

## BOARD FOR CONTRACTORS BOARD MEETING

The Board for Contractors met on Tuesday, **June 18, 2024**, at the Department of Professional and Occupational Regulation (DPOR), 9960 Mayland Drive, Richmond, Virginia. The members indicated below were present. All members present were 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.

Board member(s) present for the meeting:

Caitlin King, Chair  
Wiley “Bif” Johnson, Vice-Chair  
Basil Crider  
James Spencer  
Nathan Trice  
Doug Lowe  
Ralph Costen  
Francis McGonegal  
Jerry Heinline  
Jacalyn Jones  
Donald Groh

Board member(s) absent from the meeting:

Kevin Saucedo-Broach  
Alex White  
Rudolph Burwell  
Taylor Brannon  
Gerald Burr, Jr.

Joshua Laws, Board Counsel, was present at the meeting.

Jacob French, Board Counsel Intern, was present at the meeting.

Gaby Rengifo, Board Liaison, was present at the meeting.

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

Steve Kirschner, LRPD Deputy Director  
Tom Payne, CID Deputy Director  
Marjorie King, Executive Director  
Mary Charity, Licensing Operations Administrator  
Lisa Robinson, Licensing Operations Administrator  
Stephanie Keuther, Administrative Coordinator  
Christina Cottone, Licensing Processor

1. **Chair, King** called the June 18, 2024, Board for Contractors Meeting to order at 10:20 A.M.  
**Chair, King** declared a quorum of Board members are in attendance.

**Call  
To Order**

**Marjorie King, Executive Director** reviewed the emergency egress procedures with the Board and members of the public.

**Emergency  
Egress**

2. **Mr. Spencer made a motion, seconded by Mr. Trice**, to adopt the agenda of the June 18, 2024, Board for Contractors meeting.

**Approval of the  
Agenda**

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

3. **Mr. Spencer made a motion, seconded by Mr. Groh**, to approve the draft minutes of the May 7, 2024, Board for Contractors meeting as presented.

**Minutes**

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

#### **4. Public Comment**

**Public  
Comment**

**Chair, King** opened the public comment period of the meeting.

With no one wishing to come forward, Chair, King closed the public comment period of the meeting.

#### **5. RF Prima Facie, RF and Licensing Case Files**

**Prima Facie  
Recovery Fund  
Cases**

##### **Prima Facie Recovery Fund Cases**

**In the matter of Prima Facie Recovery Fund File Number 2024-01772, Janet Elizabeth Allen (Claimant) and Trinity Building Company, 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  
2024-01772  
Janet Elizabeth  
Allen  
(Claimant)**

Janet Elizabeth Allen (Claimant) did not attend the Board meeting in person, by counsel, or by any other qualified representative.

**After discussion, Mr. Johnson made a motion, seconded by Mr. Spencer,** 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 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 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**In the matter of Prima Facie Recovery Fund File Number 2024-01312, Melissa Ly (Claimant) and All American Roofing Co. (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**  
**2024-01312**  
**Melissa Ly**  
**(Claimant)**

Melissa Ly (Claimant) did not attend the Board meeting in person, by counsel, or by any other qualified representative.

**After discussion, Mr. Johnson made a motion, seconded by Mr. Spencer,** to adopt the claim review, which contains the facts regarding the recovery fund claim in this matter, and to adopt the revised 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 **\$8,062.00**. Pursuant to 54.1-1123 (B), payments may be reduced on a prorated basis based upon the number of claims received.

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**In the matter of Prima Facie Recovery Fund File Number 2024-01406, Thomas and Kelly Alayu (Claimant) and Marlowe Exteriors 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**  
**2024-01406**  
**Thomas and**  
**Kelly Alayu**  
**(Claimant)**

Thomas and Kelly Alayu (Claimant) attended the Board meeting.

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

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**In the matter of Prima Facie Recovery Fund File Number 2024-02185, Robert Vaszil (Claimant) and Raymend Key Commercial Contracting LLC (Regulant),** the Board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.

**File Number  
2024-02185  
Robert Vaszil  
(Claimant)**

Robert Vaszil (Claimant) did not attend the Board meeting in person, by counsel, or by any other qualified representative.

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

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**In the matter of Prima Facie Recovery Fund File Number 2024-02205, Jeremiah Tyler (Claimant) and Homepros General Contracting LLC (Regulant),** the Board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.

**File Number  
2024-02205  
Jeremiah Tyler  
(Claimant)**

Jeremiah Tyler (Claimant) did not attend the Board meeting in person, by counsel, or by any other qualified representative.

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

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**Recovery Fund Case Files - None**

**Recovery Fund  
Case Files**

**Licensing Cases Files**

**Licensing Cases  
Files**

**In the matter of License Application, File Number 2024-01052, Immaculate Tile LLC**, The Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number  
2024-01052  
Immaculate  
Tile LLC**

Parker Pappas on behalf of Immaculate Tile LLC (Applicant) participated in the Informal Fact-Finding Conference.

Parker Pappas on behalf of Immaculate Tile LLC (Applicant) attended the Board meeting and agreed with the recommendation.

**After discussion, a motion was made by Mr. Johnson and seconded by Mr. Spencer**, to approve the application for a Class C Contractor License based upon the record and recommendation, and for staff to correct the IFF attendance dates for the applicant in the Summary.

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**In the matter of License Application, File Number 2024-01420, SE Johnson Builders & Restoration LLC**, The Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number  
2024-01420  
SE Johnson  
Builders &  
Restoration  
LLC**

Stanley Earl Johnson, II on behalf of SE Johnson Builders & Restoration LLC (Applicant) participated in the Informal Fact-Finding Conference.

Stanley Earl Johnson, II on behalf of SE Johnson Builders & Restoration LLC (Applicant) attended the Board meeting and agreed with the recommendation.

**After discussion, a motion was made by Mr. Johnson and seconded by Mr. Spencer**, to approve the application for a Class B Contractor License based upon the record and recommendation.

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**In the matter of License Application, File Number 2024-01667, Reginald Rajard Jackson**, The Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number  
2024-01667  
Reginald  
Rajard Jackson**

Reginald Rajard Jackson (Applicant) participated in the Informal Fact-Finding Conference.

Reginald Rajard Jackson (Applicant) attended the Board meeting and agreed with the recommendation.

**After discussion, a motion was made by Mr. Johnson and seconded by Mr. Spencer,** to approve the application for a Journeyman HVA Tradesman based upon the record and recommendation.

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**In the matter of License Application, File Number 2024-01421, All N One Construction Company,** The Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number**  
**2024-01421**  
**All N One**  
**Construction**  
**Company**

Sergio Antonio Ramos on behalf of All N One Construction Company (Applicant) participated in the Informal Fact-Finding Conference.

Sergio Antonio Ramos on behalf of All N One Construction Company (Applicant) attended the Board meeting and disagreed with the recommendation.

**After discussion, a motion was made by Mr. Johnson and seconded by Mr. Spencer,** to deny the application for a Class A Contractors License based upon the record and recommendation.

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**In the matter of License Application, File Number 2024-01422, Jolver Gonzalo Vargas Archila,** The Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number**  
**2024-01422**  
**Jolver Gonzalo**  
**Vargas Archila**

Jolver Gonzalo Vargas Archila (Applicant) participated in the Informal Fact-Finding Conference.

Jolver Gonzalo Vargas Archila (Applicant) did not attend the Board meeting in person, by counsel, or by any other qualified representative.

**After discussion, a motion was made by Mr. Johnson and seconded by Mr. Spencer,** to approve the application for a Master HVA Tradesman License contingent on Vargas's completion of the Board's remedial education class within ninety (90) days of the decision by the Board.

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**In the matter of License Application, File Number 2024-01675, Lakeside Homes, LLC,** The Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number  
2024-01675  
Lakeside  
Homes, LLC**

Devin T. Finan on behalf of Lakeside Homes, LLC (Applicant) participated in the Informal Fact-Finding Conference.

Frederick Charles Harris on behalf of Lakeside Homes, LLC (Witness) attended the Board meeting and agreed with the recommendation.

**After discussion, a motion was made by Mr. Johnson and seconded by Mr. Spencer,** to approve the application for a Class A Contractors License based upon the record and recommendation.

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

## **6. DISCIPLINARY CASES & RATIFICATION OF CONSENT ORDERS**

### **Disciplinary Case File**

**Disciplinary  
Case File**

**In the matter of Disciplinary File Number 2023-01705, Atlantic Custom 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  
2023-01705  
Atlantic  
Custom  
Builders, LLC**

Presiding Board Member, Costen was not present, did not participate in the discussion, and did not vote.

David White on behalf of Atlantic Custom Builders, LLC (Regulant) and John O'Malley (Counsel) participated in the Informal Fact-Finding Conference.

John O'Malley (Counsel) on behalf of Atlantic Custom Builders, LLC (attended the Board Meeting and partially agreed with the recommendation.

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

The Board finds substantial evidence that Atlantic Custom 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.15**

**Count 4: 18 VAC 50-22-260.B.29**

**The motion was approved with a vote of 10-0-1. Ayes:** King, Johnson, Lowe, Trice, Spencer, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** Costen. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**After discussion, a motion was made by Mr. Johnson, seconded by Mr. Spencer,** to correct a typographical error on the Summary. In addition, for violations of Count 4, the Board voted to increase the monetary penalty due to the severity of the violations and impose the following sanctions:

**Count 1: \$200.00 And Remedial Education**

**Count 2: \$450.00 And Remedial Education**

**Count 3: \$1,450.00 And Remedial Education**

**Count 4: \$1,000.00 And Remedial Education (Four violations at \$250.00 each)**

**Total: \$3,100.00**

**The motion was approved with a vote of 10-0-1. Ayes:** King, Johnson, Lowe, Trice, Spencer, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** Costen. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**In the matter of Disciplinary File Number 2023-02053, TTM Consultants LLC t/a Unlimited 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  
2023-02053  
TTM  
Consultants  
LLC t/a  
Unlimited  
Builders LLC**

Presiding Board Member, Burr was not present, did not participate in the discussion, and did not vote.

Victor Morrison on behalf of Unlimited Builders (Regulant) participated in the Informal Fact-Finding Conference.

Victor Morrison on behalf of Unlimited Builders (Regulant) did not attend the Board Meeting in person, by counsel, or by any other qualified representative.

**After discussion, a motion was made by Mr. Johnson, seconded by Mr. Spencer,** 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 Unlimited Builders violated the following:

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

**Count 2: 18 VAC 50-22-210**

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.



**After discussion, a motion was made by Mr. Johnson, seconded by Mr. Spencer,** to impose the following violations.

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

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**In the matter of Disciplinary File Number 2023-02880, Castle Contracting & Inspections 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**  
**2023-02880**  
**Castle**  
**Contracting &**  
**Inspections**  
**LLC**

Presiding Board Member, Burr was not present did not participate in the discussion and did not vote.

John Sparks on behalf of Castle Contracting (Regulant) participated in the Informal Fact-Finding Conference.

John Sparks on behalf of Castle Contracting (Regulant) did not attend the Board meeting in person, by counsel, or by any other qualified representative.

**After discussion, a motion was made by Mr. Johnson, seconded by Mr. Spencer,** 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 Castle Contracting violated the following:

**Count 1:   18 VAC 50-22-260.B.15**

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**After discussion, a motion was made by Mr. Johnson, seconded by Mr. Spencer,** to impose the following sanctions:

**Count 1:       \$1,450.00   And Remedial Education**  
  
**Total:        \$1,450.00**

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**In the matter of Disciplinary File Number 2023-02656, Loudoun Residential Improvement LC**, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number  
2023-02656  
Loudoun  
Residential  
Improvement  
LC**

Presiding Board Member, Burr was not present, did not participate in the discussion, and did not vote.

Eric Adamski on behalf of Loudoun Residential Improvement LC (Regulant) participated in the Informal Fact-Finding Conference.

Eric Adamski on behalf of Loudoun Residential Improvement LC did not attend the Board meeting in person, by counsel, or by any other qualified representative.

**After discussion, a motion was made by Mr. Johnson, seconded by Mr. Spencer**, 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 Loudoun Residential Improvement LC violated the following:

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

**Count 2: 18 VAC 50-22-230.B**

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**After discussion, a motion was made by Mr. Johnson, seconded by Mr. Spencer**, to impose the following sanctions:

**Count 1: \$750.00 And Remedial Education**

**Count 1: \$600.00 And Remedial Education**

**Total: \$1,350.00**

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**In the matter of Disciplinary File Number 2023-03126, CJ Howard 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  
2023-03126  
CJ Howard  
LLC**

Presiding Board Member, Jones was not present did not participate in the discussion and did not vote.

Christopher Howard Reynolds on behalf of CJ Howard LLC (Regulant) participated in the Informal Fact-Finding Conference.

Christopher Howard Reynolds on behalf of CJ Howard LLC (Regulant) attended the Board Meeting and agreed with the recommendation.

**After discussion, a motion was made by Mr. Johnson, and seconded by Mr. Spencer,** 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 CJ Howard LLC violated the following:

- Count 1: 18 VAC 50-22-260.B.31**
- Count 2: 18 VAC 50-22-260.B.29**
- Count 3: 18 VAC 50-22-260.B.15**
- Count 4: 18 VAC 50-22-260.B.16**

**The motion was approved with a vote of 10-0-1. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, and McGonegal. **Nays:** None. **Abstain:** Jones. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**After discussion, a motion was made by Mr. Johnson, and seconded by Mr. Spencer,** to impose the following sanctions:

- Count 1: \$900.00 And Remedial Education (Two violations at \$450.00 each)**
- Count 2: \$950.00 And Remedial Education**
- Count 3: \$1,450.00 And Remedial Education And probation with terms**
- Count 4: \$1,300.00 And Remedial Education And probation with terms**
  
- Total: \$4,600.00**

**The motion was approved with a vote of 10-0-1. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, and McGonegal. **Nays:** None. **Abstain:** Jones. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**In the matter of Disciplinary File Number 2023-02459, Homeguard Roofing and Restoration LLC, t/a Homeguard Renovations,** the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number  
2023-02459  
Homeguard  
Roofing and  
Restoration  
LLC, t/a  
Homeguard  
Renovations**

Presiding Board Member Jones was not present, did not participate in the discussion, and did not vote.

Neither Homeguard Roofing and Restoration LLC, t/a Homeguard Renovations, Respondent, or anyone on its behalf appeared at the IFF.

Homeguard Roofing and Restoration LLC, t/a Homeguard Renovations (Regulant) did not attend the Board meeting in person, by counsel, or by any other qualified representative.

**After discussion, a motion was made by Mr. Johnson, and seconded by Mr. Spencer,** 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 Homeguard Roofing and Restoration LLC, t/a Homeguard Renovations violated the following:

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

**Count 2: 18 VAC 50-22-230.B**

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

**The motion was approved with a vote of 10-0-1. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, and McGonegal. **Nays:** None. **Abstain:** Jones. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**After discussion, a motion was made by Mr. Johnson, and seconded by Mr. Spencer,** to amend the recommended sanction for Count 3 to revoke the license due to the severity of the violation and impose the following sanctions:

**Count 1: \$2,400.00 And Remedial Education And probation with terms**

**(Two violations at \$1,200.00 each)**

**Count 2: \$600.00 And Remedial Education**

**Count 3: \$1,350.00 And Remedial Education And License Revocation**

**Total: \$4,350.00**

**The motion was approved with a vote of 10-0-1. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, and McGonegal. **Nays:** None. **Abstain:** Jones. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**In the matter of Disciplinary File Number 2023-02885, Homeguard Roofing and Restoration LLC, t/a Homeguard Renovations,** the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

Presiding Board Member, Jones was not present, did not participate in the discussion, and did not vote.

Neither Homeguard Roofing and Restoration LLC, t/a Homeguard Renovations, Respondent, or anyone on its behalf appeared at the IFF.

Homeguard Roofing and Restoration LLC, t/a Homeguard Renovations (Regulant) did not attend the Board meeting in person, by counsel, or by any other qualified representative.

**After discussion, a motion was made by Mr. Johnson, and seconded by Mr. Spencer,** 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 Homeguard Roofing and Restoration LLC, t/a Homeguard Renovations violated the following:

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

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

**Count 3: 18 VAC 50-22-260.B.30**

**File Number  
2023-02885  
Homeguard  
Roofing and  
Restoration  
LLC, t/a  
Homeguard  
Renovations**

**The motion was approved with a vote of 10-0-1. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, and McGonegal. **Nays:** None. **Abstain:** Jones. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**After discussion, a motion was made by Mr. Johnson, and seconded by Mr. Spencer,** to impose the following sanctions:

**Count 1: \$450.00 And Remedial Education**

**Count 2: \$1,200.00 And Remedial Education**

**Count 3: \$1,200.00 And Remedial Education**

**Total: \$1,850.00**

**The motion was approved with a vote of 10-0-1. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, and McGonegal. **Nays:** None. **Abstain:** Jones. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**In the matter of Disciplinary File Number 2023-01584, Newell Group Inc. t/a Design Pro Remodeling,** the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number  
2023-01584  
Newell Group  
Inc. t/a Design  
Pro  
Remodeling**

Presiding Board Members, Jones and Crider were not present, did not participate in the discussion, and did not vote.

Jeffrey David Newell on behalf of Newell Group Inc. t/a Design Pro Remodeling (Regulant) and Sameera Ali (Counsel) participated in the Informal Fact-Finding Conference.

Newell Group Inc. t/a Design Pro Remodeling (Regulant) did not attend the Board meeting in person, by counsel, or by any other qualified representative.

**After discussion, a motion was made by Mr. Johnson, and seconded by Mr. Spencer,** 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 Newell Group Inc. t/a Design Pro Remodeling violated the following:

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

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

**Count 3: 18 VAC 50-22-260.B.5**

**The motion was approved with a vote of 9-0-2. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, and McGonegal. **Nays:** None. **Abstain:** Jones and Crider. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**After discussion, a motion was made by Mr. Johnson, and seconded by Mr. Spencer,** to impose the following sanctions:

**Count 1: \$450.00 And Remedial Education**  
**Count 2: \$750.00 And Remedial Education**  
**Count 3: \$1,450.00 And Remedial Education**

**Total: \$2,650.00**

**The motion was approved with a vote of 9-0-2. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, and McGonegal. **Nays:** None. **Abstain:** Jones and Crider. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**In the matter of Disciplinary File Number 2023-02597, Beach Brothers Contracting of Tidewater 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**  
**2023-02597**  
**Beach Brothers**  
**Contracting of**  
**Tidewater Inc.**

Presiding Board Member Trice was not present, did not participate in the discussion, and did not vote.

Neither Beach Brothers Contracting of Tidewater Inc. (Regulant) or anyone on its behalf appeared at the IFF.

Beach Brothers Contracting of Tidewater Inc. (Regulant) did not attend the Board meeting in person, by counsel, or by any other qualified representative.

**After discussion, a motion was made by Mr. Johnson, and seconded by Mr. Spencer,** 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 Beach Brothers Contracting of Tidewater Inc. violated the following:

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

**The motion was approved with a vote of 10-0-1. Ayes:** King, Johnson, Lowe, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** Trice. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**After discussion, a motion was made by Mr. Johnson, and seconded by Mr. Spencer,** to impose the following sanctions:

**Count 1: \$3,500.00 And License Revocation (Two violations at (\$1,750.00 each))**

**Total: \$3,500.00**

**The motion was approved with a vote of 10-0-1. Ayes:** King, Johnson, Lowe, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** Trice. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**In the matter of Disciplinary File Number 2023-02626, Amazing Skylights, 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  
2023-02626  
Amazing  
Skylights, Inc.**

Presiding Board Member Trice was not present, did not participate in the discussion, and did not vote.

Neither Amazing Skylights, Inc. (Regulant), Respondent, or anyone on its behalf appeared at the IFF.

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

Amazing Skylights, Inc. submitted documentation requesting the case be remanded back to an IFF so that they may submit information.

**After discussion, a motion was made by Mr. Johnson, and seconded by Mr. Spencer,** to remand the case back to the Adjudication Department for the purpose of reconvening the IFF.

**The motion was approved with a vote of 10-0-1. Ayes:** King, Johnson, Lowe, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** Trice. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**In the matter of Disciplinary File Number 2023-03065, Alfonso Ruiz,** the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number  
2023-03065  
Alfonso Ruiz**

Presiding Board Member Trice was not present, did not participate in the discussion, and did not vote.

Alfonso Ruiz (Regulant) participated in the Informal Fact-Finding Conference.

Alfonso Ruiz (Regulant) did not attend the Board meeting in person, by counsel, or by any other qualified representative.

**After discussion, a motion was made by Mr. Johnson, and seconded by Mr. Spencer,** 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 Alfonso Ruiz violated the following:

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

**The motion was approved with a vote of 10-0-1. Ayes:** King, Johnson, Lowe, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** Trice. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**After discussion, a motion was made by Mr. Johnson, and seconded by Mr. Spencer,** to impose the following sanctions:

**Count 1: \$800.00 And Remedial Education And probation with terms**

**Total: \$800.00**

**The motion was approved with a vote of 10-0-1. Ayes:** King, Johnson, Lowe, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** Trice. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**In the matter of Disciplinary File Number 2023-02368, Anything Electrical 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**  
**2023-02368**  
**Anything**  
**Electrical LLC**

Presiding Board Member Burwell was not present, did not participate in the discussion, and did not vote.

Timothy Johnson, on behalf of Anything Electrical LLC (Regulant) and Patric C. Henry (Counsel) participated in the Informal Fact-Finding Conference.

Timothy Johnson, on behalf of Anything Electrical LLC (Regulant) and Patric C. Henry (Counsel) attended the Board Meeting and agreed with the recommendation.

**After discussion, a motion was made by Mr. Johnson, and seconded by Mr. Spencer,** 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 Anything Electrical LLC violated the following:

- Count 1: 18 VAC 50-22-260.B.17**
- Count 2: 18 VAC 50-22-260.B.33**

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**After discussion, a motion was made by Mr. Johnson, and seconded by Mr. Spencer,** to amend Count 1 due to Board precedent, and impose remedial education and impose the following sanctions:

- Count 1: \$2,500.00 And Remedial Education And 14 day license suspension**
- Count 2: \$1,000.00 And Remedial Education And 14 day license suspension**

**Total: \$3,500.00**

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**In the matter of Disciplinary File Number 2023-01485, AAA Contracting, LLC,** the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number**  
**2023-01485**



Presiding Board Member King was not present, did not participate in the discussion, and did not vote.

**AAA  
Contracting,  
LLC**

Richard Shaver, Mark Tinnell, Brian Curtis, and Ian Maxwell, on behalf of AAA Contracting, LLC (Regulant) and Robert J. Allen (Counsel) participated in the Informal Fact-Finding Conference.

Robert J. Allen (Counsel) on behalf of AAA Contracting, LLC (Regulant) attended the Board Meeting and agreed with the recommendation.

**After discussion, a motion was made by Mr. Johnson, and seconded by Mr. Spencer,** 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 AAA Contracting, LLC violated the following:

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

**As to Count 1, the Board closes this aspect of the file with a finding of no violation.**

**The motion was approved with a vote of 10-0-1. Ayes:** Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** King. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

#### **Priors**

2023-01485 – On March 1, 2016, AAA Contracting LLC was found in violation of the Board for Contractors Regulations for failure to update its Responsible Management and failure to have all elements required in a residential contract. Consent Order 2015-02742 resulted in a fine of \$1000, \$150 Board cost and assignment to remedial education. Compliance was obtained on June 21, 2016.

On March 13, 2018, AAA Contracting LLC was found in violation of the Board for Contractors Regulations for working outside of their specialty and failure to obtain a permit. Consent Order 2018-00005 resulted in fines of \$2,250. \$150 board cost and assignment to remedial education. Compliance was obtained on April 20, 2018.

On September 11, 2018, AAA Contracting LLC was found in violation of the Board for Contractors Regulations for failure update its Responsible Management, failure to have all required elements in a residential contract, and failure to obtain change orders. Final Order 2018-01244 resulted in fines of \$1,900, \$150 board cost and assignment to remedial education only. Compliance was obtained on September 26, 2018.

On October 30, 2018, AAA Contracting LLC was found in violation of the Board for Contractors Regulations for failure to have all elements in a residential contract, furnishing inaccurate information to the board, receiving a conviction while licensed, and failure to report the conviction. Final Order 2017-01214 resulted in fines of \$1,950 and assignment to remedial education. Compliance was obtained on November 20, 2018.

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On April 30, 2019, AAA Contracting LLC was found in violation of the Board for Contractors Regulations for failure to complete work. Consent Order 2019-00329 resulted in fines of \$1,400, \$150 board cost, assignment to remedial education, and probation for 2 years. Compliance was obtained on October 20, 2021.

On March 9, 2021, AAA Contracting LLC was found in violation of the Board for Contractors Regulations for failure to have all elements in a residential contract and failure to obtain change orders. Consent Order 2021-00088 resulted in fines of \$1,400, \$150 board cost, and assignment to remedial education. Compliance was obtained on June 15, 2021.

On October 26, 2021, AAA Contracting LLC was found in violation of the Board for Contractors Regulations for failure to have all elements in a residential contract. Final Order 2020-02671 resulted in fines of \$2,000. Compliance was obtained on November 14, 2021.

On October 26, 2021, AAA Contracting LLC was found in violation of the Board for Contractors Regulations for failure to have all elements in a residential contract. Final Order 2021-00206 resulted in fines of \$1,000. Compliance was obtained on December 14, 2021.

**After discussion, a motion was made by Mr. Johnson, and seconded by Mr. Spencer, to increase the monetary penalties and to revoke AAA Contracting LLC's license due to prior violations of the same type for Counts 2, 3, 4, and 5, and due to the severity of the violation for Count 5 and impose the following sanctions:**

<b>Count 2:</b>	<b>\$2,500.00</b>	<b>And Remedial Education</b>	<b>And License Revocation</b>
<b>Count 3:</b>	<b>\$2,500.00</b>	<b>And Remedial Education</b>	<b>And License Revocation</b>
<b>Count 4:</b>	<b>\$2,500.00</b>	<b>And Remedial Education</b>	
<b>Count 5:</b>	<b>\$2,400.00</b>	<b>And Remedial Education</b>	

**Total: \$9,900.00**

**The motion was approved with a vote of 10-0-1. Ayes:** Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** King. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**In the matter of Disciplinary File Number 2023-03119, Four Season 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**  
**2023-03119**  
**Four Season**  
**Construction,**  
**Inc.**

Gloria Park on behalf of Four Season Construction, Inc. (Regulant) requested an interpreter. Therefore, this case was continued to the August 6, 2024 Board for Contractors Meeting in order for staff to arrange for accommodations.

**In the matter of Disciplinary File Number 2024-00165, Four Season 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**  
**2024-00165**

Gloria Park on behalf of Four Season Construction, Inc. (Regulant) requested an interpreter. Therefore, this case was continued to the August 6, 2024 Board for Contractors Meeting in order for staff to arrange for accommodations.

**Four Season Construction, Inc.**

**Prima Facie Disciplinary Cases**

**Prima Facie Disciplinary Cases**

**In the matter of Prima Facie Disciplinary File Number 2022-01024 Schadetree Construction LLC**, the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number 2022-01024 Schadetree Construction LLC**

Schadetree Construction LLC did not request an Informal Fact Findings conference.

Schadetree 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. Johnson, and seconded by Mr. Spencer**, to adopt the report of findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board adopts the Recommendation.

The Board finds substantial evidence that Schadetree Construction LLC violated the following:

- Count 1: 18 VAC 50-22-260.B.9**
- Count 2: 18 VAC 50-22-260.B.31**
- Count 3: 18 VAC 50-22-260.B.29**
- Count 4: 18 VAC 50-22-210**

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**After discussion, a motion was made by Mr. Johnson, and seconded by Mr. Spencer**, to impose the following sanctions:

- Count 1: \$450.00 And Remedial Education**
- Count 2: \$450.00 And Remedial Education**
- Count 3: \$750.00 And Remedial Education**
- Count 4: \$550.00 And License Revocation**

**Total: \$2,200.00**

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**In the matter of Prima Facie Disciplinary File Number 2023-02252, Eagle River Construction LLC**, the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number  
2023-02252  
Eagle River  
Construction  
LLC**

Eagle River Construction LLC did not request an Informal Fact Finding conference.

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

**A motion was made by Mr. Johnson, and seconded by Mr. Spencer**, to adopt the report of findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board adopts the Recommendation.

The Board finds substantial evidence that Eagle River Construction LLC violated the following:

- Count 1: 18 VAC 50-22-220.A**
- Count 2: 18 VAC 50-22-220.B**
- Count 3: 18 VAC 50-22-220.C**

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**Priors**  
PFD-2/2023-02252 – On July 19, 2005, Eagle River Construction LLC was found in violation of the Board for Contractors Regulations for failure to update its Responsible Management, failure to use a residential contract, failure to abate a violation of the USBC, and failure to obtain change orders. Consent Order 2005-03513 resulted in a fines of \$1800, \$150 costs, and assignment to remedial education. Compliance was obtained on January 30, 2006.

On October 1, 2013, Eagle River Construction LLC was found in violation of the Board for Contractors Regulations for three counts of assisting another to violate chapter 1 or chapter 11 of title 54.1 of the Code of Virginia. Consent Order 2013-01337 resulted in a fine of \$2,400, \$150 costs, and assignment to remedial education. Compliance was obtained on January 14, 2019.

On October 27, 2020, Eagle River Construction LLC was found in violation of the Board for Contractors Regulations for failure to have all elements in a residential contract, failure to obtain change orders, failure to obtain a building permit, and hiring an unlicensed subcontractor. Consent Order 2020-01576 resulted in a fine of \$2,550, \$150 costs, and assignment to remedial education. Compliance was obtained on June 15, 2021.

On September 7, 2020, Eagle River Construction LLC was found in violation of the Board for Contractors Regulations for failure to comply with the notification requirements of the Virginia Underground Utility Act, failure to obtain change orders, and failure to have all elements in a residential contract. Consent Order 2021-00575 resulted in a fine of \$2,650, \$150 costs, and assignment to remedial education. Compliance was obtained on January 6, 2022.

**After discussion, a motion was made by Mr. Johnson, and seconded by Mr. Spencer**, to amend Counts 1 to \$550.00, Count 2 to \$450.00 and Count 3 to \$550.00 for the severity of prior violations of the same type and impose the following sanctions:

- Count 1: \$550.00 And License Revocation**
- Count 2: \$450.00 And License Revocation**

**Count 3: \$550.00 And License Revocation**

**Total: \$1,550.00**

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**In the matter of Prima Facie Disciplinary File Number 2024-00338 Anthony Scott McGhee, dba McGhee Communications,** the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number  
2024-00338  
Anthony Scott  
McGhee, dba  
McGhee  
Communications**

Anthony Scott McGhee, dba McGhee Communications did not request an Informal Fact Findings conference.

Anthony Scott McGhee, dba McGhee Communications did not attend the Board meeting in person, by counsel, or by any other qualified representative.

**A motion was made by Mr. Johnson, and seconded by Mr. Spencer,** to adopt the report of findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board adopts the Recommendation.

The Board finds substantial evidence that Anthony Scott McGhee, dba McGhee Communications 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.31**
- Count 4: 18 VAC 50-22-260.B.13**

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**After discussion, a motion was made by Mr. Johnson, and seconded by Mr. Spencer,** to impose the following sanctions:

- Count 1: \$450.00 And Remedial Education**
- Count 2: \$800.00 And Remedial Education**
- Count 3: \$450.00 And Remedial Education**
- Count 4: \$1,350.00 And License Revocation**

**Total: \$3,050.00**

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**In the matter of Prima Facie Disciplinary File Number 2024-02438 VEK General Maintenance LLC,** the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number  
2024-02438  
VEK General  
Maintenance  
LLC**

VEK General Maintenance LLC did not request an Informal Fact Findings conference.

VEK General Maintenance LLC did not attend the Board meeting in person, by counsel, or by any other qualified representative.

**A motion was made by Mr. Johnson, and seconded by Mr. Spencer,** to adopt the report of findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board adopts the Recommendation.

The Board finds substantial evidence that VEK General Maintenance LLC violated the following:

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

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

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**After discussion, a motion was made by Mr. Johnson, and seconded by Mr. Spencer,** to impose the following sanctions:

**Count 1: \$1,750.00 And License Revocation**

**Count 2: \$1,150.00 And License Revocation**

**Total: \$2,900.00**

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**In the matter of Prima Facie Disciplinary File Number 2023-03104 Delmarva Construction Inc.,** the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number  
2023-03104  
Delmarva  
Construction  
Inc.**

Delmarva Construction Inc. did not request an Informal Fact Findings conference.

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

**A motion was made by Mr. Johnson, and seconded by Mr. Spencer,** to adopt the report of findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board adopts the Recommendation.

The Board finds substantial evidence that Delmarva Construction Inc. 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.16
- Count 4:** Virginia Code § 54.1-1110

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**After discussion, a motion was made by Mr. Johnson, and seconded by Mr. Spencer,** to impose the following sanctions:

- Count 1:** \$450.00 And Remedial Education
- Count 2:** \$450.00 And Remedial Education
- Count 3:** \$1,800.00 And License Revocation
- Count 4:** \$0.00 And License Revocation

**Total:** \$2,700.00

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**In the matter of Prima Facie Disciplinary File Number 2024-00294 RemodelOn LLC,** the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number**  
**2024-00294**  
**RemodelOn**  
**LLC**

RemodelOn LLC did not request an Informal Fact Finding conference.

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

**A motion was made by Mr. Johnson, and seconded by Mr. Spencer,** to adopt the report of findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board adopts the Recommendation.

The Board finds substantial evidence that RemodelOn LLC violated the following:

- Count 1:** 18 VAC 50-22-260.B.9
- Count 2:** 18 VAC 50-22-260.B.31

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**After discussion, a motion was made by Mr. Johnson, and seconded by Mr. Spencer,** to impose the following sanctions:

**Count 1: \$450.00 And Remedial Education**  
**Count 2: \$900.00 And Remedial Education (Two violations at \$450.00 each)**  
  
**Total: \$1,350.00**

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**In the matter of Prima Facie Disciplinary File Number 2024-00696 Alameda Pool Services LLC** the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number**  
**2024-00696**  
**Alameda Pool**  
**Services LLC**

Alameda Pool Services LLC did not request an Informal Fact Findings conference.

Alameda Pool Services LLC did not attend the Board meeting in person, by counsel, or by any other qualified representative.

**A motion was made by Mr. Johnson, and seconded by Mr. Spencer,** to adopt the report of findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board adopts the Recommendation.

The Board finds substantial evidence that Alameda Pool Services LLC violated the following:

**Count 1: 18 VAC 50-22-230.A**  
**Count 2: 18 VAC 50-22-260.B.9**  
**Count 3: 18 VAC 50-22-260.B.15**  
**Count 4: 18 VAC 50-22-260.B.13**

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**After discussion, a motion was made by Mr. Johnson, and seconded by Mr. Spencer,** to impose the following sanctions:

**Count 1: \$350.00 And Remedial Education**  
**Count 2: \$450.00 And Remedial Education**  
**Count 3: \$1,450.00 And License Revocation**  
**Count 4: \$1,350.00 And License Revocation**  
  
**Total: \$3,600.00**

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.



**In the matter of Prima Facie Disciplinary File Number 2024-00960 Alameda Pool Services LLC**, the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number**  
**2024-00960**  
**Alameda Pool**  
**Services LLC**

Alameda Pool Services LLC did not request an Informal Fact Finding conference.

Alameda Pool Services LLC did not attend the Board meeting in person, by counsel, or by any other qualified representative.

**A motion was made by Mr. Johnson, and seconded by Mr. Spencer**, to adopt the report of findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board adopts the Recommendation.

The Board finds substantial evidence that Alameda Pool Services LLC violated the following:

- Count 1: 18 VAC 50-22-230.A**
- Count 2: 18 VAC 50-22-260.B.8**
- Count 3: 18 VAC 50-22-260.B.9**
- Count 4: 18 VAC 50-22-260.B.15**
- Count 5: 18 VAC 50-22-260.B.30**
- Count 6: 18 VAC 50-22-260.B.13**

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**After discussion, a motion was made by Mr. Johnson, and seconded by Mr. Spencer**, to impose the following sanctions:

- Count 1: \$350.00 And Remedial Education**
- Count 2: \$400.00 And Remedial Education**
- Count 3: \$450.00 And Remedial Education**
- Count 4: \$1,450.00 And License Revocation**
- Count 5: \$1,200.00 And Remedial Education**
- Count 6: \$1,350.00 And License Revocation**

**Total: \$5,200.00**

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**CONSENT ORDER CASE FILES**

**Consent Order  
Case Files**

**In the matter of Consent Order File Number 2023-02702 Antonio Da Costa Azevedo, t/a AGC**, the Board reviewed the Consent Order as seen and agreed to by Antonio Da Costa Azevedo, t/a AGC.

**File Number  
2023-02702  
Antonio Da  
Costa Azevedo,  
t/a AGC**

Antonio Da Costa Azevedo, t/a AGC (Regulant) did not attend the Board meeting in person, by counsel, or by any other qualified representative.

**A motion was made by Mr. Johnson, seconded by Mr. Spencer**, to ratify the proposed Consent Order offer wherein Antonio Da Costa Azevedo, t/a AGC, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Antonio Da Costa Azevedo, t/a AGC consents to the following violations of the Board's regulations:

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

Antonio Da Costa Azevedo, t/a AGC agrees to Board costs of **\$150.00**.

**Total fines and costs of \$950.00**

Further, Antonio Da Costa Azevedo, t/a AGC agrees to have a member of Responsible Management successfully complete a Board approved remedial education class within ninety (90) days of the effective date of this Consent Order.

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**In the matter of Consent Order File Number 2023-02965, USB Construction Inc.** the Board reviewed the Consent Order as seen and agreed to by USB Construction Inc.

**File Number  
2023-02965  
USB  
Construction  
Inc.**

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

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

USB Construction Inc. consents to the following violations of the Board's regulations:

**Count 1: 18 VAC 50-22-260.B.9      \$450.00**

**Count 2: 18 VAC 50-22-260.B.29      \$750.00**

**Count 3: 18 VAC 50-22-260.B.31      \$450.00**

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

**Total fines and costs of \$1,800.00**

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

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**In the matter of Consent Order File Number 2024-00264** Benchmark Heating & Cooling Inc., the Board reviewed the Consent Order as seen and agreed to by Benchmark Heating & Cooling Inc.

**File Number**  
**2024-00264**  
**Benchmark**  
**Heating &**  
**Cooling Inc.**

Benchmark Heating & Cooling Inc. did not attend the Board meeting in person, by counsel, or by any other qualified representative.

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

Benchmark Heating & Cooling Inc. consents to the following violations of the Board's regulations:

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

Benchmark Heating & Cooling Inc. agrees to Board costs of **\$150.00**.

**Total fines and costs of \$1,000.00**

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

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**In the matter of Consent Order File Number 2024-00304** S J Conner and Sons Inc., the Board reviewed the Consent Order as seen and agreed to by S J Conner and Sons Inc.

**File Number**  
**2024-00304**  
**S J Conner and**  
**Sons Inc.**

S J Conner and Sons Inc. (Regulant) did not attend the Board meeting in person, by counsel, or by any other qualified representative.

**A motion was made by Mr. Johnson, and seconded by Mr. Spencer,** to ratify the proposed Consent Order offer wherein S J Conner and Sons Inc., acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

S J Conner and Sons Inc. consents to the following violations of the Board's regulations:

**Count 1: 18 VAC 50-22-260.B.8 \$600.00**

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

S J Conner and Sons Inc. agrees to Board costs of **\$150.00**.

**Total fines and costs of \$1,550.00**

Further, S J Conner and Sons Inc. agrees to have a member of Responsible Management successfully complete a Board approved remedial education class within one hundred and eighty (90) days of the effective date of this Consent Order.

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**In the matter of Consent Order File Number 2024-00391 Pinnacle Flooring Solutions LLC**, the Board reviewed the Consent Order as seen and agreed to by Pinnacle Flooring Solutions LLC.

**File Number**  
**2024-00391**  
**Pinnacle**  
**Flooring**  
**Solutions LLC**

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

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

Pinnacle Flooring Solutions LLC consents to the following violations of the Board's regulations:

**Count 1: 18 VAC 50-22-260.B.9 \$450.00**

Pinnacle Flooring Solutions LLC agrees to Board costs of **\$150.00**.

**Total fines and costs of \$600.00**

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

Further, Pinnacle Flooring 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 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**In the matter of Consent Order File Number 2024-00404 Roto-roooter Services Company**, the Board reviewed the Consent Order as seen and agreed to by Roto-roooter Services Company.

**File Number**  
**2024-00404**

**Roto-rooter  
Services  
Company**

Presiding Board Member, Burr was not present did not participate in the discussion and did not vote.

Gibson Wright (Counsel) on behalf of Roto-rooter Services Company (Regulant) attended the Board meeting.

**A motion was made by Mr. Johnson, and seconded by Mr. Spencer,** to ratify the proposed Consent Order offer wherein Roto-rooter Services Company, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Roto-rooter Services Company 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.5                      \$1,450.00**

Roto-rooter Services Company agrees to Board costs of **\$150.00**.

**Total fines and costs of \$2,450.00**

In addition, Roto-rooter Services Company agrees to a one (1) year probation of its license as of the effective date of this Order. During this one (1) year probation, Roto-rooter Services Company agrees to provide to the Board, on a biannual basis for a period of one (1) year and in a form acceptable to the Board, a written statement from Roto-rooter Services Company that Roto-rooter Services Company is in compliance with the regulations of the Board for Contractors. If Roto-rooter Services Company violates any terms of this probation, its license may be revoked, pending review by the Board.

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

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**In the matter of Consent Order File Number 2024-00582 Roto-rooter Services Company,** the Board reviewed the Consent Order as seen and agreed to by Roto-rooter Services Company.

**File Number  
2024-00582  
Roto-rooter  
Services  
Company**

Gibson Wright (Counsel) on behalf of Roto-rooter Services Company (Regulant) attended the Board meeting.

**A motion was made by Mr. Johnson, and seconded by Mr. Spencer,** to ratify the proposed Consent Order offer wherein Roto-rooter Services Company, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Roto-rooter Services Company consents to the following violations of the Board's regulations:

**Count 1: 18 VAC 50-22-260.B.9 \$450.00**

Roto-rooter Services Company agrees to Board costs of **\$150.00**.

**Total fines and costs of \$600.00**

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

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**In the matter of Consent Order File Number 2023-02922 Swift Creek Capital LLC t/a Paul Davis Of Greater Richmond**, the Board reviewed the Consent Order as seen and agreed to Swift Creek Capital LLC t/a Paul Davis Of Greater Richmond.

**File Number**  
**2023-02922**  
**Swift Creek**  
**Capital LLC t/a**  
**Paul Davis Of**  
**Greater**  
**Richmond**

Swift Creek Capital LLC t/a Paul Davis Of Greater Richmond (Regulant) did not attend the Board meeting in person, by counsel, or by any other qualified representative.

**A motion was made by Mr. Johnson, and seconded by Mr. Spencer**, to ratify the proposed Consent Order offer wherein Swift Creek Capital LLC t/a Paul Davis Of Greater Richmond, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Swift Creek Capital LLC t/a Paul Davis Of Greater Richmond consents to the following violations of the Board's regulations:

**Count 1: 18 VAC 50-22-260.B.31 \$450.00**  
**Count 1: 18 VAC 50-22-260.B.31 \$450.00**

Swift Creek Capital LLC t/a Paul Davis Of Greater Richmond agrees to Board costs of **\$150.00**.

**Total fines and costs of \$1,050.00**

It is noted that a member of Responsible Management for Swift Creek Capital LLC was required to complete Remedial Education pursuant to the terms of the Consent Order entered into May 9, 2023, regarding File No. 2023-00168.

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**In the matter of Consent Order File Number 2024-00210 Ward Contracting LLC** the Board reviewed the Consent Order as seen and agreed to by Ward Contracting LLC.

**File Number**  
**2024-00210**  
**Ward**  
**Contracting**  
**LLC**

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

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

Ward Contracting LLC consents to the following violations of the Board's regulations:

<b>Count 1: 18 VAC 50-22-260.B.9</b>	<b>\$450.00</b>
<b>Count 2: 18 VAC 50-22-260.B.8</b>	<b>\$400.00</b>
<b>Count 3: 18 VAC 50-22-260.B.8</b>	<b>\$400.00</b>
<b>Count 4: 18 VAC 50-22-260.B.31</b>	<b>\$450.00</b>
<b>Count 5: 18 VAC 50-22-260.B.33</b>	<b>\$850.00</b>
<b>Count 6: 18 VAC 50-22-260.B.27</b>	<b>\$800.00</b>

Ward Contracting LLC agrees to Board costs of **\$150.00**.

**Total fines and costs of \$3,500.00**

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

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**In the matter of Consent Order File Number 2024-00519 Jose A Dominguez, t/a D & G Construction** the Board reviewed the Consent Order as seen and agreed to by Jose A Dominguez, t/a D & G Construction

**File Number**  
**2024-00519**

Jose A Dominguez, t/a D & G Construction (Regulant) did not attend the Board meeting in person, by counsel, or by any other qualified representative.

**Jose A**  
**Dominguez, t/a**  
**D & G**  
**Construction**

**A motion was made by Mr. Johnson, and seconded by Mr. Spencer,** to ratify the proposed Consent Order offer wherein Jose A Dominguez, t/a D & G Construction, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Jose A Dominguez, t/a D & G Construction consents to the following violations of the Board's regulations:

<b>Count 1: 18 VAC 50-22-260.B.9</b>	<b>\$450.00</b>
<b>Count 2: 18 VAC 50-22-260.B.9</b>	<b>\$450.00</b>
<b>Count 3: 18 VAC 50-22-260.B.15</b>	<b>\$1,450.00</b>

Harrison Mechanical Inc. agrees to Board costs of **\$150.00**.

**Total fines and costs of \$2,500.00**

In addition, the Board shall waive imposition of the \$450.00 monetary penalty for Count 1 and shall waive imposition of the \$450.00 monetary penalty for Count 2 on condition that Jose A Dominguez 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 18VAC 50-22-260.B.9. If Jose A Dominguez fails to comply with this condition, then the full monetary penalties will be automatically imposed.

It is noted that a copy of Jose A Dominguez's current contract was submitted on May 15, 2024.

Further, Jose A Dominguez, t/a D & G Construction agrees to have a member of Responsible Management successfully complete a Board approved remedial education class within ninety (90) days of the effective date of this Consent Order.

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**In the matter of Consent Order File Number 2024-00598 Xpert Foundations Inc** the Board reviewed the Consent Order as seen and agreed to by Xpert Foundations Inc.

**File Number**  
**2024-00598**  
**Xpert**  
**Foundations Inc**

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

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

Xpert Foundations Inc consents to the following violations of the Board's regulations:

<b>Count 1: 18 VAC 50-22-260.B.9</b>	<b>\$450.00</b>
<b>Count 2: 18 VAC 50-22-260.B.33</b>	<b>\$1,300.00</b>
<b>Count 3: 18 VAC 50-22-260.B.27</b>	<b>\$800.00</b>

Xpert Foundations Inc agrees to Board costs of **\$150.00**.

**Total fines and costs of \$2,700.00**

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

It is acknowledged that on April 29, 2024, Xpert Foundations Inc. provided a contract template that is in compliance with the Board's regulations. Therefore, the Board waives imposition of the \$450.00 monetary penalty for violation of Count 1.

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

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.



**In the matter of Consent Order File Number 2024-00739 Roto-Rooter Services Company** the Board reviewed the Consent Order as seen and agreed to by Roto-Rooter Services Company.

**File Number**  
**2024-00739**  
**Roto-Rooter**  
**Services**  
**Company**

Gibson Wright (Counsel) on behalf of Roto-rooter Services Company (Regulant) attended the Board meeting.

**A motion was made by Mr. Johnson, and seconded by Mr. Spencer,** to ratify the proposed Consent Order offer wherein Roto-Rooter Services Company, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Roto-Rooter Services Company consents to the following violations of the Board's regulations:

<b>Count 1: 18 VAC 50-22-260.B.8</b>	<b>\$400.00</b>
<b>Count 2: 18 VAC 50-22-260.B.9</b>	<b>\$450.00</b>
<b>Count 3: 18 VAC 50-22-260.B.27</b>	<b>\$800.00</b>
<b>Count 4: 18 VAC 50-22-220.A</b>	<b>\$550.00</b>

Roto-Rooter Services Company agrees to Board costs of **\$150.00**.

**Total fines and costs of \$2,350.00**

In addition, for violation of Count 4, Roto-Rooter Services Company agrees to revocation of its license.

The Board shall waive imposition of the license revocation for Count 4 provided Roto-Rooter Services Company agrees to report a change in the officers of the corporation to the Board within ninety (90) days of the effective date of this Order. If Roto-Rooter Services Company fails to comply with these conditions, then the full monetary penalty and license revocation will be automatically imposed.

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

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**In the matter of Consent Order File Number 2024-01020 Country Heating & A/C LLC** the Board reviewed the Consent Order as seen and agreed to by Country Heating & A/C LLC.

**File Number**  
**2024-01020**  
**Country**  
**Heating & A/C**  
**LLC**

Country Heating & A/C LLC (Regulant) did not attend the Board meeting in person, by counsel, or by any other qualified representative.

**A motion was made by Mr. Johnson, and seconded by Mr. Spencer,** to ratify the proposed Consent Order offer wherein Country Heating & A/C LLC, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Country Heating & A/C LLC consents to the following violations of the Board's regulations:

<b>Count 1: 18 VAC 50-22-260.B.27</b>	<b>\$800.00</b>
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**Count 2: 18 VAC 50-22-260.B.33            \$850.00**

Country Heating & A/C LLC agrees to Board costs of **\$150.00**.

**Total fines and costs of \$1,800.00**

In addition, Country Heating & A/C 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 shall waive \$500.00 of the \$800.00 monetary penalty for Count 1 and shall waive \$500.00 of the \$850.00 monetary penalty for Count 2 provided a member of Responsible Management of Country Heating & A/C LLC complies with the above condition. Failure to comply will result in the full monetary penalties being automatically imposed.

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**In the matter of Consent Order File Number 2024-01165 Gary L Yopp Sr, t/a Gary Lewis Yopp Sr** the Board reviewed the Consent Order as seen and agreed to by Gary L Yopp Sr, t/a Gary Lewis Yopp Sr.

**File Number**  
**2024-01165**  
**Gary L Yopp**  
**Sr, t/a Gary**  
**Lewis Yopp Sr**

Gary L Yopp Sr, t/a Gary Lewis Yopp Sr (Regulant) did not attend the Board meeting in person, by counsel, or by any other qualified representative.

**A motion was made by Mr. Johnson, and seconded by Mr. Spencer,** to ratify the proposed Consent Order offer wherein Gary L Yopp Sr, t/a Gary Lewis Yopp Sr, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Gary L Yopp Sr, t/a Gary Lewis Yopp Sr consents to the following violations of the Board's regulations:

**Count 1: 18 VAC 50-22-260.B.9            \$450.00**  
**Count 2: 18 VAC 50-22-260.B.27        \$800.00**

Gary L Yopp Sr, t/a Gary Lewis Yopp Sr agrees to Board costs of **\$150.00**.  
**Total fines and costs of \$1,400.00**

Further, Gary L Yopp Sr, t/a Gary Lewis Yopp Sr agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Consent Order.

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**In the matter of Consent Order File Number 2024-01261 United Enterprises Construction LLC** the Board reviewed the Consent Order as seen and agreed to by United Enterprises Construction LLC.

**File Number**  
**2024-01261**  
**United**  
**Enterprises**  
**Construction**  
**LLC**

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

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

United Enterprises Construction LLC consents to the following violations of the Board's regulations:

**Count 1: 18 VAC 50-22-260.B.29      \$750.00**

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

**Total fines and costs of \$900.00**

Further, United Enterprises 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 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**Chair, King called a recess to the meeting at 11:30 A.M.**  
**Chair, King called the meeting back to order at 11:46 A.M.**

**Recess**

## **7. NEW BUSINESS**

**NEW**  
**BUSINESS**

### **Examinations update - Remote Proctoring**

**Examinations**  
**update -**  
**Remote**  
**Proctoring**

Marjorie King, Executive Director, informed the Board: Remote proctoring of examinations has gone live. Statistics will be provided at the 3, 6, and 9 month markings for review. Ms. King also noted that the Board has been asked to complete a review of its examination questions for all the classifications, specialty's, business law exams, and the pass rates by the end of the year. Ms. King informed the Board that the Education Providers will have until January 2025 to update their courses.

### Petition for Rulemaking

### Petition for Rulemaking

Marjorie King, Executive Director, informed the Board: Section 2.2-4007 of the Administrative Process Act (APA) (§ 2.2-4000 et seq. of the Code of Virginia) allows for any person to "...petition an agency to request the agency to develop a new regulation or amend an existing regulation." The APA requires that upon receipt of a petition, the agency must submit a notice of the petitioner's request and the agency's plan for disposition of the petition to the Registrar within 14 days of receipt. The APA further requires that a 21-day period for acceptance of written public comment be provided following publication in the Virginia Register of Regulations.

At its March 12, 2024, meeting, the Board received a petition to amend 18VAC50-30-190 of the Individual License and Certification Regulations.

On April 22, 2024, the petition was published in the Virginia Register of Regulations. The public comment period on the petition concluded on May 13, 2024, during which, the Board received comments on the petition. The petition and comments received are attached as Exhibits 1 and 2, respectively.

Section 2.2-4007 of the Code of Virginia requires the Board to issue a written decision to grant or deny the petitioner's request. The written decision issued by the Board must include a statement of its reasons and must be submitted for publication in the Virginia Register.

**Mr. Johnson made a motion, seconded by Mr. Spencer** to deny the petition requesting amendment to the Individual License and Certification Regulations. This decision aligns with the statutes and regulations of the Board, which are designed to safeguard the health, safety, and welfare of the public. Amending the regulation as the petitioner has requested would fail to uphold the Board's duty to ensure these protections.

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

### Regulatory Review update

### Regulatory Review update

18VAC50-22	General Regulatory Reduction Initiative	Executive branch review
18VAC50-22	Eligibility Requirement Amendment	Proposed to be filed
18VAC50-22	Amendment of Prohibited Acts	Executive branch review
18VAC50-30	Continuing Education Amendment	Proposed to be filed
18VAC50-30	General Regulatory Reduction Initiative	Final to be filed, followed by executive branch review.
18VAC50-30	Eligibility Requirement Amendment	Public Comment scheduled for 5/20/24 through 7/5/24

18VAC50-30	Temporary Elevator Mechanic Certifications	Fast Track to be filed.
18VAC50-22 18VAC50-30	Guidance Document 5724 - PSI Examination Equivalency	To be filed.

### Executive Director Report

**Executive  
Director  
Report**

**Marjorie King, Executive Director**, informed the Board of current and passed statistical data related to Board cases, licensing applications, emails and phone calls. Ms. King informed the Board that the remedial education class continues to be well received by participants and recommends all Board members attend a remedial education class.

### Education Provider Applications

**Education  
Provider  
Applications**

**Mrs. Charity shared that the Committee recommends approval for:**

**Virginia Water Well Association Inc.** - 5 Zoom Pre-licensing courses and one 8 hr. Zoom Continuing Education course for Certified Water Well System Providers

**Virginia  
Water Well  
Association Inc.**

**A motion was made by Mr. Spencer, seconded by Mr. McGonegal**, for approval.

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**Mrs. Charity shared that the Committee recommends approval for:**

**South Atlantic Jubilee** - One classroom continuing education course for Certified Water Well Systems Providers.

**South Atlantic  
Jubilee**

**A motion was made by Mr. Spencer, seconded by Mr. McGonegal**, for approval.

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**Zitro Services  
LLC**

**Mrs. Charity shared that the Committee recommends approval for:**

**Zitro Services LLC** - Initial Education Provider application and one 8 hr. classroom Contractor Pre-license Course and one 8 hr. Virtual Contractor Pre-license Course.

**A motion was made by Mr. Spencer, seconded by Mr. McGonegal, for approval.**

**The motion was approved with a vote of 11-0-0. Ayes:** King, Johnson, Lowe, Trice, Spencer, Costen, Heinline, Groh, Crider, McGonegal, and Jones. **Nays:** None. **Abstain:** None. **Absent:** Brannan, Burr, Saucedo-Broach, White, and Burwell.

**Other Board  
Business**

### **8. Other Board Business**

**Board  
Financials**

**Board for Contractors - Board Financials**

**BMTC – Save  
the date –  
October 10<sup>th</sup>  
and 11<sup>th</sup>**

**BMTC – Save the date – October 10<sup>th</sup> and 11<sup>th</sup>**

**Completion of  
Paperwork**

### **9. Completion of Paperwork**

**Marjorie King, Executive Director** requested the Board members complete their Conflict-of-Interest Statements and Travel Reimbursement Forms.

### **10. Adjournment**

**Adjournment**

**Chair, King** thanked the Board for Contractors and adjourned the meeting at 12:21 P.M.

The next board meeting will be **August 6, 2024**

\_\_\_\_\_  
**Caitlin King, Chair**

\_\_\_\_\_  
**Date**

\_\_\_\_\_  
**Kishore S. Thota, Director**

\_\_\_\_\_  
**Date**

**Copy teste:**

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Custodian of the Record

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