The Board finds substantial evidence that Commonwealth Building Specialists Incorporated violated the following:

Count 1: 18 VAC 50-22-210

The motion was approved with a vote of 11-0-1. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** Tomlin **Absent:** Coleman, O'Dell and Plummer.

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

Count 1: \$550.00 And License Revocation

Total: \$550.00

The motion was approved with a vote of 11-0-1. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** Tomlin **Absent:** Coleman, O'Dell and Plummer.

In the matter of Prima Facie Disciplinary File Number 2020-01339 Commonwealth Building Specialists Incorporated the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

File Number
2020-01339
Commonwealth
Building Specialists
Incorporated

Commonwealth Building Specialists Incorporated did not request an Informal Fact Findings conference.

Commonwealth Building Specialists Incorporated did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Ms. King and seconded by Mr. Oliver to adopt the report of findings including exhibits and the Recommendation and adopt the Summary.

The Board finds substantial evidence that Commonwealth Building Specialists Incorporated violated the following:

Count 1: 18 VAC 50-22-210

The motion was approved with a vote of 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

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

Count 1: \$550.00 And License Revocation

Total: \$550.00

The motion was approved with a vote of 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

In the matter of Prima Facie Disciplinary File Number 2020-00473 RVA Renovations & Repairs LLC, the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

File Number
2020-00473
RVA Renovations &
Repairs LLC

RVA Renovations & Repairs LLC did not request an Informal Fact Findings conference.

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

A motion was made by Ms. King and seconded by Mr. Oliver to adopt the report of findings including exhibits and the Recommendation and adopt the Summary.

The Board finds substantial evidence that RVA Renovations & Repairs LLC violated the following:

- Count 1: 18 VAC 50-22-260.B.19**
- Count 2: 18 VAC 50-22-260.B.33**
- Count 3: 18 VAC 50-22-260.B.13**
- Count 4: 18 VAC 50-22-260.B.12**

The motion was approved with a vote of 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

Priors

RVA Renovations & Repairs LLC, license number 2705-167460. On August 6, 2019, RVA Renovations & Repairs LLC was found in violation of the Board for Contractors Regulations for failure to have a signed contract before work commenced and for missing elements of a residential contract. Consent Order 2019-00418 resulted in fines of \$1600, \$150 costs, and assignment to remedial education. On November 13, 2019 the license was suspended for failure to comply with the terms of the order.

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

- | | | |
|-----------------|-------------------|-------------------------------|
| Count 1: | \$400.00 | And Remedial Education |
| Count 2: | \$850.00 | And Remedial Education |
| Count 3: | \$1,350.00 | And License Revocation |
| Count 4: | \$1,250.00 | And License Revocation |
| Total: | \$3,850.00 | |

The motion was approved with a vote of 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

In the matter of Prima Facie Disciplinary File Number 2020-01089 Parham Solution LLC, the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

File Number
2020-01089
Parham Solution
LLC

Parham Solution LLC did not request an Informal Fact Findings conference.

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

A motion was made by Ms. King and seconded by Mr. Oliver to adopt the report of findings including exhibits and the Recommendation and adopt the Summary.

The Board finds substantial evidence that Parham Solution LLC violated the following:

Count 1: 18 VAC 50-22-210

The motion was approved with a vote of 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

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

Count 1: \$550.00 And License Revocation

Total: \$550.00

The motion was approved with a vote of 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

In the matter of Prima Facie Disciplinary File Number 2020-01700 William Michael Herrick, II, t/a Honey-Do-Helper, the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number
2020-01700
William Michael
Herrick, II, t/a
Honey-Do-Helper**

William Michael Herrick, II, t/a Honey-Do-Helper did not request an Informal Fact Findings conference.

William Michael Herrick, II, t/a Honey-Do-Helper did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Ms. King and seconded by Mr. Oliver to adopt the report of findings including exhibits and the Recommendation and adopt the Summary.

The Board finds substantial evidence that William Michael Herrick, II, t/a Honey-Do-Helper 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

The motion was approved with a vote of 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

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

Count 1: \$400.00 And Remedial Education

Count 2: \$2,250.00 And Remedial Education (Three violations at \$750.00 per violation)

Count 3: \$2,550.00 And Remedial Education (Three violations at \$850.00 per violation)

Total: \$5,200.00

The motion was approved with a vote of 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. Nays: None Abstain: None Absent: Coleman, O'Dell and Plummer.

In the matter of Prima Facie Disciplinary File Number 2020-02128 Gregory Maurice Bowman Jr., the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

File Number
2020-02128
Gregory Maurice
Bowman Jr.

Gregory Maurice Bowman Jr. did not request an Informal Fact Findings conference.

Gregory Maurice Bowman Jr. did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Ms. King and seconded by Mr. Oliver to adopt the report of findings including exhibits and the Recommendation and adopt the Summary.

The Board finds substantial evidence that Gregory Maurice Bowman Jr. violated the following:

Count 1: 18 VAC 50-30-190.5

The motion was approved with a vote of 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. Nays: None Abstain: None Absent: Coleman, O'Dell and Plummer.

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

Count 1: \$850.00 And Remedial Education and License Revocation

Total: \$850.00

The motion was approved with a vote of 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. Nays: None Abstain: None Absent: Coleman, O'Dell and Plummer.

In the matter of Prima Facie Disciplinary File Number 2020-02208 Ronnie Williams, Jr., dba Williams Kustom Contracting, the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

File Number
2020-02208
Ronnie Williams, Jr.,
dba Williams
Kustom Contracting

Ronnie Williams, Jr., dba Williams Kustom Contracting did not request an Informal Fact Findings conference.

Ronnie Williams, Jr., dba Williams Kustom Contracting did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Ms. King and seconded by Mr. Magruder to adopt the report of findings including exhibits and the Recommendation and adopt the Summary.

The Board finds substantial evidence that Ronnie Williams, Jr., dba Williams Kustom Contracting 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.31
- Count 4: 18 VAC 50-22-260.B.13
- Count 5: 18 VAC 50-22-260.B

The motion was approved with a vote of 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. Nays: None Abstain: None Absent: Coleman, O'Dell and Plummer.

Priors

Ronnie Williams, Jr. t/a Williams Kustom Contracting, license number 2705-126767. On September 22, 2020, Ronnie Williams, Jr. t/a Williams Kustom Contracting was found in violation of the Board for Contractors Regulations for working outside the scope of the license and for failure to obtain a permit or inspection. Final Order 2019-01843 resulted in fines of \$1600 and assignment to remedial education. As of April 16, 2021, compliance has not been obtained.

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

- Count 1: \$400.00 And Remedial Education
- Count 2: \$750.00 And Remedial Education
- Count 3: \$400.00 And Remedial Education
- Count 4: \$1,350.00 And License Revocation
- Count 5: \$650.00 And Remedial Education

Total: \$3,550.00

The motion was approved with a vote of 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. Nays: None Abstain: None Absent: Coleman, O'Dell and Plummer.

In the matter of Prima Facie Disciplinary File Number 2020-02665 Construction Specialties of Zeeland Inc., the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

File Number
2020-02665
Construction
Specialties of Zeeland
Inc.

Construction Specialties of Zeeland Inc. did not request an Informal Fact Findings conference.

Construction Specialties of Zeeland Inc. did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Ms. King and seconded by Mr. Oliver to adopt the report of findings including exhibits and the Recommendation and adopt the Summary.

The Board finds substantial evidence that Construction Specialties of Zeeland Inc. violated the following:

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

The motion was approved with a vote of 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

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

Count 1: \$700.00 And Remedial Education

Total: \$700.00

The motion was approved with a vote of 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

In the matter of Prima Facie, Disciplinary File Number 2020-00440 Keith J. Mummert, d/b/a Mummert Construction, the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number
2020-00440
Keith J. Mummert,
d/b/a Mummert
Construction**

Keith J. Mummert, d/b/a Mummert Construction did not request an Informal Fact Findings conference.

Keith J. Mummert, d/b/a Mummert Construction did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Ms. King and seconded by Mr. Magruder to adopt the report of findings including exhibits and the Recommendation and adopt the Summary.

The Board finds substantial evidence that Keith J. Mummert, d/b/a Mummert Construction violated the following:

- Count 1: 18 VAC 50-22-260.B.9**
- Count 2: 18 VAC 50-22-260.B.14**
- Count 3: 18 VAC 50-22-260.B.**
- Count 4: 18 VAC 50-22-260.B.13**

The motion was approved with a vote of 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

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

- Count 1: \$400.00 And Remedial Education**
- Count 2: \$1,900.00 And License Revocation**
- Count 3: \$650.00 And Remedial Education**
- Count 4: \$1,350.00 And License Revocation**

Total: \$4,300.00

The motion was approved with a vote of 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

CONSENT ORDER CASE FILES

**CONSENT ORDER
CASES FILES**

In the matter of Consent Order File Number 2019-02217 Viridis Build LLC, the board reviewed the Consent Order as seen and agreed to by Viridis Build LLC.

**File Number
2019-02217
Viridis Build LLC**

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

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

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

- Count 1: 18 VAC 50-22-260.B.31 \$400.00**
- Count 2: 18 VAC 50-22-220.A \$500.00**

Viridis Build LLC agrees to Board costs of **\$150.00**.

Total fines and costs of \$1,050.00

In addition, the Board waives imposition of the \$500.00 monetary penalty for Count 2 based on Viridis Build LLC's reporting a change in the officers of the corporation resulting in the removal of Timothy Jay Ferring as a Member of Responsible Management from the licensing record.

Further, Viridis Build 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 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

In the matter of Consent Order File Number 2020-00264 Barrett Contracting Inc., the board reviewed the Consent Order as seen and agreed to by Barrett Contracting Inc.

**File Number
2020-00264
Barrett Contracting
Inc.**

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

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

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

Count 1:	18 VAC 50-22-230.A	\$350.00
Count 2:	18 VAC 50-22-220.A	\$500.00
Count 3:	18 VAC 50-22-260.B.9	\$400.00
Count 4:	18 VAC 50-22-260.B.33	\$850.00
Count 5:	18 VAC 50-22-260.B.28	\$1,750.00

Barrett Contracting Inc. agrees to Board costs of \$150.00.

Total fines and costs of \$4,000.00

In addition, for violation of Count 5, Barrett Contracting Inc. agrees to revocation of its license.

The Board shall waive imposition of the \$1,750.00 monetary penalty and license revocation for Count 5 provided Barrett Contracting Inc. satisfies the judgments and provides the Board with proof of the satisfactions within ninety (90) days of the effective date of this Order. If Barrett Contracting Inc. fails to comply with these conditions, then the full monetary penalty and license revocation will be automatically imposed.

Further, Barrett 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 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

In the matter of Consent Order File Number 2020-00581 SDR Construction LLC, the board reviewed the Consent Order as seen and agreed to by SDR Construction LLC.

File Number
2020-00581
SDR Construction
LLC

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

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

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

Count 1:	18 VAC 50-22-260.B.9	\$600.00
Count 2:	18 VAC 50-22-260.B.31	\$600.00

SDR Construction LLC agrees to Board costs of \$150.00.

Total fines and costs of \$1,350.00

In addition, for Count 1, SDR Construction LLC must provide a copy of its current contract to the Board within ninety (90) days of the effective date of this Order. The contract must be in compliance with Board Regulation 18 VAC 50-22-260.B.9.

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

The motion was approved with a vote of 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

In the matter of Consent Order File Number 2020-00969 Craft Master Construction Inc., t/a Craft Master Home Design Inc., the board reviewed the Consent Order as seen and agreed to by Craft Master Construction Inc., t/a Craft Master Home Design Inc.

File Number
2020-00969
Craft Master
Construction Inc.,
t/a Craft Master
Home Design Inc.

Craft Master Construction Inc., t/a Craft Master Home Design Inc. (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

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

Craft Master Construction Inc., t/a Craft Master Home Design Inc. consents to the following violations of the Board's Regulations:

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

Craft Master Construction Inc., t/a Craft Master Home Design Inc. agrees to Board costs of **\$150.00**.

Total fines and costs of \$750.00

Further, for violation of Count 1, Craft Master Construction Inc., t/a Craft Master Home Design 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 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

In the matter of Consent Order File Number 2020-01027 J Chapman Electric LLC, the board reviewed the Consent Order as seen and agreed to by J Chapman Electric LLC.

File Number
2020-01027
J Chapman Electric
LLC

J Chapman Electric LLC (Regulant) did not attend the Board meeting in person, by counsel nor by any

other qualified representative.

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

J Chapman Electric LLC consents to the following violations of the Board's Regulations:

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

J Chapman Electric LLC agrees to Board costs of **\$150.00**.

Total fines and costs of \$550.00

Further, for violation of Count 1, J Chapman Electric 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 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

In the matter of Consent Order File Number 2020-01351 Albemarle Heating & Air Inc., the board reviewed the Consent Order as seen and agreed to by Albemarle Heating & Air Inc.

File Number
2020-01351
Albemarle Heating
& Air Inc.

Albemarle Heating & Air Inc. (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

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

Albemarle Heating & Air 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.33 \$850.00

Count 3: 18 VAC 50-22-260.B.31 \$400.00

Albemarle Heating & Air Inc. agrees to Board costs of **\$150.00**.

Total fines and costs of \$1,800.00

In addition, the Board shall waive imposition of the \$400.00 monetary penalty for Count 1 provided Albemarle Heating & Air Inc. provides a copy of its current contract to the Board within one hundred eighty (180) 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 Albemarle Heating & Air Inc. fails to comply with this condition, then the full monetary penalty will be automatically imposed.

Further, Albemarle Heating & Air Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (180) days of the effective date of this Consent Order.

The motion was approved with a vote of 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

In the matter of Consent Order File Number 2020-01595 Knap Services Inc., the board reviewed the Consent Order as seen and agreed to by Knap Services Inc.

File Number
2020-01595
Knap Services Inc.

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

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

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

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

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

Total fines and costs of \$950.00

Knap Services Inc. submitted an application to the Board to practice under an additional name, and the application was approved. Therefore, no requirement to file an application with the Board for operating under an additional name is required.

Further, Knap 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 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

In the matter of Consent Order File Number 2020-01608 Jerry A Christian Jr, t/a Andy Christian Roofing, the board reviewed the Consent Order as seen and agreed to by Jerry A Christian Jr, t/a Andy Christian Roofing.

File Number
2020-01608
Jerry A Christian Jr, t/a Andy Christian Roofing

Jerry A Christian Jr, t/a Andy Christian Roofing (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Mr. Oliver seconded by Mr. Magruder to ratify the proposed Consent Order offer wherein Jerry A Christian Jr, t/a Andy Christian Roofing, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Jerry A Christian Jr, t/a Andy Christian Roofing consents to the following violations of the Board's Regulations:

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

Jerry A Christian Jr, t/a Andy Christian Roofing 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 Jerry A Christian Jr provides a copy of his current contract to the Board within ninety (90) days of the effective date of this Consent Order. The contract must be in compliance with Board Regulation 18 VAC 50-22-260.B.9. If Jerry A Christian Jr fails to comply with this condition, then the full monetary penalty will be automatically imposed.

Further, for violation of Count 1 Jerry A Christian Jr, t/a Andy Christian Roofing 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 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

In the matter of Consent Order File Number 2020-01714 H C B Buildings Inc., t/a Hanover Custom Builders Inc. the board reviewed the Consent Order as seen and agreed to by H C B Buildings Inc., t/a Hanover Custom Builders Inc.

File Number
2020-01714
H C B Buildings
Inc., t/a Hanover
Custom Builders
Inc.

H C B Buildings Inc., t/a Hanover Custom Builders Inc. (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Mr. Oliver seconded by Mr. Magruder to ratify the proposed Consent Order offer wherein H C B Buildings Inc., t/a Hanover Custom Builders Inc., acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

H C B Buildings Inc., t/a Hanover Custom Builders Inc. consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-230.A \$500.00
Count 2: 18 VAC 50-22-260.B.9 \$600.00
Count 3: 18 VAC 50-22-260.B.8 \$400.00

H C B Buildings Inc., t/a Hanover Custom Builders Inc. agrees to Board costs of **\$150.00**.

Total fines and costs of \$1,650.00

Further, for violation of Counts 1 - 3, H C B Buildings Inc., t/a Hanover Custom Builders 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 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

In the matter of Consent Order File Number 2020-01742 Deanwood Enterprises LLC, t/a BTL Homes (Prince William County) the board reviewed the Consent Order as seen and agreed to by Deanwood Enterprises LLC, t/a BTL Homes (Prince William County).

File Number
2020-01742
Deanwood
Enterprises LLC, t/a
BTL Homes (Prince
William County)

Deanwood Enterprises LLC, t/a BTL Homes (Prince William County) (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Mr. Oliver seconded by Mr. Magruder to ratify the proposed Consent Order offer wherein Deanwood Enterprises LLC, t/a BTL Homes (Prince William County), acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Deanwood Enterprises LLC, t/a BTL Homes (Prince William County) 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.29 \$700.00

Deanwood Enterprises LLC, t/a BTL Homes (Prince William County) agrees to Board costs of **\$150.00**.

Total fines and costs of \$1,250.00

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

Further, Deanwood Enterprises LLC, t/a BTL Homes (Prince William County) 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 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

In the matter of Consent Order File Number 2020-01930 Bulk Contracting Inc. the board reviewed the Consent Order as seen and agreed to by Bulk Contracting Inc.

File Number
2020-01930
Bulk Contracting
Inc.

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

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

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

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

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

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

Total fines and costs of \$150.00

In addition, for violation of Count 1, Bulk Contracting Inc. agrees to revocation of its license.

Revocation is hereby waived upon Bulk Contracting obtaining a new Designated Employee within ninety (90) days of the effective date of this Order.

The motion was approved with a vote of 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

In the matter of Consent Order File Number 2020-01932 Steve Kemper-Builder LLC the board reviewed the Consent Order as seen and agreed to by Steve Kemper Builder LLC

File Number
2020-01932
Steve Kemper
Builder LLC

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

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

Steve Kemper Builder LLC consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-260.B.9 \$0.00
Count 2: 18 VAC 50-22-260.B.31 \$400.00

Steve Kemper Builder LLC agrees to Board costs of **\$150.00**.

Total fines and costs of \$550.00

It is acknowledged that Steve Kemper Builder LLC has submitted a revised contract template. Therefore, no monetary sanction has been imposed for Count 1.

Further, Steve Kemper Builder 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 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

In the matter of Consent Order File Number 2020-01985 Howard Eugene Huff the board reviewed the Consent Order as seen and agreed to by Howard Eugene Huff.

**File Number
2020-01985
Howard Eugene
Huff**

Howard Eugene Huff (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

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

Howard Eugene Huff consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-30-190.1 \$950.00
Count 2: 18 VAC 50-30-190.5 \$800.00

Howard Eugene Huff agrees to Board costs of **\$150.00**.

Total fines and costs of \$1,900.00

In addition, the Board shall waive \$500.00 of the monetary penalty for Count 1 provided:

- Huff reinstates the registration of Southern Well Drilling Inc. to active status with the State Corporation Commission; and,
- Huff renews the Class B license (No. 2705115189) of Southern Well Drilling Inc.

The above conditions must be met within ninety (90) days of the effective date of this Order. If Huff fails to comply with these conditions, then the full monetary penalty will be automatically imposed.

Further, for violation of Counts 1 and 2, Howard Eugene Huff 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 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

In the matter of Consent Order File Number 2020-02132 Bremen Builders LLC the board reviewed the Consent Order as seen and agreed to by Bremen Builders LLC.

**File Number
2020-02132
Bremen Builders
LLC**

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

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

Bremen Builders 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.15 \$1,450.00
Count 4: 18 VAC 50-22-260.B.29 \$2,100.00 (Three violations at \$700.00 each)

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

Total fines and costs of \$4,500.00

Further, Bremen Builders 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 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

In the matter of Consent Order File Number 2020-02378 Douglas Allan Parsons, t/a D A Parsons Construction Company the board reviewed the Consent Order as seen and agreed to by Douglas Allan Parsons, t/a D A Parsons Construction Company.

File Number
2020-02378
Douglas Allan
Parsons, t/a D A
Parsons
Construction
Company

Douglas Allan Parsons, t/a D A Parsons Construction Company (Regulant) attended the Board meeting and did not address the Board.

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

Douglas Allan Parsons, t/a D A Parsons Construction Company consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-260.B.27 \$0.00
Count 2: 18 VAC 50-22-260.B.28 \$1,750.00

Douglas Allan Parsons, t/a D A Parsons Construction Company agrees to Board costs of **\$150.00**.

Total fines and costs of \$1,900.00

In addition, for violation of Count 2, Douglas Allan Parsons agrees to revocation of his license.

Further, the Board shall waive imposition of the \$1,750.00 monetary penalty for Count 2 provided Douglas Allan Parsons satisfies the judgment and provides the Board with proof of the satisfaction within ninety (90) days of the effective date of this Order. If Douglas Allan Parsons fails to comply with these conditions, then the full monetary penalty will be automatically imposed.

The motion was approved with a vote of 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

In the matter of Consent Order File Number 2020-02431 Kenneth L. Harris the board reviewed the Consent Order as seen and agreed to by Kenneth L. Harris.

File Number
2020-02431
Kenneth L. Harris

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

Kenneth L. Harris (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

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

Kenneth L. Harris consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-30-190.4 \$1,500.00

Kenneth L. Harris agrees to Board costs of **\$150.00**.

Total fines and costs of \$1,650.00

Further, Kenneth L. Harris 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 11-0-1. Ayes: Hux, King, Redifer, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** Middleton **Absent:** Coleman, O'Dell and Plummer.

In the matter of Consent Order File Number 2020-02473 Tree House Design & Build LLC the board reviewed the Consent Order as seen and agreed to by Tree House Design & Build LLC.

File Number
2020-02473
Tree House Design
& Build LLC

Tree House Design & Build LLC (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

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

Tree House Design & Build 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.33	\$2,550.00	(Three violations at \$850.00 each)
Count 4: 18 VAC 50-22-260.B.27	\$750.00	
Count 5: 18 VAC 50-22-260.B.15	\$1,450.00	
Count 6: 18 VAC 50-22-260.B.16	\$1,850.00	

Tree House Design & Build LLC agrees to Board costs of **\$150.00**.

Total fines and costs of \$7,550.00

It is noted that Tree House Design & Build LLC has provided a new contract template. In light of this, the \$400.00 monetary sanction for Count 1 will be waived.

Further, for violation of Count 1, Tree House Design & Build 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 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

In the matter of Consent Order File Number 2020-02525 J & C Drywall LLC the board reviewed the Consent Order as seen and agreed to by J & C Drywall LLC.

File Number
2020-02525
J & C Drywall LLC

J & C Drywall LLC (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

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

J & C Drywall LLC consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-260.B.27 \$1,500.00 (Two violations at \$750.00 each)

J & C Drywall LLC agrees to Board costs of **\$150.00**.

Total fines and costs of \$1,650.00

Further, for violation of Count 1 J & C Drywall 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 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

In the matter of Consent Order File Number 2020-02597 Landscape Elements LLC the board reviewed the Consent Order as seen and agreed to by Landscape Elements LLC

File Number
2020-02597
Landscape Elements
LLC

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

A motion was made by Mr. Oliver seconded by Mr. Magruder to ratify the proposed Consent Order offer wherein Landscape Elements LLC, acknowledges an understanding of the charges and admits to the

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

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

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

Landscape Elements LLC agrees to Board costs of **\$150.00**.

Total fines and costs of \$700.00

Further, Landscape Elements 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 Board agrees to waive the \$550.00 monetary sanction for Count 1, as Landscape Elements submitted a license termination request on September 8, 2020. This request was processed and the license was terminated on September 10, 2020.

The motion was approved with a vote of 11-0-1. Ayes: Hux, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** King **Absent:** Coleman, O'Dell and Plummer.

In the matter of Consent Order File Number 2020-02702 N A H Enterprises Inc., t/a Reliable Waterproofing & Masonry the board reviewed the Consent Order as seen and agreed to by N A H Enterprises Inc., t/a Reliable Waterproofing & Masonry.

N A H Enterprises Inc., t/a Reliable Waterproofing & Masonry (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Mr. Oliver seconded by Mr. Magruder to ratify the proposed Consent Order offer wherein N A H Enterprises Inc., t/a Reliable Waterproofing & Masonry, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

N A H Enterprises Inc., t/a Reliable Waterproofing & Masonry consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-260:B.26 \$650.00

N A H Enterprises Inc., t/a Reliable Waterproofing & Masonry agrees to Board costs of **\$150.00**.

Total fines and costs of \$800.00

Further, N A H Enterprises Inc., t/a Reliable Waterproofing & Masonry 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 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman,

File Number
2020-02702
N A H Enterprises
Inc., t/a Reliable
Waterproofing &
Masonry

O'Dell and Plummer.

In the matter of Consent Order File Number 2020-02819 Universal Pest & Termite Elite LLC the board reviewed the Consent Order as seen and agreed to by Universal Pest & Termite Elite LLC.

File Number
2020-02819
Universal Pest &
Termite Elite LLC

Universal Pest & Termite Elite LLC (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

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

Universal Pest & Termite Elite LLC consents to the following violations of the Board's Regulations:

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

Universal Pest & Termite Elite LLC agrees to Board costs of **\$150.00**.

Total fines and costs of \$1,000.00

Further, Universal Pest & Termite Elite 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 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None. **Abstain:** None. **Absent:** Coleman, O'Dell and Plummer.

In the matter of Consent Order File Number 2020-02856 A V Contractors LLC the board reviewed the Consent Order as seen and agreed to by A V Contractors LLC.

File Number
2020-02856
A V Contractors
LLC

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

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

A V Contractors LLC consents to the following violations of the Board's Regulations:

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

Count 2: 18 VAC 50-22-260.B.6 \$800.00

A V Contractors LLC agrees to Board costs of **\$150.00**.

Total fines and costs of \$1,350.00

Further, A V Contractors 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 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

In the matter of Consent Order File Number 2021-00236 A V Contractors LLC the board reviewed the Consent Order as seen and agreed to by A V Contractors LLC.

File Number
2021-00236
A V Contractors
LLC

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

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

A V Contractors LLC consents to the following violations of the Board's Regulations:

- Count 1: 18 VAC 50-22-260.B.8 \$400.00**
- Count 2: 18 VAC 50-22-260.B.6 \$800.00**

A V Contractors LLC agrees to Board costs of **\$150.00**.

Total fines and costs of \$1,350.00

Further, A V Contractors 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 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

In the matter of Consent Order File Number 2020-02939 Bay Crawlspace Solutions LLC the board reviewed the Consent Order as seen and agreed to by Bay Crawlspace Solutions LLC

File Number
2020-02939
Bay Crawlspace
Solutions LLC

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

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

Bay Crawlspace Solutions LLC consents to the following violations of the Board's Regulations:

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

Bay Crawlspace Solutions LLC agrees to Board costs of \$150.00.

Total fines and costs of \$1,400.00

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

The motion was approved with a vote of 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

In the matter of Consent Order File Number 2021-00166 Majesty Homes Inc. the board reviewed the Consent Order as seen and agreed to by Majesty Homes Inc.

File Number
2021-00166
Majesty Homes Inc.

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

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

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

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

Majesty Homes Inc. agrees to Board costs of \$150.00

Total fines and costs of \$550.00

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

The motion was approved with a vote of 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

In the matter of Consent Order File Number 2021-00299 Majesty Homes Inc. the board reviewed the Consent Order as seen and agreed to by Majesty Homes Inc.

File Number
2021-00299
Majesty Homes Inc.

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

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

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

Count 1: 18 VAC 50-22-260.B.15 \$1,450.00

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

Total fines and costs of \$1,600.00

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

The motion was approved with a vote of 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

In the matter of Consent Order File Number 2021-00303 Commonwealth Renovations LLC the board reviewed the Consent Order as seen and agreed to by On Commonwealth Renovations LLC.

File Number
2021-00303
Commonwealth
Renovations LLC

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

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

Commonwealth Renovations 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.33 \$850.00

Commonwealth Renovations LLC agrees to Board costs of **\$150.00**.

Total fines and costs of \$1,800.00

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

The motion was approved with a vote of 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

In the matter of Consent Order File Number 2021-00350 Marbin N Gutierrez the board reviewed the Consent Order as seen and agreed to by Marbin N Gutierrez.

File Number
2021-00350
Marbin N Gutierrez

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

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

Marbin N Gutierrez consents to the following violations of the Board's Regulations:

Count 1:	18 VAC 50-22-260.B	\$650.00
Count 2:	18 VAC 50-22-260.B.6	\$800.00
Count 3:	18 VAC 50-22-260.B.25	\$1,000.00

Marbin N Gutierrez agrees to Board costs of **\$150.00**.

Total fines and costs of \$2,600.00

Further, Marbin N 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 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

In the matter of Consent Order File Number 2021-01041 Heritage Contracting LLC the board reviewed the Consent Order as seen and agreed to by Heritage Contracting LLC.

File Number
2021-01041
Heritage
Contracting LLC

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

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

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

Count 1:	18 VAC 50-22-260.B.29	\$700.00
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Heritage Contracting LLC agree to Board costs of **\$150.00**.

Total fines and costs of \$850.00

Further, Heritage 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 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. Nays: None Abstain: None Absent: Coleman, O'Dell and Plummer.

In the matter of Consent Order File Number 2021-01046 James River Interiors Inc., the board reviewed the Consent Order as seen and agreed to by James River Interiors Inc.

File Number
2021-01046
James River
Interiors Inc.

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

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

James River Interiors Inc. consents to the following violations of the Board's Regulations:

Count 1:	18 VAC 50-22-260.B.29	\$750.00
Count 2:	18 VAC 50-22-260.B.29	\$750.00
Count 3:	18 VAC 50-22-260.B.29	\$750.00
Count 4:	18 VAC 50-22-260.B.29	\$750.00

James River Interiors Inc. to Board costs of \$150.00.

Total fines and costs of \$3,150.00

In addition, the Board shall waive imposition of the \$750:00 monetary penalty for Count 3 and Count 4.

Further, James River Interiors 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 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. Nays: None Abstain: None Absent: Coleman, O'Dell and Plummer.

In the matter of Consent Order File Number 2021-01125 Franciscus Homes Inc. the board reviewed the Consent Order as seen and agreed to by Franciscus Homes Inc.

File Number
2021-01125
Franciscus Homes
Inc.

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

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

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

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

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

Total fines and costs of \$850.00

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

The motion was approved with a vote of 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

In the matter of Consent Order File Number 2021-01179 Baylor Corporation, the board reviewed the Consent Order as seen and agreed to by Baylor Corporation.

File Number
2021-01179
Baylor Corporation

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

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

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

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

Baylor Corporation agrees to Board costs of **\$150.00**.

Total fines and costs of \$850.00

Further, Baylor 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 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

NEW BUSINESS

NEW BUSINESS

Education Provider Applications

Education Provider Applications

Adrienne Mayo, Regulatory Board Administrator addressed the Board:

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

Ms. Mayo shared that the Committee recommends approval for:

JATC – Washington DC

JATC – Washington DC – 1 online Continuing Education ELE Course and 1 online Vocational Education ELE Course

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

The motion was approved with a vote of 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

Ms. Mayo shared that the Committee recommends approval for:

Milby Company

Milby Company – 1 online Certified Water Well Systems Provider course.

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

The motion was approved with a vote of 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

Ms. Mayo shared that the Committee recommends approval for:

Virginia Technical Institute

Virginia Technical Institute – 5 classroom and virtual Vocational HVAC worker courses, 4 classroom and virtual Vocational Electrical courses, 4 classroom and virtual Vocational Plumbing courses.

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

The motion was approved with a vote of 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O'Dell and Plummer.

Regulatory Review

Regulatory Review

Eric Olson, Executive Director provided the Board an update that the Board for Contractors proposed regulation for Separation of SDS Specialty - Conventional and Alternative, and the Individual License and Certification Regulation to Amend the Backflow Vocational Training Requirement are still at the Secretary's office.

Remedial Education Report

Remedial Education Report

Eric Olson, Executive Director, and Marjorie King, Board Administrator provided the Board an update on remedial education information, including the continued positive responses received from the evaluations submitted by participants.

At its last meeting on March 9, 2021 Mr. Olson, informed the Board staff is still exploring alternative options for Remedial Education. The Boards Remedial Education Class will now include a presentation by Board staff from the Department of Taxation for the Misclassification Specialty.

Application Review Committee

At its Committee Meeting Eric Olson Executive Director, addressed the Committee about its current application review status. With the current amount of applications being submitted to the Board for Contractions licensing staff, Mr. Olson recommended expanding the current number of review committee members. The Committee voted to add Mr. Groh and Mr. Middleton the Application Review Committee.

Application Review Committee

A motion was made by Mr. Redifer seconded by Mr. Mitchell to accept the Committee's recommendation to expand the Application Review Committee to include Mr. Groh and Mr. Middleton.

The motion was approved with a vote of 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. Nays: None Abstain: None Absent: Coleman, O'Dell and Plummer.

2019-01441 - Marcel's Home Building & Improvement, LLC

Mr. Olson presented a letter he received on April 12, 2021 from Paul Miller (Counsel) for 2019-01441 - Marcel's Home Building & Improvement, LLC. In the letter Mr. Miller requested that the revocation be stayed during the course of the appeal process. Mr. Olson explained to the Board that, while fines were automatically stayed upon appeal, the revocation does not. Historically, the Board has granted a six month stay in such instances and that Mr. Miller had indicated in subsequent correspondence, that he would be able to have the case heard within the six month window. The letter was made as part of the record.

2019-01441 - Marcel's Home Building & Improvement, LLC

A motion was made by Ms. King and seconded by Mr. Middleton to grant a 6 month stay of license revocation though October 31, 2021.

The motion was approved with a vote of 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. Nays: None Abstain: None Absent: Coleman, O'Dell and Plummer.

PMPV/PHCC Letter

Mr. Olson, Executive Director informed the Board at its Committee Meeting on March 9, 2021 the Committee received a letter from Virginia Plumbing-Heating-Cooling Contractors Association (PHCC). The letter expressed concerns over the Boards interpretation of regulations regarding contracts, and when routine maintenance would be considered contracting, and require a contract.

PMPV/PHCC

After discussion, the Committee chose to wait until the next Committee Meeting on April 20, 2021, after the Board has ruled on cases that involved the issue of maintenance work, to determine if the interpretation should be amended based on the concerns brought up by PHCC.

At its April 20, 2021 Committee Meeting the Committee again reviewed the current Routine Maintenance definition.

“Routine Maintenance” The definition of “routine maintenance” as used in the Board for Contractors Regulations means: “Recurring, preventative, and on-going activity necessary to delay or prevent the failure of a building, equipment, machinery, plant, or system, against normal wear and tear and is generally set by the manufacturer, the USBC, or by generally accepted practices within the industry.”

After much discussion the Committee agreed that changes to the Boards current Routine Maintenance Agreement does not require any amendments at this time. The Committee instead, instructed staff to review the current Routine Maintenance definition with its Investigations Departments and to have a Technical Review done by a Board Member when needed.

A motion was made by Mr. Redifer and seconded by Mr. Magruder to accept the Committees recommendation to not make any amendments the current Routine Maintenance definition at this time, and to instruct staff to review the current Routine Maintenance definition with its Investigations Departments and to have a Technical Review done by a Board Member when needed.

The motion was approved with a vote of 12-0-0. Ayes: Hux, King, Redifer, Middleton, Ayres, Oliver, Groh, Mitchell, Tomlin, Magruder, Johnson and Lowe. **Nays:** None **Abstain:** None **Absent:** Coleman, O’Dell and Plummer.

8. Other Board Business

None

Other Board Business

9. Completion of Paper work

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

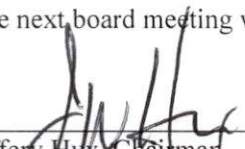
Completion of Paper work

10. Adjournment

Chairman, Hux thanked the Board and Staff and adjourned the meeting at 12:20 P.M.

Adjournment

The next board meeting will be **June 8, 2021**



Jeffery Hux, Chairman



Date



Mary Broz-Vaughan, Director



Date

Copy teste:

_____ Custodian of the Record

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

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

1. Name Doug Lowe
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors
(Name of Board)
4. Meeting/IFF Date: 04/20/2021
5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction:

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

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

or

I did not participate in the transaction.

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


Signature

April 20, 2021
Date

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

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

1. Name James Oliver
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors
(Name of Board)
4. Meeting/IFF Date: 04/20/2021
5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction:

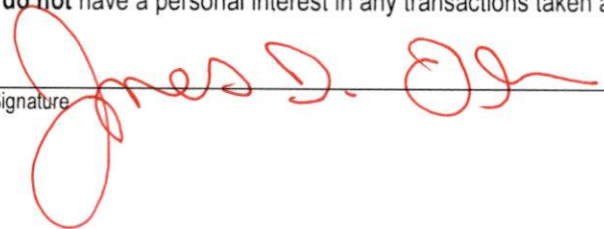
I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

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

or

I did not participate in the transaction.

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

Signature  Date April 20, 2021

**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: 04/20/2021
5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction:

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

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

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

Deborah Tomlin
Signature

April 20, 2021
Date

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

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

1. Name Gene Magruder
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors
(Name of Board)
4. Meeting/IFF Date: 04/20/2021
5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction:

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

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

or

I did not participate in the transaction.

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

Gene E. Magruder
Signature

April 20, 2021

Date

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

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

1. Name Jeffrey W Hux
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors
(Name of Board)
4. Meeting/IFF Date: 04/20/2021
5. I have a personal interest in the following transaction:

(Agenda Item)

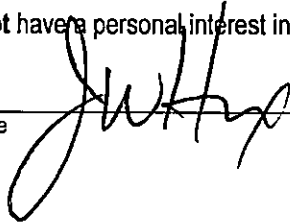
Nature of Personal Interest Affected by Transaction:

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

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

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

Signature



04/20/2021

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: 04/20/2021
5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction:

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

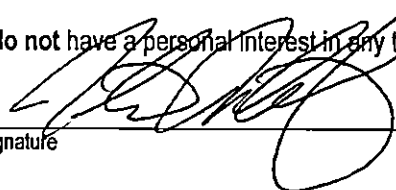
I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

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

Signature



April 20, 2021

Date

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

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

1. Name Donald Groh
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors
(Name of Board)
4. Meeting/IFF Date: 04/20/2021
5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction:

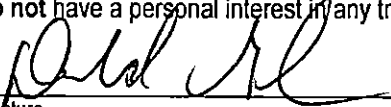
I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

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

or

I did not participate in the transaction.

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


Signature

04/20/2021

Date

**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: 04/20/2021
5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction:

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

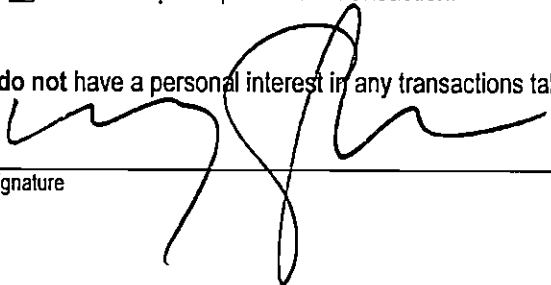
I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

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

Signature



April 20, 2021

Date

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

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

1. Name Caitlin King
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors
(Name of Board)
4. Meeting/IFF Date: 04/20/2021

5. I have a personal interest in the following transaction:
C20 - Landscape Elements
(Agenda Item)

Nature of Personal Interest Affected by Transaction:

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.

Signature _____

April 20, 2021

Date _____

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

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

1. Name Shawn Mitchell
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors
(Name of Board)
4. Meeting/IFF Date: 04/20/2021
5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction:

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

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

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

Shawn Mitchell
Signature

April 20, 2021
Date