

BOARD FOR CONTRACTORS BOARD MEETING
Final MINUTES

The Board for Contractors met on Tuesday, **April 9th, 2013** at the Department of Professional and Occupational Regulation (DPOR), 9960 Mayland Drive, Richmond, Virginia. The members indicated below were present. Each of the members present was qualified to vote, except where a specific reason for disqualification is stated. There are 15 members on this board, in which eight constitutes a quorum pursuant to §54.1-1102.

E .G. Middleton, III, Chairman
Goutam Chowdhuri
Herbert "Jack" Dyer, Jr.
Michael Gelardi
David Giesen
Bailey Dowdy
E.C. "Chick" Pace
Chancey Walker
Deborah Tomlin
Dwight Todd Vander Pol
Walton H. Walton. III

Mr. A. Bruce Williams, Mr. Doug Murrow, Mr. James Oliver and Mr. Troy Smith were not present at the meeting.

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

Gordon Dixon, Director
Eric L. Olson, Executive Director
Mindy Spruill, Regulatory Boards Administrator
Adrienne Mayo, Regulatory Boards Administrator
Sheila Watkins, Administrative Assistant/ Compliance Specialist
Karen Bullock, Administrative Assistant/ Compliance Specialist
Kristen Clay, Legal Analyst
Candace Howard, Legal Analyst
Rhonda Holmes, Legal Analyst
Mark Courtney, Senior Director of Regulatory & Public Affairs
Steven Jack, Assistant Attorney General

Chairman E. G. Middleton called the meeting to order at 9:10 a.m. and declared a quorum of board members was in attendance.

Call
To Order

A motion was made by **Mr. Gelardi** and seconded by **Mr. Pace** to approve the agenda. The motion passed unanimously. Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Giesen Middleton, Dowdy, Walker, Pace, Tomlin, Vander Pol, and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

Approval of the Agenda

Mr. Gelardi moved to approve the following minutes as submitted from the:

Approval of Minutes

January 29th, 2013 Board for Contractors
December 4th, 2012 Informal Fact Finding Conference
December 6th, 2012 Informal Fact Finding Conference
December 11th, 2012 Informal Fact Finding Conference
December 12th, 2012 Informal Fact Finding Conference
December 13th, 2013 Informal Fact Finding Conference
December 17th, 2012 Informal Fact Finding Conference
December 19th, 2012 Informal Fact Finding Conference
January 15th, 2013 Informal Fact Finding Conference
January 17th, 2013 Informal Fact Finding Conference
January 22nd, 2013 Informal Fact Finding Conference
January 23rd, 2013 Informal Fact Finding Conference
January 24th, 2013 Informal Fact Finding Conference
January 25th, 2013 Informal Fact Finding Conference
January 29th, 2013 Informal Fact Finding Conference
February 5th, 2013 Informal Fact Finding Conference
February 14th, 2013 Informal Fact Finding Conference
February 20th, 2013 Informal Fact Finding Conference
February 21th, 2013 Informal Fact Finding Conference
February 22th, 2013 Informal Fact Finding Conference
February 26th, 2013 Informal Fact Finding Conference

Mr. Pace seconded the motion and it was unanimously approved by members: Members voting “Yes” were: **Chowdhuri, Dyer, Gelardi, Giesen Middleton, Dowdy, Walker, Pace, Tomlin, Vander Pol, and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

There was no public comment.

Public Comment Period

Dale Dawson, Executive Director of the North Carolina State Board of Examiners of Plumbing, Heating & Fire Sprinklers Contractors addressed the Board with regards to changes to the regulations that eliminated continuing education as a prerequisite for renewal of licenses. Mr. Dawson discussed the research and methodology used by the North Carolina Board in determining the need for continuing education. He highlighted the value of education as a tool in disciplinary cases, and

Dale Dawson, North
Carolina State Board of
Examiners of Plumbing,
Heating & Fire Sprinklers
Contractors

communication, through an online newsletter, to keep licensees informed of changes in regulations and educating them of upcoming code changes and education opportunities. At the conclusion of his presentation Mr. Dawson responded to questions from the Board.

The Board for Contractors reviewed data collected by staff, public comment received during the NOIRA comment period, and discussion held by the Board for Contractors Committee regarding proposed amendments to the Board for Contractors Individual License and Certification Regulations. A review of the regulatory process was also conducted by staff for the benefit of the Board and interested members of the public.

Adoption of Proposed Individual License and Certification Regulations

After discussion a motion was offered by Mr. Dyer and seconded by Mr. Gelardi to accept the Committee recommendation adopt the proposed amendments to the Board for Contractors Individual License and Certification Regulations. The motion was approved by majority vote. Members voting "yes" were: Chowdhuri, Dyer, Gelardi, Giesen, Pace, Vander Pol, Walker and Walton. Members voting "no" were: Middleton, Dowdy and Tomlin. Members absent and not voting were: Williams, Murrow, Oliver and Smith.

The Board took a break from 10:08 am to 10:20 am.

Break Time

In the matter of Recovery Fund File Number 2013-00362, Judith Davis, (Claimant) vs. Daniel J Karczewski, t/a Riley Tree Interiors, (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **Daniel J. Karczewski t/a Riley Tree Interiors (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **Judith P. Davis (Claimant)** did not attend the Board meeting.

File Number
2013-00362
Judith Davis
(Claimant) vs.
Daniel J Karczewski, t/a
Riley Tree Interiors
(Regulant)

This is a Prima Facie case.

After discussion, a motion was made by **Mr. Gelardi** and seconded by **Mr. Walton** to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and adopts the Recommendation and pays the claim in the amount of **\$20,000.00**. The Claim Review and Recommendation are incorporated as a part of this Order. The motion passed by a unanimous vote. Members voting "Yes" were: **Chowdhuri, Dyer, Gelardi, Giesen Middleton, Dowdy, Walker, Pace, Tomlin, Vander Pol, and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

The Board finds there is language in the order that supports the conclusion that the court found that the conduct of **Riley Tree Interiors** involved improper and dishonest conduct.

Upon payment of the claim, the license of **Riley Tree Interiors** will be revoked pursuant to Title 54.1, Chapter 11, Article 2, of the Code of Virginia. See order for additional details.

In the matter of Recovery Fund File Number 2013-00460, Richard Keith Forrest (Claimant) vs. Michael Keith Lyell, t/a Lyell M K Construction (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **Michael Keith Lyell, t/a Lyell M K Construction (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **Michael Keith Lyell, t/a Lyell M K Construction (Claimant)** did not attend the Board meeting.

File Number
2013-00460
Richard Keith Forrest
(Claimant)
vs. Michael Keith Lyell,
t/a Lyell M K
Construction
(Regulant)

This is a Prima Facie case.

After discussion, a motion was made by **Mr. Walton** and seconded by **Mr. Gelardi** to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and adopts the Recommendation and pays the claim in the amount of **\$20,000.00**. The Claim Review and Recommendation are incorporated as a part of this Order. The motion passed by a unanimous vote. Members voting "Yes" were: **Chowdhuri, Dyer, Gelardi, Giesen Middleton, Dowdy, Walker, Pace, Tomlin, Vander Pol, and Walton. Members absent were: Williams, Murrow, Smith and Oliver.**

The Board finds there is language in the order that supports the conclusion that the court found that the conduct of **Lyell M K Construction** involved improper and dishonest conduct.

Upon payment of the claim, the license of **Michael K. Lyell** will be revoked pursuant to Title 54.1, Chapter 11, Article 2, of the Code of Virginia. See order for additional details.

In the matter of Recovery Fund File Number 2013-00938, Stanley and Wendy Wood, (Claimant) vs. Stowe Wall Systems, Inc, (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **Stowe Wall Systems, Inc (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **Stanley and Wendy Wood (Claimants)** did not attend the Board meeting.

File Number
2013-00938
Stanley and Wendy Wood
(Claimant) vs.
Stowe Wall Systems, Inc
(Regulant)

This is a Prima Facie case.

After discussion, a motion was made by **Mr. Gelardi** and seconded by **Mr. Walton** to adopt the claim review which contains the facts regarding the recovery fund claim in

this matter, and adopts the Recommendation and pays the claim in the amount of **\$11,692.50**. The Claim Review and Recommendation are incorporated as a part of this Order. The motion passed by a unanimous vote. Members voting "Yes" were: **Chowdhuri, Dyer, Gelardi, Giesen Middleton, Dowdy, Walker, Pace, Tomlin, Vander Pol, and Walton. Members absent were: Williams, Murrow, Smith and Oliver.**

The Board finds there is language in the order that supports the conclusion that the court found that the conduct of **Stowe Wall Systems Inc** involved improper and dishonest conduct.

Upon payment of the claim, the license of **Stowe Wall Systems Inc** will be revoked pursuant to Title 54.1, Chapter 11, Article 2, of the Code of Virginia. See order for additional details.

In the matter of Recovery Fund File Number 2013-01353, Michelle Clarke, (Claimant) vs. Imp Enterprise LLC, (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **Daniel J. Karczewski t/a Riley Tree Interiors (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **Michelle Clarke (Claimant)** did not attend the Board meeting.

File Number
2013-01353
Michelle Clarke
(Claimant) vs.
Imp Enterprise LLC
(Regulant)

This is a Prima Facie case.

After discussion, a motion was made by **Mr. Gelardi** and seconded by **Mr. Walton** to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and adopts the Recommendation and pays the claim in the amount of **\$18,521.00**. The Claim Review and Recommendation are incorporated as a part of this Order. The motion passed by a unanimous vote. Members voting "Yes" were: **Chowdhuri, Dyer, Gelardi, Giesen Middleton, Dowdy, Walker, Pace, Tomlin, Vander Pol, and Walton. Members absent were: Williams, Murrow, Smith and Oliver.**

The Board finds there is language in the order that supports the conclusion that the court found that the conduct of **Imp Enterprise, LLC** involved improper and dishonest conduct.

Upon payment of the claim, the license of **Imp Enterprise, LLC** will be revoked pursuant to Title 54.1, Chapter 11, Article 2, of the Code of Virginia. See order for additional details.

In the matter of Recovery Fund File Number 2013-01385, Edward Watts, Jr., (Claimant) vs. Crawford Builders Inc, (Regulant); the board adopts the claim review.

File Number
2013-01385

which contains the facts regarding the recovery fund claim in this matter. **Crawford Builders Inc (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **Edward Watts, Jr. (Claimant)** did not attend the Board meeting.

**Edward Watts, Jr.
(Claimant)
Crawford Builders Inc.
(Regulant)**

This is a Prima Facie case.

After discussion, a motion was made by **Mr. Gelardi** and seconded by **Mr. Walton** to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and adopts the Recommendation and pays the claim in the amount of **\$20,000.00**. The Claim Review and Recommendation are incorporated as a part of this Order. The motion passed by a unanimous vote. Members voting "Yes" were: **Chowdhuri, Dyer, Gelardi, Giesen Middleton, Dowdy, Walker, Pace, Tomlin, Vander Pol, and Walton. Members absent were: Williams, Murrow, Smith and Oliver.**

The Board finds there is language in the order that supports the conclusion that the court found that the conduct of **Crawford Builders Inc** involved improper and dishonest conduct.

Upon payment of the claim, the license of **Crawford Builders Inc** will be revoked pursuant to Title 54.1, Chapter 11, Article 2, of the Code of Virginia. See order for additional details.

In the matter of Recovery Fund File Number 2013-01619, Sylvia Sidletsky (Claimant) vs. Woodcraft Builders Inc, (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **Woodcraft Builders Inc (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **Sylvia Sidletsky (Claimant)** did not attend the Board meeting.

**File Number
2013-01619
Sylvia Sidletsky
(Claimant)
vs. Woodcraft Builders Inc
(Regulant)**

This is a Prima Facie case.

After discussion, a motion was made by **Mr. Gelardi** and seconded by **Mr. Walton** to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and adopts the Recommendation and pays the claim in the amount of **\$20,000.00**. The Claim Review and Recommendation are incorporated as a part of this Order. The motion passed by a unanimous vote. Members voting "Yes" were: **Chowdhuri, Dyer, Gelardi, Giesen Middleton, Dowdy, Walker, Pace, Tomlin, Vander Pol, and Walton. Members absent were: Williams, Murrow, Smith and Oliver.**

The Board finds there is language in the order that supports the conclusion that the court found that the conduct of **Woodcraft Builders Inc** involved improper and dishonest conduct.

Upon payment of the claim, the license of **Woodcraft Builders Inc** will be revoked pursuant to Title 54.1, Chapter 11, Article 2. of the Code of Virginia. See order for additional details.

Members voting "Yes" were: **Chowdhuri, Dyer, Gelardi, Giesen Middleton, Murrow, Oliver, Smith, Tomlin, Vander Pol, Williams and Walton.** Members absent were: **Dowdy, Pace and Walker.**

In the matter of Recovery Fund File Number 2013-01770, Wendell Todd Heavner, (Claimant) vs. J & J Custom Builders LLC, (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **J & J Custom Builders LLC (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **Wendell Todd Heavner (Claimant)** did not attend the Board meeting.

File Number
2013-01770
Wendell Todd Heavner
(Claimant)
vs. J & J Custom Builders
LLC
(Regulant)

This is a Prima Facie case.

After discussion, a motion was made by **Mr. Gelardi** and seconded by **Mr. Walton** to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and adopts the Recommendation and pays the claim in the amount of **\$20,000.00**. The Claim Review and Recommendation are incorporated as a part of this Order. The motion passed by a unanimous vote. Members voting "Yes" were: **Chowdhuri, Dyer, Gelardi, Giesen Middleton, Dowdy, Walker, Pace, Tomlin, Vander Pol, and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

The Board finds there is language in the order that supports the conclusion that the court found that the conduct of **J & J Custom Builders LLC** involved improper and dishonest conduct.

Upon payment of the claim, the license of **J & J Custom Builders LLC** will be revoked pursuant to Title 54.1, Chapter 11, Article 2, of the Code of Virginia. See order for additional details.

In the matter of Recovery Fund File Number 2013-01872, Doris Carr, (Claimant) vs. New Start Homes Inc, (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **New Start Homes Inc (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **Doris Carr (Claimant)** did not attend the Board meeting.

File Number
2013-01872
Doris Carr
(Claimants)
vs. New Start Homes Inc
(Regulant)

This is a Prima Facie case.

After discussion, a motion was made by **Mr. Gelardi** and seconded by **Mr. Walton** to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and adopts the Recommendation and pays the claim in the amount of **\$3,874.00**. The Claim Review and Recommendation are incorporated as a part of this Order. The motion passed by a unanimous vote. Members voting "Yes" were: **Chowdhuri, Dyer, Gelardi, Giesen Middleton, Dowdy, Walker, Pace, Tomlin, Vander Pol, and Walton**. Members absent were: **Williams, Murrow, Smith and Oliver**.

The Board finds there is language in the order that supports the conclusion that the court found that the conduct of **New Start Homes Inc** involved improper and dishonest conduct.

Upon payment of the claim, the license of **New Start Homes Inc** will be revoked pursuant to Title 54.1, Chapter 11, Article 2, of the Code of Virginia. See order for additional details.

In the matter of Recovery Fund File Number 2013-03917, Thomas F Owens, III (Claimant) vs. C & R Unlimited LLC, (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **C & R Unlimited LLC (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **Thomas F Owens and his attorney, William "Happy" O'Brien (Claimant)** did attend the Board meeting. They addressed the Board.

File Number
2013-03917
Thomas F Owens, III (Claimant) v. C & R Unlimited LLC (Regulant)

After discussion, a motion was made by **Mr. Gelardi** and seconded by **Mr. Walker** to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and adopts the Summary. The Claim Review and Summary are incorporated as a part of the Order. The Board finds there is language in the order that supports the conclusion that the court found that the conduct of **C & R Unlimited LLC** involved improper and dishonest conduct. The Board approves payment of the claim in the amount of **\$17,151.50**.

Mr. Dyer had questions concerning default judgment order. Steven Jack, legal counsel for the Board reminded them that when a Judge states compensatory in his case decision then the Board must abide by it.

The motion passed by a majority vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Dowdy, Walker, Pace, Vander Pol, and Walton**. Members absent were: **Williams, Murrow, Smith and Oliver**. Member voting "no" **Dyer, Tomlin, the Board's hearing officer was not present and did not vote**.

Upon payment of the claim, the license of **C & R Unlimited LLC** will be revoked pursuant to Title 54.1, Chapter 11, Article 2, of the Code of Virginia.

In the matter of Recovery Fund File Number 2011-03920, Thomas F Owens, III (Claimant) vs. Isaac Jon Hawkins, t/a Diversified Residential Services, (Regulant); the board reviewed the record, which consists of the claim file, the transcript and exhibits from the Informal Fact-Finding Conference and the Summary. **Isaac Jon Hawkins, t/a Diversified Residential Services (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **Thomas F Owens and his attorney, William "Happy" O'Brien (Claimant)** did attend the Board meeting. They addressed the Board.

File Number
2011-03920
Thomas F Owens, III (Claimant) v. Isaac Jon Hawkins, t/a Diversified Residential Services (Regulant)

After discussion, a motion was made by **Mr. Gelardi** and seconded by **Mr. Pace** to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and adopts the Summary and approve payment of the claim in the amount of **\$20,000.00**. The Claim Review and Summary are incorporated as a part of the Order.

Mr. Dyer had questions concerning default judgment order. Steven Jack, legal counsel for the Board reminded the Board that the Court has reviewed the facts.

The motion passed by a majority vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Dowdy, Walker, Pace, Vander Pol, and Walton**. Members absent were: **Williams, Murrow, Smith and Oliver**. Member voting "no" **Dyer, Tomlin, the Board's hearing officer was not present and did not vote**.

The Board finds there is language in the order that supports the conclusion that the court found that the conduct of **Diversified Residential Services** involved improper and dishonest conduct.

Upon payment of the claim, the license of **Diversified Residential Services** will be revoked pursuant to Title 54.1, Chapter 11, Article 2, of the Code of Virginia.

In the matter of Recovery Fund File Number 2012-01835, George Bryant (Claimant) vs. Hyon Kim, t/a H K Construction, (Regulant); the board reviewed the record, which consists of the claim file, the transcript and exhibits from the Informal Fact-Finding Conference and the Summary. **George Bryant (Regulant)** did appear at the Board meeting in person. He addressed the Board. **Hyon Kim, t/a H K Construction (Claimant)** did not attend the Board meeting in person, by counsel or by any other qualified representative.

File Number
2012-01835
George Bryant (Claimant) and Hyon Kim, t/a H K Construction (Regulant)

After discussion, a motion was made by **Mr. Pace** and seconded by **Mr. Gelardi** to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and adopts the Summary and approve payment of the claim in the amount of **\$15,056.00**. The Claim Review and Summary are incorporated as a part of the Order.

Mr. Dyer had questions concerning default judgment order. Steven Jack, legal counsel for the Board reminded the Board that the Court has reviewed the facts.

The motion failed due to no vote.

After further discussion a substitute motion was offered by Mr. Dyer and seconded by Mr. Gelardi to deny the claim based on the Regulant's insurance policy does not constitute fraud.

The motion **failed** with a majority "no" vote. Members voting "no" were: **Vander Pol, Pace, Chowdhuri, Walton, Dowdy, Middleton, Walker and Giesen**. Members voting "yes" were: **Dyer and Gelardi**. **Tomlin, the Board's hearing officer was not present and did not vote**. **Members absent were: Williams, Murrow, Smith and Oliver**.

After further discussion a substitute motion was offered by **Mr. Walton** and seconded by **Mr. Pace** to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and adopts the Summary and approve payment of the claim in the amount of **\$15,056.00**. The Claim Review and Summary are incorporated as a part of the Order.

The motion passed by a majority vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Dowdy, Walker, Pace, Vander Pol, and Walton**. **Members absent were: Williams, Murrow, Smith and Oliver**. **Member voting "no" Dyer. Tomlin, the Board's hearing officer was not present and did not vote**.

The Board finds there is language in the order that supports the conclusion that the court found that the conduct of **H K Construction** involved improper and dishonest conduct.

Upon payment of the claim, the license of **H K Construction** will be revoked pursuant to Title 54.1, Chapter 11, Article 2, of the Code of Virginia. In addition, the matter is referred to the Compliance and Investigation Division of the Department of Professional and Occupational Regulation for further investigation.

In the matter of Recovery Fund File Number 2012-02921, Anandbabu Chakrapani and Sujatha Gollakrishnaiah (Claimant) vs. R & S Design Center LLC, (Regulant); the board reviewed the record, which consists of the claim file, the transcript and exhibits from the Informal Fact-Finding Conference and the Summary. **R & S Design Center LLC (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **Anandbabu Chakrapani (Claimant)** did attend the Board meeting. He addressed the Board.

File Number
2012-02921
Anandbabu Chakrapani and
Sujatha Gollakrishnaiah
(Claimants)
v.
R & S Design Center LLC
(Regulants)

After discussion, a motion was made by **Mr. Pace** and seconded by **Mr. Gelardi** to adopt the claim review which contains the facts regarding the recovery fund claim in

this matter, and adopts the Summary and approve payment of the claim in the amount of **\$20,000.00**. The Claim Review and Summary are incorporated as a part of the Order.

The motion passed by a majority vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Dowdy, Walker, Pace, Vander Pol, and Walton. Members absent were: Williams, Murrow, Smith and Oliver. Member voting "no" Dyer. Tomlin, the Board's hearing officer was not present and did not vote.**

The Board finds there is language in the order that supports the conclusion that the court found that the conduct of **Diversified Residential Services** involved improper and dishonest conduct.

Upon payment of the claim, the license of **R & S Design Center LLC** will be revoked pursuant to Title 54.1, Chapter 11, Article 2, of the Code of Virginia.

In the matter of Recovery Fund File Number 2012-03217, Claudia Fatseas (Claimant) vs. Counter Production Inc, (Regulant); the board reviewed the record, which consists of the claim file, the transcript and exhibits from the Informal Fact-Finding Conference and the Summary. **Counter Production Inc (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **Claudia Fatseas (Claimant)** did not attend the Board meeting in person or by counsel or by any other qualified representative.

File Number
2012-03217
Claudia Fatseas (Claimant)
V
Counter Production Inc
(Regulant)

After discussion, a motion was made by **Mr. Gelardi** and seconded by **Mr. Walker** to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and adopts the Summary and approve payment of the claim in the amount of **\$15,362.48**. The Claim Review and Summary are incorporated as a part of the Order.

The motion passed by a unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Dowdy, Dyer, Walker, Pace, Vander Pol, and Walton. Members absent were: Williams, Murrow, Smith and Oliver. Tomlin, the Board's hearing officer was not present and did not vote.**

The Board finds there is language in the order that supports the conclusion that the court found that the conduct of **Counter Production Inc** involved improper and dishonest conduct.

Upon payment of the claim, the license of **Counter Production Inc** will be revoked pursuant to Title 54.1, Chapter 11, Article 2, of the Code of Virginia.

In the matter of Recovery Fund File Number 2012-03729, David and Dee Ann Tickner (Claimant) vs. Groggins Development LLC, (Regulant); the board reviewed the record, which consists of the claim file, the transcript and exhibits from the Informal Fact-Finding Conference and the Summary. **Groggins Development LLC (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **David and Dee Ann Tickner (Claimant)** did not attend the Board meeting in person or by counsel or by any other qualified representative.

File Number
2012-03729
David and Dee Ann Tickner
(Claimant)
V
Groggins Development LLC
(Regulant)

After discussion, a motion was made by **Mr. Walton** and seconded by **Mr. Pace** to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and adopts the Summary. The Board orders that the claim be denied. The Claim Review and Summary are incorporated as a part of the Order.

The motion passed by a unanimous vote. Members voting “Yes” were: **Chowdhuri, Gelardi, Giesen Middleton, Dowdy, Dyer, Walker, Pace, Vander Pol, and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver.** Tomlin, the Board’s hearing officer was not present and did not vote.

In the matter of Recovery Fund File Number 2013-00041, Brenda T Smith (Claimant) vs. Randy Wayne Turner, t/a Randy Wayne Turner, (Regulant); the board reviewed the record, which consists of the claim file, the transcript and exhibits from the Informal Fact-Finding Conference and the Summary. **Isaac Jon Hawkins, t/a Randy Wayne Turner, t/a Randy Wayne Turner (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **Brenda T Smith (Claimant)** did not attend the Board meeting in person or by counsel or by any other qualified representative.

File Number
2013-00041
Brenda T Smith (Claimant)
Randy Wayne Turner,
t/a Randy Wayne Turner
(Regulant)

After discussion, a motion was made by **Mr. Pace** and seconded by **Mr. Gelardi** to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and adopts the Summary and approve payment of the claim in the amount of **\$15,000.00**. The Claim Review and Summary are incorporated as a part of the Order.

The motion passed by a majority vote. Members voting “Yes” were: **Chowdhuri, Gelardi, Giesen Middleton, Dowdy, Walker, Pace, Tomlin, Vander Pol, and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver.** Member voting “no” **Dyer. Redifer, the Board’s hearing officer was not present and did not vote.**

The Board finds there is language in the order that supports the conclusion that the court found that the conduct of **Randy Wayne Turner** involved improper and dishonest

conduct.

Upon payment of the claim, the license of **Randy Wayne Turner** will be revoked pursuant to Title 54.1, Chapter 11, Article 2, of the Code of Virginia.

In the matter of Recovery Fund File Number 2013-00674, Alvin Alexander (Claimant) vs. Creteman Custom Hardscapes LLC, (Regulant); the board reviewed the record, which consists of the claim file, the transcript and exhibits from the Informal Fact-Finding Conference and the Summary. **Creteman Custom Hardscapes LLC (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **Alvin Alexander (Claimant)** did not attend the Board meeting in person or by counsel or by any other qualified representative.

File Number
2013-00674
Alvin Alexander (Claimant)
And
Creteman Custom
Hardscapes LLC (Regulant)

After discussion, a motion was made by **Mr. Gelardi** and seconded by **Mr. Pace** to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and adopts the Summary and deny payment of the claim. The Claim Review and Summary are incorporated as a part of the Order.

The motion passed by a unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Dowdy, Dyer, Walker, Pace, Tomlin, Vander Pol, and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver.** Redifer, the Board's hearing officer was not present and did not vote.

The Board finds substantial evidence that the actions of **Creteman Custom Hardscapes LLC** does not fall within the statutory definition of improper and dishonest conduct.

In the matter of Recovery Fund File Number 2013-00720, Joan E Cimini (Claimant) vs. Robert Allen Foster, t/a F & F Trim, (Regulant); the board reviewed the record, which consists of the claim file, the transcript and exhibits from the Informal Fact-Finding Conference and the Summary. **Robert Allen Foster, t/a F & F Trim (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **Joan E Cimini (Claimant)** did not attend the Board meeting in person or by counsel or by any other qualified representative.

File Number
2013-00720
Joan E Cimini (Claimant)
And
Robert Allen Foster, t/a
F & F Trim (Regulant)

After discussion, a motion was made by **Mr. Walton** and seconded by **Mr. Gelardi** to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and adopts the Summary and denies payment of the claim. The Claim Review and Summary are incorporated as a part of the Order.

The motion passed by a unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Dowdy, Dyer, Tomlin, Walker, Pace, Vander Pol, and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver.** Redifer,

the Board's hearing officer was not present and did not vote.

The Board finds substantial evidence that the actions of **Robert Allen Foster, t/a F & F Trim** does not fall within the statutory definition of improper and dishonest conduct.

In the matter of Recovery Fund File Number 2013-01231, John D. Robinson (Claimant) vs. Nissley Brothers Construction Inc, (Regulant); the board reviewed the record, which consists of the claim file, the transcript and exhibits from the Informal Fact-Finding Conference and the Summary. **Nissley Brothers Construction Inc (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **John D. Robinson and his attorney, (Claimant)** did attend the Board meeting. They addressed the Board.

File Number
2013-01231
John D. Robinson
(Claimant)
And
Nissley Brothers
Construction Inc

After discussion, a motion was made by **Mr. Pace** and seconded by **Mr. Gelardi** to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and adopts the Summary and approve payment of the claim in the amount of **\$20,000.00**. The Claim Review and Summary are incorporated as a part of the Order.

The motion passed by a majority vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Dowdy, Dyer, Tomlin, Walker, Pace, Tomlin, Vander Pol, and Walton**. Members absent were: **Williams, Murrow, Smith and Oliver**. **Redifer, the Board's hearing officer was not present and did not vote.**

The Board finds there is language in the order that supports the conclusion that the court found that the conduct of **Nissley Brothers Construction Inc** involved improper and dishonest conduct.

Upon payment of the claim, the license of **Nissley Brothers Construction Inc** will be revoked pursuant to Title 54.1, Chapter 11, Article 2, of the Code of Virginia.

In the matter of Recovery Fund File Number 2013-01354, Keith Barnes (Claimant) vs. Nathaniel James, t/a Duck 4U, (Regulant); the board reviewed the record, which consists of the claim file, the transcript and exhibits from the Informal Fact-Finding Conference and the Summary. **Nathaniel James, t/a Duck 4U (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **Nathaniel James, t/a Duck 4U (Claimant)** did not attend the Board meeting in person or by counsel or by any other qualified representative.

File Number
2013-01354
Keith Barnes (Claimant)
And
Nathaniel James, t/a
Duck 4U (Regulant)

After discussion, a motion was made by **Mr. Gelardi** and seconded by **Mr. Walton** to

adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and adopts the Summary and deny payment of the claim. The Claim Review and Summary are incorporated as a part of the Order.

The motion passed by a majority vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Dowdy, Dyer, Tomlin, Walker, Pace, Tomlin, Vander Pol, and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver. Redifer, the Board's hearing officer was not present and did not vote.**

The Board finds substantial evidence that the actions of **Nathaniel James, t/a Duck 4U** does not fall within the statutory definition of improper and dishonest conduct.

In the matter of Recovery Fund File Number 2013-00461, Alex and Geraline Stukes (Claimant) vs. Carl M Lewis, Jr, t/a Commonwealth Merchant Services, (Regulant); the board reviewed the record, which consists of the claim file, the transcript and exhibits from the Informal Fact-Finding Conference and the Summary. **Carl M Lewis, Jr, t/a Commonwealth Merchant Service (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **Alex and Geraline Stukes (Claimant)** did not attend the Board meeting in person or by counsel or by any other qualified representative.

File Number
2013-00461
Alex and Geraline Stukes (Claimant)
And
Carl M Lewis, Jr, t/a Commonwealth Merchant Service (Regulant)

After discussion, a motion was made by **Mr. Walton** and seconded by **Mr. Gelardi** to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and adopts the Summary and deny payment of the claim. The Claim Review and Summary are incorporated as a part of the Order.

The motion passed by a unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Dowdy, Walker, Pace, Dyer, Vander Pol, and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver. Tomlin, the Board's hearing officer was not present and did not vote.**

The Board finds there is no language in the order that supports the conclusion that the court found that the conduct of **Carl M Lewis, Jr, t/a Commonwealth Merchant Service** involved improper and dishonest conduct.

In the matter of Recovery Fund File Number 2013-00855, Emil C Jesse Jr (Claimant) vs. David's Custom Barns LLC, t/a David's Custom Barns LLC, (Regulant); the board reviewed the record, which consists of the claim file, the transcript and exhibits from the Informal Fact-Finding Conference and the Summary. **David's Custom Barns LLC, t/a David's Custom Barns LLC (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **Emil C Jesse Jr (Claimant)** did not attend the Board meeting in person or by counsel or by any

File Number
2013-00855
Emil C Jesse Jr (Claimant)
And
David's Custom Barns LLC, t/a David's Custom Barns LLC (Regulant)

other qualified representative.

After discussion, a motion was made by **Mr. Vander Pol** and seconded by **Mr. Gelardi** to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and adopts the Summary and approve payment of the claim in the amount of **\$20,000.00**. The Claim Review and Summary are incorporated as a part of the Order.

The motion passed by a unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Dowdy, Walker, Pace, Dyer, Vander Pol, and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver.** Tomlin, the Board's hearing officer was not present and did not vote.

The Board finds there is language in the order that supports the conclusion that the court found that the conduct of **David's Custom Barns LLC, t/a David's Custom Barns LLC** involved improper and dishonest conduct.

Upon payment of the claim, the license of **David's Custom Barns LLC, t/a David's Custom Barns LLC** will be revoked pursuant to Title 54.1, Chapter 11, Article 2, of the Code of Virginia.

In the matter of Recovery Fund File Number 2013-00878, Sampat and Sangeeta Saraf (Claimant) vs. Mike Cortinas, t/a Dependable Home Services, (Regulant); the board reviewed the record, which consists of the claim file, the transcript and exhibits from the Informal Fact-Finding Conference and the Summary. **Mike Cortinas, t/a Dependable Home Services, (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **Sampat and Sangeeta Saraf (Claimant)** did attend the Board meeting. They addressed the Board.

File Number
2013-00878
Sampat and Sangeeta Saraf
(Claimant)
And
Mike Cortinas, t/a
Dependable Home Services
(Regulant)

After discussion, a motion was made by **Mr. Gelardi** and seconded by **Mr. Vander Pol** to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and reject the Summary and approve payment of the claim in the amount of **\$20,000.00**. The Claim Review and Summary are incorporated as a part of the Order.

The motion passed by a majority vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Dowdy, Walker, Pace, Vander Pol, and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver.** Member voting "no" **Dyer.** Tomlin, the Board's hearing officer was not present and did not vote.

The Board finds there is language in the order that supports the conclusion that the court found that the conduct of **Dependable Home Services** involved improper and dishonest conduct.

Upon payment of the claim, the license of **Dependable Home Services** will be revoked

pursuant to Title 54.1, Chapter 11, Article 2. of the Code of Virginia.

In the matter of Recovery Fund File Number 2013-00937, Ralph and Angeline DiSylvestro (Claimant) vs. Isaac Jon Hawkins, t/a Diversified Residential Services, (Regulant); the board reviewed the record, which consists of the claim file, the transcript and exhibits from the Informal Fact-Finding Conference and the Summary. **WCE Construction Inc (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **DiSylvestro and attorney Christopher Colby (Claimant)** did attend the Board meeting. They addressed the Board.

File Number
2013-00937
Ralph and Angeline
DiSylvestro (Claimants)
And
WCE Construction Inc
(Regulant)

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Gelardi** to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and adopts the Summary and approve payment of the claim in the amount of **\$20,000.00**. The Claim Review and Summary are incorporated as a part of the Order.

The motion passed by a majority vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Dowdy, Walker, Pace, Dyer, Vander Pol, and Walton.** **Members absent were: Williams, Murrow, Smith and Oliver. Tomlin, the Board's hearing officer was not present and did not vote.**

The Board finds there is language in the order that supports the conclusion that the court found that the conduct of **WCE Construction Inc** involved improper and dishonest conduct.

Upon payment of the claim, the license of **WCE Construction Inc** will be revoked pursuant to Title 54.1, Chapter 11, Article 2, of the Code of Virginia.

In the matter of License Application File Number 2012-03618 Szramski Floors, Inc the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2012-03618
Szramski Floors, Inc

Applicant Edward Szramski of **Szramski Floors, Inc** appeared at the IFF. **Szramski Floors, Inc** did not appear at the Board meeting.

The presiding Board representative **Mrs. Brigil** was not present, did not vote and did not participate in the discussion.

Kristin Clay, Legal Analyst shared that a correction needed to be identified. Recommendation needs to state approval. Word is missing from the last line in the Summary, "approval".

After discussion **Mr. Gelardi** offered a motion that was seconded by **Mr. Pace** to grant a license and in cooperate the correction as identified by Ms. Clay in the Summary and Recommendation. The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Dowdy, Walker, Pace, Dyer, Vander Pol, Tomlin and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

In the matter of License Application File Number 2012-03821 A & E Interiors Group, Inc, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number

2012-03821

A & E Interiors Group, Inc

Applicant **Hector Andrade for A & E Interiors Group, Inc** appeared at the IFF. **Hector Andrade for A & E Interiors Group, Inc** attended the Board meeting. He addressed the Board.

The presiding Board representative **Mrs. Brigil** was not present, did not vote and did not participate in the discussion.

After discussion **Mr. Pace** offered a motion that was seconded by **Mr. Gelardi** to grant a license. The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Dowdy, Tomlin, Walker, Pace, Dyer, Vander Pol, and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

In the matter of License Application File Number 2013-00405 G B Hockman LLC, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF). Applicant **G B Hockman LLC** appeared at the IFF. **GB Hockman LLC** did not attend the Board meeting.

File Number

2013-00405

G B Hockman LLC

The presiding Board representative **Mrs. Brigil** was not present, did not vote and did not participate in the discussion.

Kristin Clay, Legal Analyst shared that a correction needed to be identified. Summary states applicant wants HIC but it should state BLD.

After discussion **Mr. Gelardi** offered a motion that was seconded by **Mr. Pace** to grant a license and to include the correction in the record. The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Dowdy, Walker, Pace, Dyer, Vander Pol, Tomlin and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

In the matter of license Application File number 2013-00540 Travis Hall, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2013-00540
Travis Hall

Applicant **Travis Hall** appeared at the IFF. **Travis Hall** did not attend the Board meeting.

The presiding Board representative **Mrs. Brigil** was not present, did not vote and did not participate in the discussion.

After discussion **Mr. Gelardi** offered a motion that was seconded by **Mr. Pace** to deny a license. After reviewing the facts and the serious nature of the crimes, the Board thoroughly considered the record, the Summary of the IFF and the seriousness of Hall's crime and the amount of time that has elapsed since Hall's last involvement in the commission of a crime and the amount of time that has elapsed since Hall's last involvement in the commission of a crime, that allowing Hall certification would not serve to protect the health, safety and welfare of the public. See order for additional information. The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Dowdy, Walker, Pace, Dyer, Vander Pol, Tomlin and Walton**. Members absent were: **Williams, Murrow, Smith and Oliver**.

In the matter of license Application file number 2013-01114 DuBose Renovation and Restoration LLC, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2013-01114
DuBose Renovation and Restoration LLC

Applicant **DuBose Renovation and Restoration LLC** appeared at the IFF. **DuBose Renovation and Restoration LLC** did not attend the Board meeting.

The presiding Board representative **Mrs. Brigil** was not present, did not vote and did not participate in the discussion.

After discussion **Mr. Gelardi** offered a motion that was seconded by **Mr. Chowdhuri** to grant a license. The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Dowdy, Walker, Pace, Dyer, Vander Pol, Tomlin and Walton**. Members absent were: **Williams, Murrow, Smith and Oliver**.

In the matter of license Application file number 2013-01115 Bob Terracino Painting Contractor Inc, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2013-01115
Bob Terracino Painting Contractor Inc.

Applicant **Bob Terracino Painting Contractor Inc**, appeared at the IFF. **Bob Terracino Painting Contractor Inc**, did not attend the Board meeting.

The presiding Board representative **Mrs. Brigil** was not present, did not vote and did not participate in the discussion.

After discussion **Mr. Vander Pol** offered a motion that was seconded by **Mr. Walker** to deny a license. After reviewing the facts, the Board, determined that based on the information in the record, that the Regulant does not have a satisfactory past performance record, specifically a positive reputation for paying material bills and carrying out other contractual obligations. The Board is not of the opinion that allowing Bob Terracino Painting Contractor, Inc. licensure would be in the best interest of protecting the health, safety and welfare of the public. See order for additional information. The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Dyer, Gelardi, Giesen Middleton, Murrow, Oliver, Smith, Tomlin, Vander Pol, Williams and Walton. Members absent were: Dowdy, Pace and Walker.**

In the matter of license Application number 2013-01128 Lanthorn Construction LLC; the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2013-01116
Lanthorn Construction LLC

Applicant **Lanthorn Construction LLC** appeared at the IFF. **Thomas Lanthorn for Lanthorn Construction LLC**, attended the Board meeting. He addressed the Board.

The presiding Board representative **Mrs. Brigil** was not present, did not vote and did not participate in the discussion.

After discussion **Mr. Gelardi** offered a motion that was seconded by **Mr. Giesen** to grant a license. The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Dowdy, Walker, Pace, Dyer, Vander Pol, Tomlin and Walton. Members absent were: Williams, Murrow, Smith and Oliver.**

In the matter of license Application number 2013-01288 Durable Homes LLC, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2013-01288
Durable Homes LLC

Applicant **Durable Homes LLC** appeared at the IFF. **Durable Homes LLC** did not attend the Board meeting.

The presiding Board representative **Mrs. Brigil** was not present, did not vote and did not participate in the discussion.

After discussion **Mr. Gelardi** offered a motion that was seconded by **Mr. Dyer** to deny a license. After reviewing the facts, the Board determined that information in the record demonstrates that Durable Homes, LLC does not possess the character and minimum skills to properly engage in the occupation of contracting. The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Dowdy, Walker, Pace, Dyer, Vander Pol, Tomlin and Walton.** **Members absent were: Williams, Murrow, Smith and Oliver.**

In the matter of license Application 2013-01295 Shawn E Ackman t/a Crystal Lake Contracting, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2013-01295
Shawn E Ackman t/a
Crystal Lake Contracting

Applicant **Shawn E Ackman t/a Crystal Lake Contracting** appeared at the IFF. **Shawn E Ackman t/a Crystal Lake Contracting** did not attend the Board meeting.

The presiding Board representative **Mrs. Brigil** was not present, did not vote and did not participate in the discussion.

After discussion **Mr. Dyer** offered a motion that was seconded by **Mr. Gelardi** to grant a license. The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Dowdy, Walker, Pace, Dyer, Vander Pol, Tomlin and Walton.** **Members absent were: Williams, Murrow, Smith and Oliver.**

In the matter of license Application 2013-01296 Ori Morales, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2013-01296
Ori Morales

Applicant **Ori Morales** appeared at the IFF. **Ori Morales** did not attend the Board meeting.

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

After discussion **Mr. Vander Pol** offered a motion that was seconded by **Mr. Giesen** to deny granting a license based on nature and seriousness of offense. The motion failed by majority vote. Members voting "Yes" were: **Giesen, Vander Pol, and Walton. Members absent were: Williams, Murrow, Smith and Oliver. Members voting "no" Chowdhuri, Gelardi, Middleton, Dowdy, Walker, Pace, Dyer and Tomlin.**

After further discussion **Mr. Gelardi** offered a motion that was seconded by **Mr. Gelerdi** to grant a license. The motion passed by majority vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Dowdy, Pace, Dyer, Tomlin and Walton. Members absent were: Williams, Murrow, Smith and Oliver. Members voting "no" were: Vander Pol and Walker.**

In the matter of license Application 2013-01300 William R. Mills, Jr., the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF). Applicant **William R. Mills, Jr.** appeared at the IFF. **William R. Mills, Jr.** Did not attend the Board meeting.

File Number
2013-01300
William R. Mills, Jr.

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

After discussion **Mr. Gelardi** offered a motion that was seconded by **Mr. Vander Pol** to grant a license. The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Dowdy, Walker, Pace, Dyer, Vander Pol, Tomlin and Walton. Members absent were: Williams, Murrow, Smith and Oliver.**

In the matter of license Application 2013-01301 Terry Lee Whitt, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2013-01301
Terry Lee Whitt

Applicant **Terry Lee Whitt** appeared at the IFF. **Terry Lee Whitt** did not attend the Board meeting.

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

After discussion **Mr. Dyer** offered a motion that was seconded by **Mr. Gelardi** to

grant a license. The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Gelardi, Giesen Middleton, Dowdy, Walker, Pace, Dyer, Vander Pol, Tomlin and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

In the matter of license Application 2013-01370 James M Fisher, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2013-01370
James M Fisher

Applicant **James M Fisher**, appeared at the IFF. **James M Fisher**, did not attend the Board meeting.

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

After discussion **Mr. Gelardi** offered a motion that was seconded by **Mr. Dyer** to grant a license. The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Gelardi, Giesen, Middleton, Dowdy, Walker, Pace, Dyer, Vander Pol, Tomlin and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

In the matter of license Application 2013-01372 Hongdae Pak t/a ELC General Contracting, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2013-01372
Hongdae Pak t/a ELC
General Contracting

Applicant **Hongdae Pak t/a ELC General Contracting** appeared at the IFF. **Hongdae Pak t/a ELC General Contracting** did not attend the Board meeting.

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

Kristin Clay, Legal Analyst shared that a correction needed to be identified. Regulation on IRM and Summary is for Class B, applicant is requesting Class A, Regulation should be 18 VAC 50-22-60. E.

After discussion **Mr. Pace** offered a motion to downgrade the license to a Class B. The motion failed due to lack of a second.

After further discussion **Mr. Gelardi** offered a motion that was seconded by **Mr. Middleton** to grant a license. The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Gelardi, Giesen Middleton, Dowdy, Walker, Pace, Dyer,**

Vander Pol, Tomlin and Walton. Members absent were: Williams, Murrow, Smith and Oliver.

In the matter of license Application 2013-01432 Patrick Rollston t/a Advanced Home Exteriors, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2013-01432
Patrick Rollston t/a
Advanced Home Exteriors

Applicant **Patrick Rollston t/a Advanced Home Exteriors** appeared at the IFF. **Patrick Rollston t/a Advanced Home Exteriors** did attend the Board meeting. He addressed the Board.

The presiding Board representative **Mrs. Brigil** was not present, did not vote and did not participate in the discussion.

After discussion **Mr. Gelardi** offered a motion that was seconded by **Mr. Pace** to grant a license. The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Dowdy, Walker, Pace, Dyer, Vander Pol, Tomlin and Walton. Members absent were: Williams, Murrow, Smith and Oliver.**

In the matter of license Application 2013-01482 J & L Heating and Air Conditioning LLC, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2013-01482
J & L Heating and Air
Conditioning LLC

Applicant **J & L Heating and Air Conditioning LLC** did attend the IFF. **Gordon and Gwen Wynkoop** did attend the Board meeting. They addressed the Board.

The presiding Board representative **Mrs. Brigil** was not present, did not vote and did not participate in the discussion.

After discussion **Mr. Gelardi** offered a motion that was seconded by **Mr. Pace** to grant a license. The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Dowdy, Walker, Pace, Dyer, Vander Pol, Tomlin and Walton. Members absent were: Williams, Murrow, Smith and Oliver.**

In the matter of license Application 2013-01531 Robert J. Humphries, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2013-01531
Robert J. Humphries

Applicant **Robert J. Humphries** did attend the IFF. **Robert J. Humphries** did attend the Board meeting. He addressed the Board.

The presiding Board representative **Mrs. Brigil** was not present, did not vote and did not participate in the discussion.

After discussion **Mr. Gelardi** offered a motion that was seconded by **Mr. Giesen** to grant a license. The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Dowdy, Walker, Pace, Dyer, Vander Pol, Tomlin and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

In the matter of license Application 2013-01608 Dennis Laughery, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2013-01608
Dennis Laughery

Applicant **Dennis Laughery** did attend the IFF. **Dennis Laughery** did attend the Board meeting. He addressed the Board.

The presiding Board representative **Mrs. Brigil** was not present, did not vote and did not participate in the discussion.

After discussion **Mr. Gelardi** offered a motion that was seconded by **Mr. Dyer** to grant a license. The motion passed by unanimous vote.

Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Dowdy, Walker, Pace, Dyer, Vander Pol, Tomlin and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

In the matter of license Application 2013-01610 Sean S Sutphin, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2013-01610
Sean S Sutphin

Applicant **Sean S Sutphin** did attend the IFF. **Sean S Sutphin** did attend the Board meeting. He addressed the Board.

The presiding Board representative **Mrs. Brigil** was not present, did not vote and did not participate in the discussion.

After discussion **Mr. Gelardi** offered a motion that was seconded by **Mr. Giesen** to grant a license. The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Dowdy, Walker, Pace, Dyer, Vander Pol, Tomlin and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

In the matter of license Application 2013-01695 Kenneth Carroll, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2013-01695
Kenneth Carroll

Applicant **Kenneth Carroll** did attend the IFF. **Kenneth Carroll** did attend the Board meeting. He addressed the Board.

The presiding Board representative **Mrs. Brigil** was not present, did not vote and did not participate in the discussion.

After discussion **Mr. Dyer** offered a motion that was seconded by **Mr. Gelardi** to grant a license. The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Dowdy, Walker, Pace, Dyer, Vander Pol, Tomlin and Walton. Members absent were: Williams, Murrow, Smith and Oliver.**

In the matter of license Application 2013-01697 Marurcio Barrientos, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2013-01697
Marurcio Barrientos

Applicant **Marurcio Barrientos** did attend the IFF. **Marurcio Barrientos** did not attend the Board meeting.

The presiding Board representative **Mrs. Brigil** was not present, did not vote and did not participate in the discussion.

After discussion **Mr. Gelardi** offered a motion that was seconded by **Mr. Dyer** to grant a license. The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Dowdy, Walker, Pace, Dyer, Vander Pol, Tomlin and Walton. Members absent were: Williams, Murrow, Smith and Oliver.**

In the matter of license Application 2013-01698 Ryan M. Jenkins, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

File Number
2013-01698
Ryan M. Jenkins

Applicant **Ryan M. Jenkins** did attend the IFF. **Ryan M Jenkins** did attend the Board meeting. He addressed the Board.

The presiding Board representative **Mrs. Brigil** was not present, did not vote and did not participate in the discussion.

After discussion **Mr. Gelardi** offered a motion that was seconded by **Mr. Giesen** to grant a license. The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Dowdy, Walker, Pace, Dyer, Vander Pol,**

Tomlin and Walton. Members absent were: Williams, Murrow, Smith and Oliver.

In the matter of license Application 2013-01699 Harrison CMS, LLC, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

**File Number
2013-01699
Harrison CMS, LLC**

Applicant **Harrison CMS, LLC** did attend the IFF. **Harrison CMS, LLC** did not attend the Board meeting.

The presiding Board representative **Mrs. Brigil** was not present, did not vote and did not participate in the discussion.

After discussion **Mr. Dyer** offered a motion that was seconded by **Mr. Gelardi** to grant a license. The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Dowdy, Walker, Pace, Dyer, Vander Pol, Tomlin and Walton. Members absent were: Williams, Murrow, Smith and Oliver.**

In the matter of license Application 2011-04241 Billy Wayne Rhoton, Jr., the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

**File Number
2011-04241
Billy Wayne Rhoton, Jr.**

Applicant **Billy Wayne Rhoton, Jr.** did attend the IFF. **Billy Wayne Rhoton, Jr.** did attend the Board meeting. He addressed the Board.

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

Mr. Dyer chaired this case and Mr. Middleton recused himself.

After discussion **Mr. Gelardi** offered a motion that was seconded by **Mr. Pace** that the Board has determined that sufficient evidence in the rerecord exists that Rhoton has not passed the applicable examination required by regulation for certification as a Master Electrician. In addition, it does not appear Rhoton meets the requirements of an exemption to taking the Master Electrician exam under the Board's regulations. Therefore the Board denies Rhoton's request for a waiver of the exam.

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Dowdy, Walker, Pace, Dyer, Vander Pol, Tomlin and Walton. Members absent were: Williams, Murrow, Smith and Oliver. Middleton was not present and did not vote.**

The Board took a five minute break.

Break

In the matter of Disciplinary File Number 2012-02094, Deck Doctor LLC (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

**File Number
2012-02094
Deck Doctor LLC**

Melissa Smarr (by telephone); on behalf of Deck Doctor LLC (Respondent) appeared at the IFF. **Louisa Visconti, (Complainants); James Makely, (Witness):** attended the IFF. **Deck Doctor LLC** did not attend the Board meeting in person or by counsel or by any other qualified representative.

The presiding Board representative **Mr. Dowdy** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Walton** 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 **Deck Doctor LLC** violated the following sections of its Regulations:

Violations	Effective: February 1, 2006	
Count 1:	18 VAC 50-22-260 B 9	
Count 2:	18 VAC 50-22-260 B 31	
Count 3:	18 VAC 50-22-260 B 5	
Count 4:	18 VAC 50-22-260 B 25	
Count 5:	18 VAC 50-22-260 B 22	
Count 6:	18 VAC 50-22-260 B 23	
Count 7:	18 VAC 50-22-260 B 28	

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Walker, Pace, Dyer, Tomlin, Vander Pol, and Walton.** **Members absent were: Williams, Murrow, Smith and Oliver. Dowdy, the Board's hearing officer was not present and did not vote.**

The presiding Board representative **Mr. Dowdy** was not present, did not participate in the discussion and did not vote.

After discussion **Mr. Dyer** offered a motion seconded by **Mrs. Tomlin** to impose the following sanctions:

Sanctions	
Count 1:	\$350.00
Count 2:	\$400.00
Count 3:	\$1,300.00
Count 6:	\$700.00
Count 7:	\$1,850.00
Total	\$4,600.00
In addition, for violation of Count 1,2,5 the Board voted to require Deck Doctor LLC have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the effective date of the order. Revocation of the license for violation of Count 3, 4, and 6.	

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Walker, Pace, Dyer, Tomlin, Vander Pol, and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver.** **Dowdy, the Board's hearing officer was not present and did not vote.**

In the matter of Disciplinary File Number 2012-02448, Jones Installations Inc (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

File Number
2012-02448
Jones Installations Inc

Neither Jones Installations Inc (Respondent) appeared at the IFF meeting in person or by counsel or by any other qualified representative. **Jones Installations Inc** did not attend the Board meeting in person or by counsel or by any other qualified representative.

The presiding Board representative **Mr. Dowdy** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Gelardi** 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 **Jones Installations Inc** violated the following sections of its Regulations:

Violations February 1, 2006	
Count 1:	18 VAC 50-22-260 B 8
Count 2:	18 VAC 50-22-260 B 28

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Walker, Pace, Dyer, Tomlin, Vander Pol, and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver.** **Dowdy, the Board's hearing officer was not present and did not vote.**

The presiding Board representative **Mr. Dowdy** was not present, did not participate in the discussion and did not vote.

After discussion, **Mr. Dyer** offered a motion seconded by **Mr. Gelardi** to impose the following sanctions:

Sanctions	
Count 1:	\$350.00
Count 2:	\$1,850.00
In addition, for violation of Count 1, the Board voted to require Jones Installations Inc have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the effective date of the order. Revocation of the license for violation of Count 2.	

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Walker, Pace, Dyer, Tomlin, Vander Pol, and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver.** **Dowdy, the Board's hearing officer was not present and did not vote.**

In the matter of Disciplinary File Number 2012-02767, Robert C Hite, t/a R C Hite's Construction (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

File Number
2012-02767
Robert C Hite, t/a R C Hite's
Construction

Robert C Hite, t/a R C Hite's Construction (Respondent) did not appear at the IFF. **Robert C Hite, t/a R C Hite's Construction** did not appear at the board meeting in person or by counsel or by any other qualified representative.

The presiding Board representative **Mr. Dowdy** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Gelardi** 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 **Robert C Hite, t/a R C Hite's Construction** violated the following sections of its Regulations:

Violations	September 1, 2001	
Count 1:	18 VAC 50-22-230 B	
Effective	February 1, 2006	
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 27	

The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Gelardi, Giesen Middleton, Walker, Pace, Dyer, Tomlin, Vander Pol, and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver.** **Dowdy, the Board’s hearing officer was not present and did not vote.**

The presiding Board representative **Mr. Dowdy** was not present, did not participate in the discussion and did not vote.

After discussion, **Mr. Dyer** offered a motion seconded by **Mr. Gelardi** to impose the following sanctions:

Sanctions		
Count 1:		\$600.00
Count 2:		\$350.00
Count 3:		\$400.00
Count 4:		\$750.00
Total		\$2,100.00

In addition, for violation of Count 1,2, 3, and 4 the Board voted to require **Robert C Hite, t/a R C Hite’s Construction** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the effective date of the order.

The motion passed by unanimous vote. Members voting “Yes” were: **Chowdhuri, Gelardi, Giesen Middleton, Walker, Pace, Dyer, Tomlin, Vander Pol, and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver.** **Dowdy, the Board’s hearing officer was not present and did not vote.**

In matter of the Disciplinary File Number 2013-01068, Julio C Moran (Respondent); the board reviewed the record, which consisted of the investigative file.

File Number
2013-01068

transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

Julio C Moran

Julio C Moran (Respondent) did appear at the IFF by telephone. **Tommy and Barbara Pritchett (Witnesses)** appeared at the IFF. **Julio C Moran** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

The presiding Board representatives **Mr. Dowdy** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Gelardi** 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 **Julio C Moran** violated the following sections of its Regulations:

Violations	February 1, 2006
Count 1:	18 VAC 50-22-260 B 28
Count 2:	18 VAC 50-22-260 B 13

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Walker, Pace, Dyer, Tomlin, Vander Pol, and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver.** **Dowdy, the Board's hearing officer was not present and did not vote.**

The presiding Board representatives **Mr. Dowdy** was not present, did not participate in the discussion and did not vote.

After discussion, **Mr. Dyer** offered a motion seconded by **Mr. Gelardi** to impose the following sanctions:

Sanctions		
Count 1:		\$1,850.00
Count 2:		\$ 600.00
Total		\$2,450.00
In addition, for violation of Count 2, the Board voted to require Julio C Moran have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the effective date of the order. Revocation of the license for violation of Count 1.		

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri,**

Gelardi, Giesen Middleton, Walker, Pace, Dyer, Tomlin, Vander Pol, and Walton. Members absent were: Williams, Murrow, Smith and Oliver. Dowdy, the Board's hearing officer was not present and did not vote.

In the matter of Disciplinary File Number 2013-01409, Paul Davis Restoration of Greater Richmond, Inc. (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

**File Number
2013-01409
Paul Davis Restoration of
Greater Richmond, Inc.**

Karen Stevens on behalf of **Paul Davis Restoration of Greater Richmond, Inc (Respondent)** appeared at the Board meeting. She addressed the Board and reiterated the written request of Mr. Davis to have the case heard in June as Mr. Davis is out of the country and he wants to be present at the Board meeting.

The presiding Board representative **Mr. Dowdy** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Walton** and seconded by **Mr. Gelardi** to postpone hearing the case until the Board's June meeting.

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Walker, Pace, Dyer, Tomlin, Vander Pol, and Walton. Members absent were: Williams, Murrow, Smith and Oliver. Dowdy, the Board's hearing officer was not present and did not vote.**

In the matter of Disciplinary File Number 2013-01670, David Wayne Bower (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

**File Number
2013-01670
David Wayne Bower**

David Wayne Bower (Respondent) did not appear at the IFF. **David Wayne Bower** did not attend the Board meeting in person or by counsel or by any other qualified representative.

The presiding Board representative **Mr. Dowdy** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Gelardi** 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 **David Wayne Bower** violated the following sections of its Regulations:

Violations	February 1, 2006
Count 1:	18 VAC 50-22-260 B 13

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Walker, Pace, Dyer, Tomlin, Vander Pol, and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver.** **Dowdy, the Board's hearing officer was not present and did not vote.**

Mr. Dowdy the board hearing officer did not participate in the discussion and vote.

After discussion, **Mr. Dyer** offered a motion seconded by **Mr. Gelardi** to impose the following sanctions:

Sanctions		
Count 1:		\$1,250.00
Total		\$1,250.00
In addition, for violation of Count 1, the Board voted to impose revocation of license.		

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Walker, Pace, Dyer, Tomlin, Vander Pol, and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver.** **Dowdy, the Board's hearing officer was not present and did not vote.**

In the matter of Disciplinary File Number 2013-01677, Premier Construction And Remodel Inc (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

File Number
2013-01677
Premier Construction And
Remodel Inc

Premier Construction And Remodel Inc (Respondent) did not appear at the IFF meeting in person or by counsel or by any other qualified representative. **Dennis Smith on behalf of Premier Construction And Remodel Inc.** did attend the Board meeting in person. He addressed the Board and shared his disagreement with the Recommendation. He shared he was out of town and has since responded to the Board's request.

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

After discussion, a motion was made by **Mr. Walton** and seconded by **Mr. Giesen** 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 **Premier Construction And Remodel Inc** violated the following sections of its Regulations:

Violations	February 1, 2006
Count 1:	18 VAC 50-22-260 B 13

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Walker, Pace, Dyer, Tomlin, Vander Pol, and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver.** **Dowdy, the Board's hearing officer was not present and did not vote.**

Mr. Dowdy the board hearing officer did not participate in the discussion and vote.

After discussion, **Mr. Walton** offered a motion seconded by **Mr. Giesen** to impose the following amended sanctions:

Sanctions		
Count 1:		\$500.00
Total		\$500.00
In addition, for violation of Count 1, the Board voted to require Premier Construction And Remodel Inc have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the effective date of the order.		

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Walker, Pace, Dyer, Tomlin, Vander Pol, and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver.** **Dowdy, the Board's hearing officer was not present and did not vote.**

In the matter of Disciplinary File Number 2012-01074, **Bull Run Builders LLC (Respondent)**; the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

File Number
2012-01074
Bull Run Builders LLC

Gary and William Cordova, III on behalf of Bull Run Builders LLC (Respondent) did appear at the IFF meeting in person. **Michelle Morgal (Complainant)** attended the IFF meeting. **Gary and William Cordova, III on behalf of Bull Run Builders LLC** did attend the Board meeting in person. They addressed the Board and shared how they disagreed with the Recommendation to revoke the company license.

The presiding Board representative **Mr. Dyer** was not present. did not participate in the

discussion and did not vote.

After discussion, a motion was made by **Mr. Vander Pol** and seconded by **Mr. Middleton** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Bull Run Builders LLC** violated the following sections of its Regulations:

Violations	February 1, 2006
Count 1:	18 VAC 50-22-260 B 2
Count 2:	18 VAC 50-22-260 B 20

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Walker, Pace, Dowdy, Tomlin, Vander Pol, and Walton**. Members absent were: **Williams, Murrow, Smith and Oliver**. **Dyer, the Board's hearing officer was not present and did not vote.**

Mr. Dyer the board hearing officer was not present did not participate in the discussion and vote.

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

Sanctions		
Count 1:		\$900.00
Count 2:		\$950.00
Total		\$1,850.00

As to 18 VAC 50-22-260 B 17, the Board closes this aspect of the file with a finding of no violation.

The motion passed by majority vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Walker, Dowdy, Vander Pol, and Walton**. Members absent were: **Williams, Murrow, Smith and Oliver**. **Dyer, the Board's hearing officer was not present and did not vote**. Members voting "no" were **Tomlin and Pace**.

In the matter of Disciplinary File Number 2012-01702, Donald C Page, t/a Tech/wood (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

File Number
2012-01702
Donald C Page, t/a
Tech/wood

Kristine Page for Donald C Page, t/a Tech/wood (Respondent) did appear at the IFF. **Donald and Kristine Page for Donald C Page, t/a Tech/wood** did attend the Board meeting in person. They addressed the Board and shared their disagreement.

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

After discussion, a motion was made by **Mr. Walton** and seconded by **Mr. Gelardi** 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 **Donald C Page, t/a Tech/wood** violated the following sections of its Regulations:

Violations	February 1, 2006
Count 1:	18 VAC 50-22-260 B 28
Count 2:	18 VAC 50-22-260 B 28

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Walker, Pace, Dowdy, Tomlin, Vander Pol, and Walton**. Members absent were: **Williams, Murrow, Smith and Oliver**. **Dyer, the Board's hearing officer was not present and did not vote.**

The Board's hearing officer **Mr. Dyer** did not vote and did not participate in the discussion.

Kristin Clay, legal analyst shared that **Donald C Page, t/a Tech/wood** has two priors and that the terms of those orders have been met.

- a. On September 30, 2008 the Board ratified a Final Order and Opinion. File # 2007-03401 finding Donald Page in violation of 18 VAC 50-22-260 B9, failure to have required provisions in a written contract; and 18 VAC 50-22-260 B 31, failure to have a written change order. Fine \$ 750.00 plus Remedial Education completion required, all paid and completed.
- b. On January 12, 2010 the Board ratified a Final Order and Opinion, File 2009-03539 finding Donald Page in violation of 18 VAC 50-22-260 B 31, failure to have a written change order; and 18 VAC 50-22-260 B 6. misconduct in the practice of contracting which involved failing to pay a subcontractor. Fine \$750.00 and Remedial Education which was completed.

After discussion, **Mr. Walton** offered a motion seconded by **Mr. Dowdy** to impose the following sanctions:

Revocation of the license for violation of Count 1 and Count 2. The Board voted to stay the revocation under the following conditions:

1. Count 1, Donald C Page shall be placed on probation. In addition, Donald C Page shall provide evidence acceptable to the Board within nine months of the effect date of the order that either the judgment has been satisfied or the Federal Lien has been removed or released. Failure to comply will result in the imposition of the revocation.
2. Count 2, Donald C Page shall be placed on probation. In addition, Donald C Page shall provide evidence acceptable to the Board within nine months of the effective date of the order that either the judgment has been satisfied or the Lien has been removed or released. Failure to comply will result in the imposition of the revocation.

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Walker, Pace, Dowdy, Tomlin, Vander Pol, and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver.** **Dyer, the Board's hearing officer was not present and did not vote.**

In the matter of Disciplinary File Number 2012-02469, Nova Service Network LLC (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

**File Number
 2012-02469
 NOVA Service
 Network LLC**

Nova Service Network LLC (Respondent) did not appear at the IFF did in person or by counsel or by any other qualified representative. **Nova Service Network LLC did not attend the Board meeting in person, by counsel nor by any other qualified individual.**

The presiding Board representatives **Mr. Dyer and Mr. Sumpter** were not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Tomlin** and seconded by **Mr. Gelardi** 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 **Nova Service Network LLC** violated the following sections of its Regulations:

Violations	February 1, 2006	
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 28	
Count 5:	18 VAC 50-22-260 B 20	
Count 5:	§54.1-1110 of the Code of Virginia	

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Walker, Pace, Dowdy, Tomlin, Vander Pol, and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver.** **Dyer, the Board's hearing officer was not present and did not vote.**

The Board's hearing officers **Mr. Dyer and Mr. Sumpter** did not vote and did not participate in the discussion.

After discussion, **Mrs. Tomlin** offered a motion seconded by **Mr. Gelardi** to impose the following sanctions:

Sanctions		
Count 1:		\$350.00
Count 2:		\$1,000.00
Count 3:		\$40.00
Count 4:		\$2,500.00
Total		\$4,250.00
In addition, for violation of Count 1, 2, and 3, the Board voted to require Nova Service Network LLC have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the effective date of the order. Revocation of the license for violation of Count 4, 5 and 6.		

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Walker, Pace, Dowdy, Tomlin, Vander Pol, and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver.** **Dyer, the Board's hearing officer was not present and did not vote.**

In the matter of Disciplinary File Number 2012-01933, Fratelli Contracting Inc (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

File Number
2012-01933
Fratelli Contracting Inc

Steve Passarelli on behalf of Fratelli Contracting Inc (Respondent) did appear at the IFF. **Fratelli Contracting Inc** did not attend the Board meeting in person, by counsel nor by any other qualified individual.

The presiding Board representatives **Mr. Kinser and Mr. Oliver** were not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Gelardi** 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 **Fratelli Contracting Inc** violated the following sections of its Regulations:

Violations	September 1, 2001	
Count 1:	18 VAC 50-22-230 A	
Effective	February 1, 2006	
Count 2:	18 VAC 50-22-260 B 9	
Count 3:	18 VAC 50-22-260 B 6	Two Violations

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Walker, Pace, Dyer, Dowdy, Tomlin, Vander Pol, and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver.** **Oliver, the Board's hearing officer was not present and did not vote.**

The Board's hearing officers **Mr. Kinser and Mr. Oliver** did not vote and did not participate in the discussion.

After discussion, **Mr. Dyer** offered a motion seconded by **Mr. Gelardi** to impose the following sanctions:

Sanctions		
Count 1:		\$500.00
Count 2:		\$400.00
Count 3:	Two @ \$500.00 each	\$1,000.00
Total		\$1,900.00

In addition, for violation of Count 1, 2, and 3 the Board voted to require **Fratelli Contracting Inc** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the effective date of the order. For violation of Count 1, the Board voted to suspend **Fratelli Contracting Inc** until it meets the following conditions:

1. **Fratelli Contracting Inc** shall provide evidence acceptable to the Board within 90 days of the effective date of this order that it has either
 2. A. added Fratelli Kitchen Works and/or Fratelli Kitchen Cabinetry as trading names to its license: or
 3. B. provides evidence acceptable to the Board that it no longer operates under any name for which it is not licensed.
4. As to 18 VAC 50-22-260 B 20, the Board closes this aspect of

the file with a finding of no violation.

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Walker, Pace, Dyer, Dowdy, Tomlin, Vander Pol, and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver.** **Oliver, the Board's hearing officer was not present and did not vote.**

In the matter of Disciplinary File Number 2012-02202, H K Nystrom Jr. t/a Atlantic Shores Htg & Clg (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

File Number
2012-02202
H K Nystrom Jr. t/a
Atlantic Shores Htg & Clg.

H K Nystrom Jr. t/a Atlantic Shores Htg & Clg (Respondent) did not appear at the IFF in person, by counsel nor by any other qualified individual. **H K Nystrom Jr. t/a Atlantic Shores Htg & Clg** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **Christy Phillips (Complainant)** attended the IFF.

The presiding Board representatives **Mr. Kinser and Mr. Oliver** were not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mrs. Tomlin** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **H K Nystrom Jr. t/a Atlantic Shores Htg & Clg** violated the following sections of its Regulations:

Violations	February 1, 2006
Count 1:	18 VAC 50-22-260 B 18
Count 2:	18 VAC 50-22-260 B 18
Count 3:	18 VAC 50-22-260 B 18
Count 4:	18 VAC 50-22-260 B 18

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Walker, Pace, Dyer, Dowdy, Tomlin, Vander Pol, and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver.** **Oliver, the Board's hearing officer was not present and did not vote.**

The Board's hearing officers **Mr. Kinser and Mr. Oliver** did not vote and did not participate in the discussion.

After discussion, **Mr. Dyer** offered a motion seconded by **Mr. Gelardi** to impose the following sanctions:

Sanctions		
Count 1:		\$600.00
Count 2:		\$700.00
Count 3:		\$600.00
Count 4:		\$600.00
Total		\$2,500.00
In addition, for violation of Count 1, 2, 3 and 4 the Board voted to require H K Nystrom Jr. t/a Atlantic Shores Htg & Clg have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the effective date of the order.		

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Walker, Pace, Dyer, Dowdy, Tomlin, Vander Pol, and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver.** **Oliver, the Board's hearing officer was not present and did not vote.**

In the matter of Disciplinary File Number 2012-02649, Premier Construction Management Services LLC (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

File Number
2012-02649
Premier Construction
Management Services LLC

Raymond L Zimmermon and Steven Valdivieso on behalf of **Premier Construction Management Services LLC (Respondent)** and Brian N. Casey, Attorney for Respondent appeared at the IFF. **Premier Construction Management Services LLC** did attend the Board meeting by counsel by representative. Michael S. Thompson (Complainant) appeared at the IFF. He also attended the Board meeting. All parties in attendance addressed the Board.

The presiding Board representatives **Mr. Kinser, Mr. Oliver and Mr. Walker** were not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Gelardi** and seconded by **Mr. Pace** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Premier Construction Management Services LLC** violated the following sections of its Regulations:

Violations	February 1, 2006	
Count 1:	18 VAC 50-22-260 B 29	

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Pace, Dyer, Dowdy, Tomlin, Vander Pol, and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver.** Oliver and Walker and Kinser the Board's hearing officers were not present and did not vote.

The presiding Board representatives **Mr. Oliver, Mr. Kinser and Mr. Walker** were not present, did not participate in the discussion and did not vote.

After discussion, **Mr. Gelardi** offered a motion seconded by **Mrs. Tomlin** to impose the following sanctions:

Sanctions	Count 1	\$1,500.00
In addition, for violation of Count 1, the Board voted to require Premier Construction Management Services LLC have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order. Failure to comply with the terms will result in the automatic imposition of license suspension. As to 18 VAC 50-22-260 B 5, the Board closes this aspect of the file with a finding of no violation.		

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Pace, Dyer, Dowdy, Tomlin, Vander Pol, and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver.** Oliver and Walker and Kinser the Board's hearing officers were not present and did not vote.

In the matter of Disciplinary File Number 2012-02672, Capital Partners LLC (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

File Number
2012-02672
Capital Partners LLC

Capital Partners LLC (Respondent) did not attend the IFF and did not attend the Board meeting in person, by counsel nor by any other qualified individual. **Steven Brown (Complainant)** attended the IFF. He did not attend the Board meeting and addressed the Board.

The presiding Board representatives **Mr. Kinser and Mr. Oliver** was not present. did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Gelardi** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in the matter, and adopts the Summary. The Report of Findings and Summary are incorporated as part of this Order. The board finds substantial evidence that **Capital Partners LLC** violated the following sections of its Regulations:

Effective:	February 1, 2006
Count 1:	18 VAC 50-22-260 B 14
Count 2:	18 VAC 50-22-260 B 16
Count 3:	18 VAC 50-22-260 B 13
Count 5:	18 VAC 50-22-260 B 22
Count 6:	18 VAC 50-22-260 B 23
Effective	September 1, 2001
Count 4:	18 VAC 50-22-230 B

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Pace, Dyer, Dowdy, Oliver, Tomlin, Vander Pol, and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver.** **Oliver and Kinser the Board's hearing officers were not present and did not vote.**

The presiding Board representatives **Mr. Kinser and Mr. Oliver** were not present. did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Gelardi** to impose the following monetary penalties:

Sanctions	
Count 1:	\$1,000.00
Count 2:	\$1,000.00
Count 3:	\$1,000.00
Count 4:	\$500.00
Count 6:	\$500.00
Total	\$4,000.00
In addition, for violation of Count 5 the Board voted to require Capital Partners LLC have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the effective date of the order. Revocation of the license for violation of Count 1, 2, and 3.	

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Middleton, Pace, Dyer, Dowdy, Tomlin, Vander Pol, and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver.** **Oliver the Board's hearing officers were not present and did not vote.**

In the matter of Disciplinary File Number 2012-03452, John D Mullins, t/a New Image Construction (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

File Number
 2012-03452
 John D Mullins, t/a New
 Image Construction

John D Mullins, t/a New Image Construction (Respondent) did not appear at the IFF in person, by counsel nor by any other qualified individual. John D Mullins, t/a New Image Construction did not attend the Board meeting in person or by counsel or by any other qualified representative. Justin and Tonya Lowe (Complainants) did attend the IFF.

The presiding Board representatives Mr. Kinser and Mr. Oliver were not present. did not participate in the discussion and did not vote.

After discussion, a motion was made by Mr. Dyer and seconded by Mr. Gelardi to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that John D Mullins, t/a New Image Construction violated the following sections of its Regulations:

Violations	February 1, 2006
Count 1:	18 VAC 50-22-260 B 8
Count 2:	18 VAC 50-22-260 B 28

The motion passed by unanimous vote. Members voting "Yes" were: Chowdhuri, Gelardi, Giesen Middleton, Pace, Dyer, Dowdy, Tomlin, Walker, Vander Pol, and Walton. Members absent were: Williams, Murrow, Smith and Oliver. Oliver and Kinser the Board's hearing officers were not present and did not vote.

The presiding Board representatives Mr. Kinser and Mr. Oliver were not present. did not participate in the discussion and did not vote.

After discussion, Mr. Dyer offered a motion seconded by Mr. Gelardi to impose the following sanctions:

Sanctions		
Count 1:		\$1,000.00
Count 2:		\$1,500.00
Total		\$2, 500.00

In addition, for violation of Count 1, the Board voted to require **John D Mullins, t/a New Image Construction** have a member of responsible Management successfully complete a Board-approved remedial education class within 90 days of the effective of the order.

Revocation of license for violation of Count 2.

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen Middleton, Pace, Dyer, Dowdy, Tomlin, Walker, Vander Pol, and Walton.** Members absent were: **Williams, Murrow, Smith and Oliver.** **Oliver and Kinser the Board's hearing officers were not present and did not vote.**

In the matter of Disciplinary File Number 2012-00396, Edward Gallagher, t/a G & L Road Builders (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

File Number
2012-00396
Edward Gallagher, t/a
G & L Road Builders

Edward Gallagher, t/a G & L Road Builders (Respondent) did not appear at the IFF in person or by counsel or by any other qualified representative..

Edward Gallagher, t/a G & L Road Builders (Respondent) did not appear at the Board meeting in person or by counsel or by any other qualified representative.

The presiding Board representative **Mr. Middleton** was not present, did not participate in the discussion and did not vote.

Mr. Dyer chaired this case.

After discussion, a motion was made by **Mrs. Tomlin** and seconded by **Mr. Gelardi** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Edward Gallagher, t/a G & L Road Builders**, violated the following sections of its Regulations:

Violations	February 1, 2006
Count 1:	18 VAC 50-22-260 B 27
Count 2:	18 VAC 50-22-260 B 30
Count 3:	18 VAC 50-22-260 B 17

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Tomlin, Vander Pol, and Walton.**

Members absent were: Williams, Murrow, Smith and Oliver. Middleton the Board's hearing officers were not present and did not vote.

The presiding Board representative **Mr. Middleton** was not present, did not participate in the discussion and did not vote.

After discussion, **Mrs. Tomlin** offered a motion seconded by **Mr. Gelardi** to reject the hearing officer's recommendation and impose the following sanctions due to disregard of notice of violations:

Sanctions		
Count 1:		\$650.00
Count 2:		\$2,500.00
Count 3:		\$2,500.00
Total		\$5,650.00

In addition, for violation of Count 1 the Board voted to require **Edward Gallagher, t/a G & L Road Builders** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the effective date of the order. Revocation of the license for violation of Counts 2 and 3.

The motion passed by a unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Tomlin, Vander Pol, and Walton.** **Members absent were: Williams, Murrow, Smith and Oliver. Middleton the Board's hearing officers were not present and did not vote.**

In the matter of Disciplinary File Number 2012-02421, Corbin Prydwen, t/a Prydwen Enterprises (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

File Number
2012-02421
Corbin Prydwen, t/a
Prydwen Enterprises

Corbin Prydwen, t/a Prydwen Enterprises, (Respondent) did not attend the IFF in person or by counsel or by any other qualified representative. **Corbin Prydwen, t/a Prydwen Enterprises** did not attend the Board meeting in person or by counsel or by any other qualified representative.

The presiding Board representatives **Mr. Smith and Mr. Walton** were not present, did not participate in the discussion and did not vote.

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

to adopt the Report of Findings, this contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary. The Amended Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Corbin Prydwen, t/a Prydwen Enterprises**, violated the following sections of its Regulations:

Violations	February 1, 2006	
Count 1:	18 VAC 50-22-260 B 2	
Effective	September 1, 2001	
Count 2:	18 VAC 50-22-230 B	

The motion passed by majority vote. Members voting "Yes" were **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Tomlin, Vander Pol, and Middleton**. Members absent were: **Williams, Murrow, Smith and Oliver**. **Smith and Walton the Board's hearing officers were not present and did not vote.**

The presiding Board representatives **Mr. Smith and Mr. Walton** were not present. did not participate in the discussion and did not vote.

After discussion, **Mr. Dyer** offered a motion seconded by **Mr. Gelardi** to impose the following sanctions:

Sanctions		
Count 1:	18 VAC 50-22-260 B 2	\$200.00
Count 2:	18 VAC 50-22-230 B	\$200.00
Total		\$400.00

In addition, for violation of Count 1 and 2, the Board voted to require **Corbin Prydwen, t/a Prydwen Enterprises** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the effective date of the order. Revocation of the license for violation of Count 1.

The motion passed by majority vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Tomlin, Vander Pol, and Middleton**. Members absent were: **Williams, Murrow, Smith and Oliver**. **Smith and Walton the Board's hearing officers were not present and did not vote.**

In the matter of Disciplinary File Number 2012-02157, Royal Consultant & Construction LLC (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

File Number
2012-02157
Royal Consultant &
Construction LLC

Royal Consultant & Construction LLC (Respondent) did not appear at the IFF in person or by counsel or by any other qualified representative. **Royal Consultant & Construction LLC (Respondent)** did not attend the Board meeting in person or by counsel or by any other qualified representative.

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

After further discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Gelardi** 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 **Royal Consultant & Construction LLC**, violated the following sections of its Regulations:

Violations	February 1, 2006
Count 1:	18 VAC 50-22-260 B 2

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.** **Tomlin the Board's hearing officer was not present and did not vote.**

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

After discussion, **Mr. Dyer** offered a motion seconded by **Mr. Chowdhuri** to impose the following sanctions:

Sanctions		
Count 1:		\$1,000.00
Total		\$1,000.00

In addition, for violation of Count 1, the Board voted to require **Royal Consultant & Construction LLC** have a member of responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days of the effective date of the order. Failure to comply with the terms will result in the automatic imposition of license suspension. The Board voted to stay revocation of the license for violation of Count 1 if Royal Consultant shall have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety days of the effective date of the order and if they shall provide evidence acceptable to the

Board within 45 days of the effective date of this order that is has replaced Tannous as the Designated Employee and Qualified Individual with another per who meets the requirements of the Board's regulations. If **Royal Consultant & Construction LLC** fails to comply with the terms of the probation, then license revocation as specified above shall be imposed.

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.** **Tomlin the Board's hearing officer was not present and did not vote.**

In the matter of Disciplinary File Number 2012-02674, Christopher Jackson, t/a Father And Sons Construction (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

**File Number
2012-02674
Christopher Jackson,
t/a Father And Sons
Construction**

Christopher Jackson, t/a Father And Sons Construction (Respondent) did not attend the IFF in person or by counsel or by any other qualified representative. **Christopher Jackson, t/a Father And Sons Construction (Respondent)** did not attend the Board meeting in person or by counsel or by any other qualified representative.

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

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Gelardi** 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 **Christopher Jackson, t/a Father And Sons Construction.,** violated the following sections of its Regulations:

Violations	February 1, 2006
Count 1:	18 VAC 50-22-260 B 22
Count 2:	18 VAC 50-22-260 B 23

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.** **Tomlin the Board's hearing officer was not present and did not vote.**

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

After discussion, **Mr. Dyer** offered a motion seconded by **Mr. Gelardi** to impose the following sanctions:

Sanctions
In addition, for violation of Count 1 and 2, the Board voted to require Christopher Jackson, t/a Father And Sons Construction have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the effective date of the order.

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.** Tomlin the Board's hearing officer was not present and did not vote.

In the matter of Disciplinary File Number 2012-03035, Thomaason Enterprises Inc (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

File Number
2012-03035
Thomaason Enterprises Inc

Dean Thomasason on behalf of Thomaason Enterprises Inc (Respondent) did attend the IFF in person. **Dean Thomasason on behalf of Thomaason Enterprises Inc (Respondent)** did not attend the Board meeting in person. He addressed the Board.

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

After discussion, a motion was made by **Mr. Walton** and seconded by **Mr. Gelardi** 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 **Thomaason Enterprises Inc**, violated the following sections of its Regulations:

Violations	February 1, 2006
Count 1:	18 VAC 50-22-260 B 6
Count 2:	18 VAC 50-22-260 B 27

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Vander Pol, and Middleton.**

Members absent were: Williams, Murrow, Smith and Oliver. Tomlin the Board's hearing officer was not present and did not vote.

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

After discussion, **Mr. Walton** offered a motion seconded by **Mr. Gelardi** to impose the following sanctions:

In addition, for violation of Counts 1 and 2, the Board voted to require **Dean Thomasason on behalf of Thomaason Enterprises In** have a member of Responsible Management successfully complete a Board approved remedial education class within 90 (ninety) days of the effective date of this order. Failure to comply with the terms will result the automatic imposition of license suspension.

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Pace, Dyer, Dowdy, Walton, Vander Pol, and Middleton.** **Members absent were: Williams, Murrow, Smith and Oliver. Tomlin the Board's hearing officer was not present and did not vote. Walker abstained from voting.**

In the matter of Disciplinary File Number 2012-03137, M & M Professional Landscaping Inc (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

File Number
2012-03137
M & M Professional
Landscaping Inc

M & M Professional Landscaping Inc (Respondent) did not attend the IFF in person or by counsel or by any other qualified representative. **M & M Professional Landscaping Inc (Respondent)** did not attend the Board meeting in person or by counsel or by any other qualified representative.

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

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Gelardi** 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 **M & M Professional Landscaping Inc**, violated the following sections of its Regulations:

Violations	February 1, 2006
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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 29	

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.** Tomlin the Board's hearing officer was not present and did not vote.

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

After discussion, **Mr. Dyer** offered a motion seconded by **Mr. Gelardi** to impose the following sanctions:

Sanctions		
Count 1:		\$250.00
Count 2:		\$600.00
Count 3:		\$500.00
Total		\$1,350.00

In addition, for violation of Count 1, 2 and 3 the Board voted to require **M & M Professional Landscaping Inc** have a member of Responsible Management successfully complete a Board approved remedial education class within 90 (ninety) days of the effective date of this order. Failure to comply with the terms will result the automatic imposition of license suspension.

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.** Tomlin the Board's hearing officer was not present and did not vote.

In the matter of Disciplinary File Number 2012-03497, Ariels Contracting LLC (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

File Number
2013-03497

Ariels Contracting LLC

Ariels Contracting LLC (Respondent) did not attend the IFF in person or by counsel or by any other qualified representative. **Ariels Contracting LLC (Respondent)** did not attend the Board meeting in person or by counsel or by any other qualified representative.

The presiding Board representative **Mrs. Tomlin** were not present. did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Gelardi** 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 **Ariels Contracting LLC**, violated the following sections of its Regulations:

Violations	February 1, 2006	
Count 1:	18 VAC 50-22-260 B 28	
Count 2:	18 VAC 50-22-260 B 13	

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.** **Tomlin the Board's hearing officer was not present and did not vote.**

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

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

Sanctions		
Count 1:		\$1,250.00
Count 2:		\$1,250.00
Total		\$2,500.00

In addition. for violation of Count 1 and 2, the Board voted to revoke **Ariels Contracting LLC** contractor's license.

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.** **Tomlin the Board's hearing officer was not present and did not vote.**

In the matter of Disciplinary File Number 2013-00579, Michael Lee Ray, t/a Weather Tite Home Improvements (Respondent); the board reviewed the record. which consisted of the investigative file. transcript. exhibits from the Informal Fact-Finding Conference (IFF), and the Summary and recommendation.

File Number
2013-00579
Michael Lee Ray, t/a
Weather Tite Home
Improvements

Michael Lee Ray, on behalf of t/a Weather Tite Home Improvements (Respondent) did attend the IFF by telephone. **Michael Lee Ray, t/a Weather Tite Home Improvements (Respondent)** did not attend the Board meeting in person or by counsel or by any other qualified representative.

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

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Gelardi** 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 **Michael Lee Ray, t/a Weather Tite Home Improvements**, violated the following sections of its Regulations:

Violations	February 1, 2006
Count 1:	18 VAC 50-22-260 B 13
Count 2:	18 VAC 50-22-260 B 28

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.** **Tomlin the Board's hearing officer was not present and did not vote.**

Mrs. Clay shared there were priors: **Michael Lee Ray, t/a Weather Tite Home Improvements** On July 13 2010 the Board ratified a Consent Order. File #2009-00070 finding Michael Lee Ray in violation of 18 VAC 50-22-260 B9-failure to have the required provision in a contract. No Fine/No Board Costs only Remedial Education was required and it was completed.

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

After discussion, **Mr. Dyer** offered a motion seconded by **Mr. Gelardi** to impose the following sanctions:

In addition, for violation of Count 1 the Board voted to suspend the license. The Board voted to stay imposition of the suspension under the following conditions: Michael Ray's license shall be placed on probation. Michael Ray shall provide evidence acceptable to the Board within 90 days of the order that he has successfully completed remedial education and Michael Ray's license shall be placed on probation. Michael Ray shall provide evidence acceptable to the Board within 90 days of the order that he has successfully retaken and passed the Virginia and General portions of the Board's licensure examination.

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.** Tomlin the Board's hearing officer was not present and did not vote.

In the matter of Consent Order File Number 2012-01497 Board v. WWH Enterprises Inc.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings. which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2012-01497
WWH Enterprises Inc.

WWH Enterprises Inc.; acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$ 150.00
Count 2:	18 VAC 50-22-260 B 6	\$ 350.00
Count 3:	18 VAC 50-22-260 B 27	\$ 650.00
Board Costs		\$ 150.00
Total		\$ 1,300.00

In addition for violation of Count 3. WWH Enterprises Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.
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Upon a motion by **Mr. Pace** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

In the matter of Consent Order File Number 2012-02528 Board v. Chadwick S Graham, t/a C & G Heating & Air; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings. which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2012-02528
Chadwick S Graham,
t/a C & G Heating & Air

Chadwick S Graham, t/a C & G Heating & Air acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 18	\$ 00.00
Count 2:	18 VAC 50-22-260 B 18 (10 violations at \$250 each)	\$ 2,500.00
Count 3:	18 VAC 50-22-260 B 18	\$ 0.00

Board Costs	\$ 150.00
Total	\$ 2,650.00
In addition for violation of Counts 1, through 3. Chadwick S Graham, t/a C & G Heating & Air agrees to have a member of responsible management successfully complete a Board approved remedial education class.	

Upon a motion by **Mr. Pace** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

In the matter of Consent Order File Number 2012-02972 Board v. Kenneth Yates, t/a Yates Home Repairs; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2012-02972
Kenneth Yates, t/a Yates
Home Repairs

Kenneth Yates, t/a Yates Home Repairs acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-20-260 B 9	\$500.00
Count 2:	18 VAC 50-20-260 B 27	\$2,000.00
Count 3:	18 VAC 50-20-260 B 5	\$1,300.00
Count 4:	18 VAC 50-20-260 B 14	\$2,000.00
Count 5:	18 VAC 50-20-260 B 16	\$2,000.00
Board Costs		\$ 150.00
Total		\$7,950.00
In addition, for violation of Count 3, 4 and 5. Kenneth Yates, t/a Yates Home Repairs agrees to revocation of his license. Further the Board voted to require Kenneth Yates, t/a Yates Home Repairs have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the effective date of the order.		

Upon a motion by **Mr. Dyer** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

In the matter of Consent Order File Number 2012-03128 Board v. Robert J Kelley, t/a B & K Concrete; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2012-03128
Robert J Kelley, t/a B & K Concrete

Robert J Kelley, t/a B & K Concrete acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$350.00
Count 2;	18 VAC 50-22-260 B 6	\$750.00
Board Costs		\$150.00
Total		\$1,250.00

Further, for violation of Count 2, **Robert J Kelley, t/a B & K Concrete** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Pace** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

In the matter of Consent Order File Number 2012-03383 Board v. Kozilla Monster Ponds Inc; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2012-03383
Kozilla Monster Ponds Inc

Kozilla Monster Ponds Inc acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 27	\$ 1,300.00
Board Costs		\$ 150.00
Total		\$1,450.00

Further, the Board agrees to waive \$650.00 of the monetary penalty for Count 1 provided **Kozilla Monster Ponds Inc** obtains a Class A or Class B license within 90 days of the effective date of the Order. If **Kozilla Monster Ponds Inc** does not comply then the full monetary penalty will be automatically imposed. In

addition, for violation of Count 1, Koizilla Monster Ponds, Inc. agrees to a one year probation of its license as of the effective date of the Order. During this one year probation **Kozilla Monster Ponds Inc** agrees to not be in violation of any regulations of the board for Contractors for transactions occurring after the effective date of the Order. If **Kozilla Monster Ponds Inc** violates and of the terms of this probation, its license shall be automatically revoked. **Kozilla Monster Ponds Inc** understands the right to have this revocation considered in an informal fact finding conference and/or formal hearing under Sections 2.2-4019, 2.2-4020, and 2.2-4021 of the Code of Virginia, and knowingly and voluntarily waives any rights to these proceedings.

Upon a motion by **Mr. Pace** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

In the matter of Consent Order File Number 2012-034310 Board v. F K D Remodeling & Custom Project LLC; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2012-03431
F K D Remodeling & Custom Project LLC

F K D Remodeling & Custom Project LLC acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$700.00
Board Costs		\$150.00
Total		\$1850.00

Further for violation of Count 1, **F K D Remodeling & Custom Project LLC** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Dyer** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

In the matter of Consent Order File Number 2012-03472 Board v. Wayne John Dell, t/a W J Dell Construction; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2012-03472
Wayne John Dell, t/a
W J Dell Construction

Wayne John Dell, t/a W J Dell Construction acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 9	\$100.00
Count 2:	18 VAC 50-22-260.B.31	\$ 200.00
Board Costs		\$150.00
Total		\$450.00
Further for violation of Counts 1 and 2, Wayne John Dell, t/a W J Dell Construction agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Pace** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

In the matter of Consent Order File Number 2012-03473 Board v. Donald Bland Jr. t/a Donald Band Backhoe and Excavating Services; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2012-03473
Donald Bland Jr. t/a
Donald Band Backhoe
and Excavating Services

Donald Bland Jr. t/a Donald Band Backhoe and Excavating Services acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260.B 28	\$2,500.00
Board Costs		\$150.00
Total		\$2650.00
In addition for violation of Counts 1 Donald Bland Jr. t/a Donald Band Backhoe and Excavating Services agrees to revocation of his license. Further the Board shall waive imposition of the \$2,500.00 monetary penalty for Count 1.		

In addition, the Board shall waive imposition of license revocation for Count 1 provided **Donald Bland Jr. t/a Donald Band Backhoe and Excavating Services** satisfies the judgment and provides the Board with proof of the satisfaction within ninety days of the effective date of this Order. If **Donald Bland Jr. t/a Donald Band Backhoe and Excavating Services** fails to comply with the conditions, then the license revocation will be automatically imposed.

Upon a motion by **Mr. Walton** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton**. Members absent were: **Williams, Murrow, Smith and Oliver**.

In the matter of Consent Order File Number 2012-03489 Board v. American Window Systems Inc; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2012-03489
American Window
Systems Inc

American Window Systems Inc acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 6	\$ 350.00
Count 2:	18 VAC 50-22-260 B 31	\$ 200.00
Board Costs		\$ 150.00
Total		\$ 700.00

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

Upon a motion by **Mr. Pace** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton**. Members absent were: **Williams, Murrow, Smith and Oliver**. **American Window Systems Inc**

In the matter of Consent Order File Number 2012-03507 Board v. Parkers Masonry LLC; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2012-03507
Parkers Masonry LLC

Parkers Masonry LLC acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$ 350.00
Count 2:	18 VAC 50-22-260 B 13	\$ 1,250.00
Board Costs		\$ 150.00
Total		\$ 1,750.00
<p>Further, for violation of Count 1 and 2. Parkers Masonry LLC agrees to have a member of Responsible Management successfully complete remedial education.</p> <p>The Board shall waive the imposition of the \$1,250.00 monetary penalty for Count 2 provided Parkers Masonry LLC successfully completes the Board-approved remedial education class referenced above within 90 days of the effective date of the order. If Parkers Masonry, LLC fails to comply with this condition, then the full monetary penalty will be automatically imposed.</p>		

Upon a motion by **Mr. Pace** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

In the matter of Consent Order File Number 2012-03599 Board v. Christopher Ryman; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2012-03599
Christopher Ryman

Christopher Ryman acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 18	\$ 800.00
Board Costs		\$ 150.00
Total		\$ 950.00
<p>In addition, for violation of Count, 1. Christopher Ryman agrees to a member of Responsible Management complete a Board</p>		

approved remedial education class.

Upon a motion by **Mr. Chowdhuri** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

In the matter of Consent Order File Number 2012-03772 Board v. Larry G Elliott, t/ Cross Timbers Construction; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2012-03772
Larry G Elliott, t/ Cross
Timbers Construction

Larry G Elliott, t/ Cross Timbers Construction acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-230 A	\$ 200.00
Count 2:	18 VAC 50-22-260 B 9	\$ 400.00
Count 3:	18 VAC 50-22-260. B. 31	\$ 400.00
Board Costs		\$ 150.00
Total		\$ 1,150.00
The Board shall waive the \$400.00 penalty for violation of Count 2 because it is in receipt of a contract template that is in compliance with the Board's regulations presented by Larry Elliott. In addition, for violation of Counts 1 and 2, Larry G Elliott, t/ Cross Timbers Construction agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Giesen** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

In the matter of Consent Order File Number 2012-03802 Board v. Jack L Haddock, t/a Jack of All Trades; the Board reviewed the Consent Order. Incorporated in the

File Number
2012-03802

Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**Jack L Haddock, t/a
 Jack of All Trades**

Jack L Haddock, t/a Jack of All Trades acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 27	\$ 400.00
Count 2:	18 VAC 50-22-260 B 27	\$ 400.00
Count 3:	18 VAC 50-22-260 B 31	\$ 400.00
Count 4:	18 VAC 50-22-260 B 6	\$ 1,000.00
Board Costs		\$ 150.00
Total		\$ 2,350.00
Further Jack L Haddock, t/a Jack of All Trades agrees that a member of Responsible Management will successfully complete a Board approved remedial education class.		

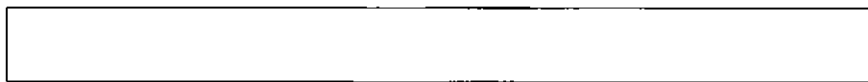
Upon a motion by **Mrs. Tomlin** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton**. Members absent were: **Williams, Murrow, Smith and Oliver**.

In the matter of Consent Order File Number 2012-03828 Board v. Construction Services of Roanoke Incorporated; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
 2012-03828
 Construction Services of
 Roanoke Incorporated**

Construction Services of Roanoke Incorporated acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 18	\$ 400.00
Board Costs		\$ 150.00
Total		\$ 550.00
In addition, the Board shall waive \$400.00 of the monetary penalty for Count 1 and the \$150.00 in Board costs provided a member of Responsible Management of Construction Services of Roanoke Incorporated successfully completes a Board-approved remedial education class within 90 days of the order. If a member of responsible Management of Construction Services of Roanoke Incorporated fails to comply with this condition, then the full monetary penalty will be automatically imposed.		



Upon a motion by **Mr. Giesen** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

In the matter of Consent Order File Number 2013-00055 Board v. James G Lambert, t/a JGL Construction, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2013-00055
James G Lambert, t/a
JGL Construction

James G Lambert, t/a JGL Construction, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$ 200.00
Count 2:	18 VAC 50-22-260 B 27	\$ 500.00
Count 3:	18 VAC 50-22-260. B. 27	\$ 500.00
Board Costs		\$ 150.00
Total		\$ 1,350.00

The Board agrees to waive the \$500.00 penalty for Count 3 provided James G Lambert obtains the building contractors BLD specialty service within ninety days of the order. If James G Lambert fails to comply with this condition, then the full monetary penalty will be automatically imposed.

Further, for violation of Counts 1, 2 and 3, **James G Lambert** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Walton** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

In the matter of Consent Order File Number 2013-00133 Board v. Integrity II Home Improvements Inc; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
 2013-00133
 Integrity II Home
 Improvements Inc**

Integrity II Home Improvements Inc; acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$ 250.00
Count 2:	18 VAC 50-22-260 B 31	\$ 300.00
Count 3:	18 VAC 50-22-260 B 27 Two violations at \$650.00 each	\$ 1,300.00
Count 4:	18 VAC 50-22-260 B 15	\$ 1,550.00
Board Costs		\$ 150.00
Total		\$ 3,550.00

Further for violation of Counts 1-4, **Integrity II Home Improvements Inc;** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Walton** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.** The presiding Board representative **Mr. Smith** was not present, did not participate in the discussion and did not vote.

In the matter of Consent Order File Number 2013-00143 Board v. Garrett Oliver Carey; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
 2013-00143
 Garrett Oliver Carey**

Garrett Oliver Carey; acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-30-190 .1	\$ 1,000.00
Count 2:	18 VAC 50-30-190 .15	\$ 500.00

Board Costs		\$ 150.00
Total		\$ 1,650.00
In addition, for violation of Counts 1 and 2, Garrett Oliver Carey agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Dyer** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Tomlin, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

The presiding Board representative **Mr. Walton** was not present, did not participate in the discussion and did not vote.

In the matter of Consent Order File Number 2013-00201 Board v. Robert C Sholar; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2013-00201
Robert C Sholar

Robert C Sholar acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 18	\$ 800.00
Board Costs		\$ 150.00
Total		\$ 950.00

In addition, for violation of Count 1, **Robert C Sholar** agrees to have a member of responsible Management successfully complete a board-approved remedial education class within 90 days of the order.

Further, the Board shall waive imposition of the \$800.00 monetary penalty for Count 1, the \$150.00 in Board costs and the requirement to complete remedial education, provided **Robert C Sholar** terminates his license within thirty days of the effective date of the order. If **Robert C Sholar** fails to comply with the conditions, then the full monetary penalty, Board costs and the requirement to complete remedial education will be automatically imposed.

Upon a motion by **Mr. Dyer** seconded by **Mr. Chowdhuri**, the Board ratified the Consent Order with a unanimous vote: Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

In the matter of Consent Order File Number 2013-00209 Board v. Eugene O Muth III t/a Muth Carpentry the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2013-00209
Eugene O Muth III t/a
Muth Carpentry

Eugene O Muth III t/a Muth Carpentry acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 V 9	\$ 350.00
Count 2:	18 VAC 50-22-260 B 31	\$ 400.00
Board Costs		\$ 150.00
Total		\$ 900.00
Further for violation of Counts 1 and 2. Eugene O Muth III t/a Muth Carpentry agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Giesen** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

In the matter of Consent Order File Number 2013-00214 Board v. Commonwealth Custom Restoration LLC the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2013-00214
Commonwealth Custom
Restoration LLC

Commonwealth Custom Restoration LLC acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$ 200.00
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Count 2:	18 VAC 50-22-260 B 9	\$ 350.00
Count 3:	18 VAC 50-22-260 B 6	\$ 750.00
Board Costs		\$ 150.00
Total		\$ 1,450.00

In addition, for violation of Counts 1 - 3, **Commonwealth Custom Restoration LLC** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Dyer** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

In the matter of Consent Order File Number 2013-00226 Board v. Trademark Construction Inc; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2013-00226
Trademark Construction
Inc

Trademark Construction Inc acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 31	\$ 400.00
Board Costs		\$ 150.00
Total		\$ 550.00

In addition, for violation of Count 1, **Trademark Construction Inc** agrees to have a member of Responsible Management successfully complete remedial education within ninety days of the effective date of the Order.

Upon a motion by **Mrs. Tomlin** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

In the matter of Consent Order File Number 2013-00238 Board v. M H Eades Inc; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2013-00238
M H Eades Inc

M H Eades Inc; acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$ 350.00
Count 2:	18 VAC 50-22-260 B 29	\$ 500.00
Board Costs		\$ 150.00
Total		\$ 1,000.00
For Counts 1 and 2, M H Eades Inc agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Vander Pol** seconded by **Mrs. Tomlin**, the Board ratified the Consent Order with a unanimous vote: Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

In the matter of Consent Order File Number 2013-00257 Board v. Wallace A Rudolph Jr, t/a St Just Construction; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2013-00257
Wallace A Rudolph Jr,
t/a St Just Construction

Wallace A Rudolph Jr, t/a St Just Construction; acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 18	\$ 800.00
Board Costs		\$ 150.00
Total		\$ 950.00
Further for violation of Count 1, Wallace A Rudolph Jr, t/a St Just Construction; agrees to have a member of Responsible management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Pace** seconded by **Mr. Chowdhuri** the Board ratified the

Consent Order with a unanimous vote: Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton. Members absent were: Williams, Murrow, Smith and Oliver.**

In the matter of Consent Order File Number 2013-00295 Board v. Greg D Ramsey, t/a Virginia Window Co; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2013-00295
Greg D Ramsey, t/a
Virginia Window Co

Greg D Ramsey, t/a Virginia Window Co acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$ 350.00
Board Costs		\$ 150.00
Total		\$ 500.00

In addition, for violation of Count 1, **Greg D Ramsey, t/a Virginia Window Co** agrees to have a member of Responsible Management successfully complete remedial education within ninety days of the effective date of the Order.

Upon a motion by **Mrs. Tomlin** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton. Members absent were: Williams, Murrow, Smith and Oliver.**

In the matter of Consent Order File Number 2013-00336 Board v. Commonwealth HVAC and Generators Inc; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2013-00336
Commonwealth HVAC
and Generators Inc

Commonwealth HVAC and Generators Inc acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$ 00.00
Count 2:	18 VAC 50-22-260-B 9	\$ 00.00
Count 3:	18 VAC 50-22-260 B 15	\$ 00.00
Count 4:	18 VAC 50-22-260 B 16	\$ 00.00
Count 5:	18 VAC 50-22-260 B 17 three violations	\$ 00.00
Count 6:	18 VAC 50-22-260 B 2	\$ 00.00

	Two violations	
Board Costs		\$ 0.00
Total		\$ 0.00
In addition, for violation of Count 1-6, Commonwealth HVAC and Generators Inc agrees to revocation of its license		

Upon a motion by **Mrs. Tomlin** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

The presiding Board representative **Mr. Smith** was not present, did not participate in the discussion and did not vote.

In the matter of Consent Order File Number 2013-00344 Board v. Starr Custom Contracting Inc; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2013-00344
Starr Custom
Contracting Inc

Starr Custom Contracting Inc acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 29	\$ 300.00
Board Costs		\$ 150.00
Total		\$ 450.00
In addition, for violation of Count 1, Starr Custom Contracting Inc agrees to have a member of Responsible Management successfully complete remedial education within ninety days of the effective date of the Order.		

Upon a motion by **Mrs. Tomlin** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

In the matter of Consent Order File Number 2013-00408 Board v. The Atlantic Remodeling Corporation of Virginia; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
 2013-00408
 The Atlantic
 Remodeling
 Corporation of
 Virginia**

The Atlantic Remodeling Corporation of Virginia acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 17	\$ 1,200.00
Count 2:	18 VAC 50-22-260 B 9	\$ 350.00
Board Costs		\$ 150.00
Total		\$ 1,700.00
In addition, for violation of Count 1 and 2, The Atlantic Remodeling Corporation of Virginia agrees to have a member of Responsible Management successfully complete remedial education within ninety days of the effective date of the Order.		

Upon a motion by **Mrs. Tomlin** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton**. Members absent were: **Williams, Murrow, Smith and Oliver**.

In the matter of Consent Order File Number 2013-00444 Board v. Rising Trout Holdings Inc; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
 2013-00444
 Rising Trout Holdings Inc**

Rising Trout Holdings Inc acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 9	\$ 350.00
Count 2:	18 VAC 50-22-260 B 15	\$ 1,550.00
Count 3:	18 VAC 50-22-260 B 16	\$ 2,500.00
Board Costs		\$ 150.00
Total		\$ 4,550.00
In addition, for violation of Count 1, Rising Trout Holdings Inc agrees to revocation of its license. Further, the Board shall waive imposition of the \$350.00 monetary penalty for Count 1, the \$1,550.00 monetary penalty for Count 2 and the \$2,500.00 monetary penalty for Count 3, on condition that Rising Trout		

Holdings Inc reimburses \$3,641.65 to Nancy G O'Dell and provides the Board with proof of the payment within sixty days of the effective date of this order. If **Rising Trout Holdings Inc** fails to comply with the conditions, then the full monetary penalty will be automatically imposed..

Upon a motion by **Mrs. Tomlin** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

The presiding Board representative **Mr. Vander Pol** was not present. did not participate in the discussion and did not vote.

In the matter of Consent Order File Number 2013-00511 Board v. Commonwealth Log Homes LLC the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2013-00511
Commonwealth Log Homes LLC

Commonwealth Log Homes LLC acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	Section 54.1-1110 of the Code of Virginia	\$ 00.00
Board Costs		\$ 00.00
Total		\$ 00.00
In addition. for violation of Count 1, Commonwealth Log Homes LLC agrees to revocation of its license.		

Upon a motion by **Mrs. Tomlin** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

In the matter of Consent Order File Number 2013-00634 Board v. Duval Heating Air Conditioning & Plumbing Inc; the Board reviewed the Consent Order.

File Number
2013-00634

Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**Duval Heating Air
Conditioning &
Plumbing Inc**

Duval Heating Air Conditioning & Plumbing Inc acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 6	\$ 750.00
Board Costs		\$ 150.00
Total		\$ 900.00

In addition, for violation of Count 1, **Duval Heating Air Conditioning & Plumbing Inc** agrees to have a member of Responsible Management successfully complete remedial education within ninety days of the effective date of the Order.

Upon a motion by **Mr. Walker** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton**. Members absent were: **Williams, Murrow, Smith and Oliver**.

In the matter of Consent Order File Number 2013-00671 Board v. Construction Trade Services Inc; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2013-00671
**Construction Trade
Services Inc**

Construction Trade Services Inc acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 18	\$ 500.00
Board Costs		\$ 150.00
Total		\$ 650.00

In addition, for violation of Count 1, **Construction Trade Services Inc** agrees to have a member of Responsible Management successfully complete remedial education within ninety days of the effective date of the Order.

Upon a motion by **Mr. Dowdy** seconded by **Mr. Walton**, the Board ratified the Consent Order with a unanimous vote: Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and**

Middleton. Members absent were: Williams, Murrow, Smith and Oliver.

In the matter of Consent Order File Number 2013-00699 Board v. Jody Walsh Mayhew, t/a Mayhew Builder's; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2013-00699
Jody Walsh Mayhew, t/a
Mayhew Builder's**

Jody Walsh Mayhew, t/a Mayhew Builder's acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 9	\$ 350.00
Count 2:	18 VAC 50-22-260 B 31	\$ 400.00
Count 3:	18 VAC 50-22-260 B 6	\$ 500.00
Board Costs		\$ 150.00
Total		\$ 1,400.00

In addition, the Board shall waive imposition of the \$350.00 monetary penalty for Count 1 provided Jody Walsh Mayhew successfully completes a Board-approved remedial education class and provides a copy of his current contract within 90 days of the date of the order. The contract must be in compliance with Board Regulation 18 VAC 50-22-260.B.9. If Jody Walsh Mayhew fails to comply with these conditions, then the full monetary penalty will be automatically imposed.

Further, for violation of Counts 1, 2 and 3, Jody Walsh Mayhew agrees to have a member of Responsible Management successfully complete remedial education within ninety days of the effective date of the Order.

Upon a motion by **Mrs. Tomlin** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton. Members absent were: Williams, Murrow, Smith and Oliver.**

In the matter of Consent Order File Number 2013-01093 Board v. Northview Corporation; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2013-01093
Northview Corporation**

Northview Corporation; acknowledges an understanding of the charges and hereby

admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 29	\$ 250.00
Board Costs		\$ 150.00
Total		\$ 400.00

In addition, for violation of Count 1, **Northview Corporation** agrees to have a member of Responsible Management successfully complete remedial education within ninety days of the effective date of the Order.

Upon a motion by **Mr. Walton** seconded by **Mr. Chowdhuri**, the Board ratified the Consent Order with a unanimous vote: Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

In the matter of Consent Order File Number 2013-01243 Board v. Energy Efficient Solutions Inc; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2013-01243
Energy Efficient
Solutions Inc

Energy Efficient Solutions Inc acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 27	\$ 650.00
Board Costs		\$ 150.00
Total		\$ 800.00

In addition, for violation of Count 1. **Energy Efficient Solutions Inc** agrees to have a member of Responsible Management successfully complete remedial education within ninety days of the effective date of the Order.

Board agrees to waive the \$650.00 monetary penalty for Count1, provided **Energy Efficient Solutions Inc** adds the Specialty Commercial Improvement Contracting (CIC) or Home Improvement Contracting (HIC) or the Building Contractor (BLD) classification to their license within 90 days of the effective date of the order. If **Energy Efficient Solutions Inc** fails to comply with this condition, then the full monetary penalty will be imposed.

Upon a motion by **Mrs. Tomlin** seconded by **Mr. Gelardi**, the Board ratified the Consent Order with a unanimous vote: Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

The Board took a break for lunch.

Lunch Break

Eric Olson shared with the board members a request from **Culver Design Build, Inc.** to have the Board stay the implementation of the Final Opinion and Order 2012-01742 until a final disposition is made in their appeal by the Circuit Court of the City of Alexandria (CL 13002209).

New Business

2012-01742

Culver Design Build, Inc.

After discussion a motion was offered by **Mr. Dyer** and seconded by **Mr. Gelardi** to stay the implementation of the Board's Final Opinion and Order 2012-01742 and to remove it from the Board's website until a final disposition is made in Culver Design Build, Inc's appeal by the Circuit Court of the City of Alexandria (CL 13002209).

The motion passed by unanimous vote. Members voting "Yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

The Board reconsidered 2009-03474, Virginia Hill vs Two Cheeks LLC and Ordered that the claim be approved in the amount of \$20,000.00. Upon payment of this claim, the license of Two Cheeks LLC will be revoked pursuant to Title 54.1, Chapter 11, Article 2, of the Code of Virginia. Pursuant to section 54.1-1123 B, payments may be reduced on a prorated basis based upon the number of claims received.

Reconsider

2009-03474

Virginia Hill (Claimant)

V

Two Cheeks LLC (Regulant

After discussion, a motion was offered by **Pace** and seconded by **Gelardi** to pay the claim as recommended by the City of Norfolk Circuit Court CL 118604 and Board Counsel, Steven Jack. The motion was unanimously approved. Members voting "yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

Adrienne Mayo, Regulatory Boards Administrator provided the Board with a Committee Report;

**Committee Report
 Adrienne Mayo**

The following is a summary and report of the meeting of the Committee of the Board for Contractors held on April 8th, 2013. The items requiring Board action are marked with an asterisk (*).

Education Provider Applications*

The following application for proposed education provider and course was reviewed by the committee and their recommendations are as follows:

Name	Education	Type	Staff Recommendation	Code Disclaimer
IA Contractor School (NEW)	Contractor Pre-License Contractor Remedial	Pre-license classroom Basic Remedial Education classroom	Approval	No
CO-Train LLC	Continuing Education	ELE in Classroom	Approval	Yes
Code Instruction Services Inc	Continuing Education	ELE in Classroom	Approval	Yes
JCR Productions Inc	Continuing Education and Vocational Training	ELE in Classroom	Approval	No
County of Spotsylvania (one time class)	Continuing Education	HVAC in Classroom	Approval	No
M.S. Electrical Training	Continuing Education and Vocational Training	ELE in Classroom	Approval	Yes
National Comfort Institute (New)	Continuing Education and Vocational Training	ELE in Classroom	Approval	No

Walter W. Grander dba Bay Area Inspection Agency	Continuing Education	ELE in Classroom	Approval-	Yes	No
Virginia Water Well Association	Continuing Education	WWP in Classroom	Approval	No	Yes
Professional Code Training Inc	Vocational Training	Backflow in Classroom	Approval	No	No

Upon a motion offered by **Gelardi** and seconded by **Dyer** the Board adopted the Committee's recommendations for the above listed schools and approved them. The motion was unanimously approved. Members voting "yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

New Business:

Reporting of Education Courses

Privacy laws, policies and procedures prohibit the sending and receiving of Social Security Numbers DMV Control numbers over an unsecure circuit. The Committee recommends the Board adopt a cut-off of July 31, 2013 as the last date that rosters will be accepted on the current server. After this date all education providers must transmit student rosters in an electronic format to the secure server. Also, course completion certificates will not be accepted from students for courses that were not transmitted properly.

After discussion, a motion was offered by **Pace** and seconded by **Gelardi** to require the Education Providers to use a Secure Server to process and format information. All Education Providers must conform and the recommended start date is July 31, 2013.

The motion was unanimously approved. Members voting "yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

Interpretation of Regulations – Necessity of Contract

Board Director, Eric Olson and Department Investigators shared with the Committee that recently there have been several instances where the interpretation for "routine maintenance" has been questioned and presented in a manner that warrants additional

clarification of the previous interpretation by the Board. After discussion the Committee agreed to address this issue through regulatory review. Therefore, the Committee recommends the Board adopt a Notice of Intended Regulatory Action.

Upon a motion offered by **Dyer** and seconded by **Gelardi** the Board accepts the Committees recommendation to address the issue of the necessity of Contract through a Notice of Intended Regulatory Action.

The motion was unanimously approved. Members voting “yes” were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

Regulatory Update

Board staff presented updates to pending regulatory packages regarding six regulatory package submissions and copies of the public comments received were provided. As a result the Committee voted to present for Board approval adopting as proposed the contractor and tradesman regulatory reform regulation packet. The Committee also adopted as proposed for Board approval of the Contract Provision packet for the Contractor Regulations.

NOIRA (Commercial Builders)

The Board voted to start the regulatory process (NOIRA) to separate commercial building as a standalone classification per HB1802.

Upon a motion by **Dowdy** and seconded by **Walker** the Board unanimously voted to start the regulatory process to separate commercial building as a standalone classification per HB1802.

Members voting “yes” were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

Proposed Contractor Regulation 18 VAC 50-22 (Regulatory Reform)

The Board voted to adopt as proposed the Governor’s Regulatory Reform submission for 18 VAC 50-22.

Upon a motion by **Dowdy** and seconded by **Walker** the Board unanimously voted to

adopt as proposed the Governor's Regulatory Reform submission for 18 VAC 50-22.

Members voting "yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

Proposed Individual Regulations 18 VAC 50-30 (Regulatory Reform)

The Board voted to adopt as proposed the Governor's Regulatory Reform submission for 18 VAC 50-30.

Upon a motion by **Dowdy** and seconded by **Walker** the Board unanimously voted to approve adoption as proposed the Governor's Regulatory Reform submission for 18 VAC 50-30. Members voting "yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

Final Regulations Certified Accessibility Contractors

After discussion the Board voted to adopt as final regulations adding Certified Accessibility Mechanics to 18 VAC 50-30.

Upon a motion by **Dowdy** and seconded by **Walker** the Board unanimously voted to approve adoption as final regulation adding Certified Accessibility Mechanics to 18 VAC 50-30. Members voting "yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

Proposed Regulations 18 VAC 50-22 (changes to contract requirements)

After discussion the Board voted to adopt as proposed, regulations amending the required contract provisions as recommended by the Contractor Transaction Recovery Fund Work Group.

Upon a motion by **Dowdy** seconded by **Walker** the Board unanimously voted to approve adoption as proposed, regulations amending the required contract provisions to 18 VAC 50-22. Members voting "yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

Temporary Licenses 18 VAC 50-22

After discussion on temporary licenses, the Board voted to adopt as final regulations governing temporary licenses to 18 VAC 50-22.

Upon a motion by **Dowdy** and seconded by **Walker** the Board unanimously voted to adopt as final regulations governing temporary licenses to 18 VAC 50-22. The Members voting "yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

Examination Exemption Agreement

The Committee reviewed the suggested language revisions for the examination agreement presented by the Maryland Board for HVACR Contractors Board (Maryland Board). The revisions specify Virginia tradesmen who receive their license by card exchange will not be exempted from the Maryland HVAC examination. Further, disclosure of disciplinary action must be provided within the verification of licensure documents. After discussion the Committee recommends the Board adopt the agreement revisions.

After Board discussion a motion was offered by **Tomlin** and seconded by **Walker** to adopt the agreement revisions between Maryland Board for HVACR Contractors Board and Virginia.

The motion was unanimously approved. Members voting "yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton.** Members absent were: **Williams, Murrow, Smith and Oliver.**

The next Board meeting will be June 4th, 2013.

Next Board meeting

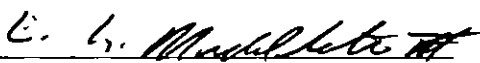
The Board Chair asked all members to be certain to complete their Conflict of Interest Forms and Travel Vouchers and turn them in to Sheila Watkins prior to leaving the meeting. Also any members who have not completed their Financial Disclosure Statement please see Sheila Watkins today.

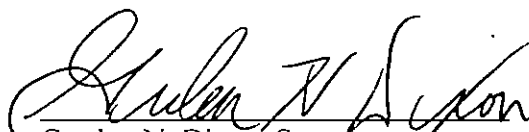
Paperwork

There being no further business to come before the Board, the meeting was adjourned at **01:59 p.m.** upon a motion by **Mr. Vander Pol** and seconded by **Mr. Pace**.

Adjournment

The motion was unanimously approved. Members voting "yes" were: **Chowdhuri, Gelardi, Giesen, Walker, Pace, Dyer, Dowdy, Walton, Tomlin, Vander Pol, and Middleton**. Members absent were: **Williams, Murrow, Smith and Oliver**.


E.G. Middleton, III, Chairman


Gordon N. Dixon, Secretary

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

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

1. Name: Erby G. "Rudy" Middleton, III
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: April 9, 2013
(Date)

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

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

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

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

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

Erby G. Middleton, III
Signature

April 9, 2013
Date

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

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

1. Name: Wyatt H. Walton, III
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: April 9, 2013
(Date)

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

(Agenda Item)

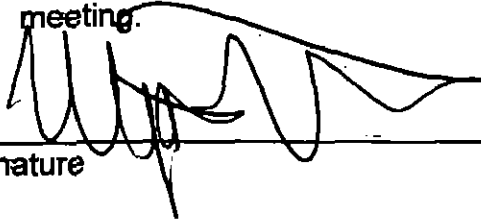
Nature of Personal Interest Affected by Transaction: _____

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

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

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

Signature



April 9, 2013
Date

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

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

1. Name: David Giesen
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: April 9, 2013
(Date)

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

N/A
(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

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

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

or

I did not participate in the transaction.

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


Signature

April 9, 2013
Date

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

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

1. Name: Bailey Dowdy
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: April 9, 2013
(Date)

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

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

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

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

or

I did not participate in the transaction.

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



Signature

April 9, 2013
Date

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

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

1. Name: Herbert "Jack" Dyer, Jr.
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: April 9, 2013
(Date)

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

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

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

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


Signature

April 9, 2013
Date

STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT

TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government

1. Name: Chancey Walker
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: April 9, 2013
(Date)

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

N/A
(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

N/A

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

N/A

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

C. W. Walker
Signature

April 9, 2013
Date

STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT

TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government

1. Name: Deborah Lynn Tomlin
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: April 9, 2013
(Date)
5. I have a personal interest in the following transaction:
52 2013-01409
(Agenda Item)

Nature of Personal Interest Affected by Transaction: my company
has done business with this regulator

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

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

Deborah Tomlin
Signature

April 9, 2013
Date

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

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

1. Name: Goutman Chowdhuri
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: April 9, 2013
(Date)

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

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

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

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

Goutman Chowdhuri
Signature

April 9, 2013
Date

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

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

1. Name: D. Todd Vander Pol
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: April 9, 2013
(Date)

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

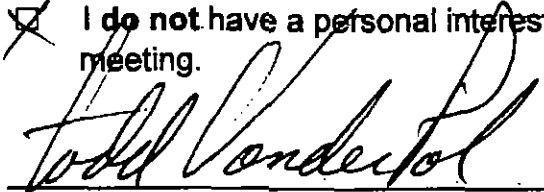
_____ (Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

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

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

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


Signature

April 9, 2013
Date

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

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

1. Name: E. C. "Chick" Pace, III
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: April 9, 2013
(Date)

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

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

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

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


Signature

April 9, 2013
Date

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

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

1. Name: Michael Gelardi
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: April 9, 2013
(Date)

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

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

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

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

or

I did not participate in the transaction.

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

Michael Gelardi
Signature

April 9, 2013
Date