

BOARD FOR CONTRACTORS BOARD MEETING

The Board for Contractors met on Tuesday, **September 14, 2021** at the Department of Professional and Occupational Regulation (DPOR), 9960 Mayland Drive, Richmond, Virginia. The members indicated below were present. Each of the other member's present was qualified to vote, except where a specific reason for disqualification is stated. There are sixteen (16) members on this board, in which nine (9) constitutes a quorum pursuant to §54.1-1102. There is currently one vacancy on the Board.

Jeffrey Hux, Chairman
Caitlin King, Vice Chairman
Vance Ayres
James Oliver
E.G. "Rudy" Middleton
John David O'Dell
Gene Magruder
Sheila Coleman
Wiley "Bif" Johnson
Shawn Mitchell
Doug Lowe

Board member(s) absent from the meeting:

Donald Groh
Christopher Plummer
Deborah Tomlin
Vernell Woods

Joshua Laws, Board Counsel was present at the meeting.

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

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

1. Chairman, Hux called the September 14, 2021 Board for Contractors Meeting to order at 10:04 A.M. **Chairman, Hux** declared a quorum of board members are in attendance.

Call
To Order

2. Mr. Oliver made a motion seconded by Mr. Mitchell to adopt the Agenda of September 14, 2021.

Approval of the
Agenda

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

3. Mr. Oliver made a motion seconded by Ms. King to approve the Minutes of July 20, 2021 Board for Contractors Meeting as presented.

Approval of
Minutes

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

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

Public Comment
Period

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

In the matter of Prima Facie Recovery Fund File Number 2021-02223, Andrea H. Stutz (Claimant) and Richmond Remodeling Inc. (Regulant), the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.

File Number
2021-02223
Andrea H. Stutz
(Claimant)

Andrea H. Stutz (Claimant) attended the Board meeting in person and agreed with the recommendation.

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

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

In the matter of Prima Facie Recovery Fund File Number 2021-02717, Jason and Christine Tschohl (Claimant) and Nuance Inc. (Regulant), the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.

File Number
2021-02717
Jason and Christine
Tschohl
(Claimant)

Jason and Christine Tschohl (Claimant) attended the Board meeting in person and agreed with the recommendation.

After discussion, Mr. Middleton made a motion seconded by Mr. Oliver to adopt the claim review,

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

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

In the matter of Disciplinary File Number 2020-00484, Michael & Son Services, Inc., the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2020-00484
Michael & Son
Services, Inc.

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

Scott MacArthur and Malcolm Coleman on behalf of Michael & Son Services, Inc. (Regulant) participated in the Informal Fact-Finding Conference.

Scott MacArthur and Malcolm Coleman on behalf of Michael & Son Services, Inc. (Regulant) attended the Board meeting in person and partially agreed with the recommendation. Mr. Scott MacArthur provided a handout to the Board to show a timeline of Michael and Sons working towards compliance with DPOR.

After discussion, a motion was made by Ms. King seconded by Ms. Coleman 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 Independent Michael & Son Services, Inc. violated the following:

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

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

Priors – The Board agreed to read the priors into the record once for all Michael and Sons disciplinary cases on today's agenda.

2020-00484 Michael & Son Services, Inc., license number 2701-038423.

On April 20, 2010, Michael & Son Services, Inc., was found in violation of the Board for Contractors Regulations for misconduct. Consent Order 2010-02074 resulted in a fine of \$800, \$150 costs, and assignment to remedial education. Compliance was obtained on July 9, 2010.

On December 17, 2013, Michael & Son Services, Inc., was found in violation of the Board for Contractors Regulations for missing elements in a residential contract and misconduct. Consent Order 2013-01513 resulted in fines of \$1,950, \$150 costs, and assignment to remedial education. Compliance was obtained on April 2, 2014.

On September 27, 2016, Michael & Son Services, Inc., was found in violation of the Board for Contractors Regulations for missing elements in a residential contract and for failure to obtain a permit or inspection. Consent Order 2016-02237 resulted in fines of \$3200, \$150 costs and assignment to remedial education. Compliance was obtained on January 18, 2017.

On June 20, 2017, Michael & Son Services, Inc., was found in violation of the Board for Contractors Regulations for failure to use a contract and for failure to obtain a permit or inspection. Consent Order 2016-02515 resulted in fines of \$2850, \$150 costs, assignment of the president to remedial education, and probation for two years (until June 20, 2019) providing the Board with quarterly reports that it has complied with the Regulations. The fines and costs were paid on August 16, 2017 and remedial education requirements were met.

On June 20, 2017, Michael & Son Services, Inc., was found in violation of the Board for Contractors Regulations for missing elements from a residential contract, failure to obtain a permit or inspection (2 counts), and failure to respond to an agent of the Board. Consent Order 2016-02597 resulted in fines of \$8800, \$150 costs, assignment to remedial education by the vice-president and director of operations to remedial education, and probation for two years (until June 20, 2019) providing the Board with quarterly reports that it has complied with the Regulations. Michael and Son was given 90 days to provide a copy of a contract to the Board that meet the requirements of 18VAC50-22-260 B 9, at which time the \$2500 fine for missing elements from the contract would be waived. The fine was paid in full on September 8, 2017 and remedial education requirements were met.

On June 20, 2017, Michael & Son Services, Inc., was found in violation of the Board for Contractors Regulations for missing elements from a residential contract, failure to obtain a permit or inspection, misconduct, and failure to respond to an agent of the Board. Consent Order 2017-00183 resulted in fines of \$8800, \$150 costs, assignment to remedial education by the vice-president and director of operations to remedial education, and probation for two years (until June 20, 2019) providing the Board with quarterly reports that it has complied with the Regulations. Michael and Son was given 90 days to provide a copy of a contract to the Board that meet the requirements of 18VAC50-22-260 B 9, at which time the \$2500 fine for missing elements from the contract would be waived. The fine was paid in full on September 8, 2017 and remedial education requirements were met.

On March 13, 2018, Michael & Son Services, Inc., was found in violation of the Board for Contractors Regulations for missing elements in a residential contract, failure to obtain a permit or inspection, and failure to complete work. Consent Order 2017-03166 resulted in fines of \$8200 and \$150 costs. Compliance was obtained on March 29, 2018.

On March 9, 2021, Michael & Son Services, Inc., was found to be in compliance with the probationary requirements of previous orders and no further action was warranted at that time.

On March 9, 2021, Michael & Son Services, Inc., was found to be in compliance with the probationary requirements of previous orders and no further action was warranted at that time.

On March 9, 2021, Michael & Son Services, Inc., was found to be in compliance with the probationary requirements of previous orders and no further action was warranted at that time.

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

Count 1: \$400.00

Total: \$400.00

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

In the matter of Disciplinary File Number 2020-00566, Michael & Son Services, Inc., the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2020-00566
Michael & Son
Services, Inc.

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

Scott MacArthur and Malcolm Coleman on behalf of Michael & Son Services, Inc. (Regulant) participated in the Informal Fact-Finding Conference.

Scott MacArthur and Malcolm Coleman on behalf of Michael & Son Services, Inc. (Regulant) attended the Board meeting in person and agreed with the recommendation. Mr. Scott MacArthur provided a handout to the Board to show a timeline of Michael and Sons working towards compliance with DPOR.

After discussion, a motion was made by Mr. Middleton seconded by Mr. Ayres 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 Independent Michael & Son Services, Inc. violated the following:

- Count 1: 18 VAC 50-22-260.B.10**
- Count 2: 18 VAC 50-22-260.B.9**

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

Priors were previously read into the record.

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

- Count 1: \$0.00**
- Count 2: \$0.00**

Total: \$0.00

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

In the matter of Disciplinary File Number 2020-01598, Michael & Son Services, Inc., the Board

File Number

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

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

Scott MacArthur and Malcolm Coleman on behalf of Michael & Son Services, Inc. (Regulant) participated in the Informal Fact-Finding Conference.

Scott MacArthur and Malcolm Coleman on behalf of Michael & Son Services, Inc. (Regulant) attended the Board meeting in person and agreed with the recommendation. Mr. Scott MacArthur provided a handout to the Board to show a timeline of Michael and Sons working towards compliance with DPOR.

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

The Board finds substantial evidence that Independent Michael & Son Services, Inc. violated the following:

Count 1: 18 VAC 50-22-260.B.10

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

Count 3: 18 VAC 50-22-260.B.6

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

Priors were previously read into the record.

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

Count 1: \$0.00

Count 2: \$0.00

Count 3: \$850.00

Total: \$850.00

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

In the matter of Disciplinary File Number 2020-01746, Michael & Son Services, Inc., the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

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

Scott MacArthur and Malcolm Coleman on behalf of Michael & Son Services, Inc. (Regulant)

**2020-01598
Michael & Son
Services, Inc.**



**File Number
2020-01746
Michael & Son
Services, Inc.**

participated in the Informal Fact-Finding Conference.

Scott MacArthur and Malcolm Coleman on behalf of Michael & Son Services, Inc. (Regulant) attended the Board meeting in person and agreed with the recommendation. Mr. Scott MacArthur provided a handout to the Board to show a timeline of Michael and Sons working towards compliance with DPOR.

After discussion, a motion was made by Mr. Oliver seconded by Ms. Coleman 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 Independent Michael & Son Services, Inc. violated the following:

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

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

Priors were previously read into the record.

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

Count 1: \$0.00

Total: \$00.00

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

In the matter of Disciplinary File Number 2020-02351, Michael & Son Services, Inc., the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2020-02351
Michael & Son
Services, Inc.

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

Scott MacArthur and Malcolm Coleman on behalf of Michael & Son Services, Inc. (Regulant) participated in the Informal Fact-Finding Conference.

Scott MacArthur and Malcolm Coleman on behalf of Michael & Son Services, Inc. (Regulant) attended the Board meeting in person and agreed with the recommendation. Mr. Scott MacArthur provided a handout to the Board to show a timeline of Michael and Sons working towards compliance with DPOR.

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

The Board finds substantial evidence that Independent Michael & Son Services, Inc. violated the following:

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

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

Priors were previously read into the record.

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

Count 1: \$0.00

Total: \$0.00

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

In the matter of Disciplinary File Number 2021-00702, Michael & Son Services, Inc., the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2021-00702
Michael & Son
Services, Inc.

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

Scott MacArthur and Malcolm Coleman on behalf of Michael & Son Services, Inc. (Regulant) participated in the Informal Fact-Finding Conference.

Scott MacArthur and Malcolm Coleman on behalf of Michael & Son Services, Inc. (Regulant) attended the Board meeting in person and agreed with the recommendation. Mr. Scott MacArthur provided a handout to the Board to show a timeline of Michael and Sons working towards compliance with DPOR.

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

The Board finds substantial evidence that Independent Michael & Son Services, Inc. violated the following:

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

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

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

Woods and Plummer.

Priors were previously read into the record.

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

Count 1: \$0.00

Count 2: \$0.00

Total: \$0.00

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

In the matter of Disciplinary File Number 2019-03184, Minerva Services, LLC t/a Handyman Matters, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

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

Michele Deane on behalf of Minerva Services, LLC t/a Handyman Matters (Regulant) participated in the Reconvened Informal Fact-Finding Conference

Michele Deane on behalf of Minerva Services, LLC t/a Handyman Matters (Regulant) attended the Board meeting in person and disagreed with the recommendation.

After discussion, a motion was made by Mr. Middleton seconded by Ms. Coleman to remand the case to an Informal Fact Finding Hearing for Counts 2 and 3 for the purpose of Minerva Services, LLC t/a Handyman Matters to provide additional documentation.

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

In the matter of Disciplinary File Number 2020-01153, Lewis Bros Inc., the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

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

Lewis Bros Inc. (Regulant) did not participate in the Informal Fact-Finding Conference by counsel nor by any other qualified representative.

Lewis Bros Inc. (Regulant) attended the Board meeting in person and disagreed with the



File Number
2019-03184
Minerva Services,
LLC t/a Handyman
Matters

File Number
2020-01153
Lewis Bros Inc.

recommendation.

After discussion, a motion was made by Mr. Johnson seconded by Ms. King to remand the file to an Informal Fact Finding hearing to allow Lewis Bros Inc. (Regulant) to present information.

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

In the matter of Prima Facie Disciplinary File Number 2021-00547 Ladd Builders Inc. the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

File Number
2021-00547
Ladd Builders Inc.

Ladd Builders Inc. did not request an Informal Fact Findings conference.

Ladd Builders Inc. did not attend the Board meeting in person, by counsel nor by any other qualified representative.

Steven and Donna Bower (Complainants) attended the Board Meeting.

A motion was made by Ms. King and seconded by Mr. Oliver to adopt the report of findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board adopts the Recommendation.

The Board finds substantial evidence that Ladd Builders Inc. violated the following:

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

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

Priors

Ladd Builders, Inc., license number 2705-023683. On July 13, 2010, Ladd Builders, Inc., was found in violation of the Board for Contractors Regulations for misconduct and failure to use a change order. Consent Order 2010-02028 resulted in fines of \$900, \$150 costs, and assignment to remedial education. Compliance was obtained on September 23, 2010.

After discussion a motion was made by Mr. Oliver and seconded by Ms. King to amend count 2 to license revocation for misapplication of funds and impose the following sanctions:

Count 1: \$400.00 And Remedial Education
Count 2: \$1,800.00 And License Revocation

Total: \$2,200.00

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

5. RF Prima Facie, RF and Licensing Case Files

**Prima Facie
Recover Fund Case**

Prima Facie Recover Fund Cases

In the matter of Prima Facie Recovery Fund File Number 2021-00017, Richard and Patricia Cannon (Claimant) and David A Sullivan dba Deep Run Construction (Regulant), the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.



**File Number
2021-00017
Richard and
Patricia Cannon
(Claimant)**

Richard and Patricia Cannon (Claimant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

After discussion, Ms. King made a motion seconded by Mr. Middleton to adopt the claim review, which contains the facts regarding the recovery fund claim in this matter, and to adopt the Recommendation. The Claim Review and Recommendation are incorporated as a part of the Order. The board finds substantial evidence that the Claim does meet the statutory provisions for reimbursement. The Board orders that this claim be paid in the amount of \$11,978.10. Pursuant to 54.1-1123 (B), payments may be reduced on a prorated basis based upon the number of claims received.

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

In the matter of Prima Facie Recovery Fund File Number 2021-01571, Daniel Mais (Claimant) and Commonwealth Remodeling Incorporated (Regulant), the board adopts the amended claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.

**File Number
2021-01571
Daniel Mais
(Claimant)**

Daniel Mais (Claimant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

After discussion, Ms. King made a motion seconded by Mr. Middleton to adopt the amended claim review, which contains the facts regarding the recovery fund claim in this matter, and to adopt the Recommendation. The Claim Review and Recommendation are incorporated as a part of the Order. The board finds substantial evidence that the Claim does meet the statutory provisions for reimbursement. The Board orders that this claim be paid in the amount of \$ 15,102.50. Pursuant to 54.1-1123 (B), payments may be reduced on a prorated basis based upon the number of claims received.

The motion was approved with a vote of 11-0-0. Ayes: Hux, King, Middleton, O'Dell, Mitchell,

Oliver, Ayres, Johnson, Lowe, Magruder, and Coleman. **Nays:** None **Abstain:** None **Absent:** Tomlin, Groh, Woods and Plummer.

In the matter of Prima Facie Recovery Fund File Number 2021-02293, Leyda and Paul Swartz (Claimant) and Pinnacle Homes LLC (Regulant), the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.

File Number
2021-02293
Leyda and Paul
Swartz
(Claimant)

Leyda and Paul Swartz (Claimant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

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

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

In the matter of Prima Facie Recovery Fund File Number 2021-02466, Scott and Cynthia Rottmann (Claimant) and Nuance Inc. (Regulant), the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.

File Number
2021-02466
Scott and Cynthia
Rottmann
(Claimant)

Scott and Cynthia Rottmann (Claimant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

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

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

In the matter of Prima Facie Recovery Fund File Number 2021-02731, Leonard Bennett (Claimant) and Atlantic Railing, Inc. (Regulant), the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.

File Number
2021-02731
Leonard Bennett
(Claimant)

Leonard Bennett (Claimant) did not attend the Board meeting in person, by counsel nor by any other

qualified representative.

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

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

In the matter of Prima Facie Recovery Fund File Number 2021-02915, Naveen Singh (Claimant) and Ronnie Williams, Jr. dba Williams Kustom Contracting (Regulant), the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.

Naveen Singh (Claimant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

After discussion, Ms. King made a motion seconded by Mr. Middleton to adopt the claim review, which contains the facts regarding the recovery fund claim in this matter, and to adopt the Recommendation. The Claim Review and Recommendation are incorporated as a part of the Order. The board finds substantial evidence that the Claim does meet the statutory provisions for reimbursement. The Board orders that this claim be paid in the amount of \$2,456.00. Pursuant to 54.1-1123 (B), payments may be reduced on a prorated basis based upon the number of claims received.

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

Recovery Fund Case File - None

Licensing Cases Files

In the matter of License Application, File Number 2021-00644, Paul Neal Sullivan, The Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

Paul Neal Sullivan (Applicant) participated in the Informal Fact-Finding Conference by telephone.



File Number
2021-02915
Naveen Singh
(Claimant)

Recovery Fund Case
File
None

Licensing Cases
Files

File Number
2021-00644
Paul Neal
Sullivan

Paul Neal Sullivan (Applicant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

After discussion, a motion was made by Mr. Middleton and seconded by Ms. King to approve the application for a Journeyman Plumbing Tradesman License based upon the record and the recommendation.

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

In the matter of License Application, File Number 2021-01698, Elwood Luke Lewis II, The Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

Elwood Luke Lewis II (Applicant) participated in the Informal Fact-Finding Conference by telephone.

Elwood Luke Lewis II (Applicant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

After discussion, a motion was made by Mr. Middleton and seconded by Mr. Oliver to approve the application for a Journeyman Electrical License based upon the record and the recommendation.

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

In the matter of License Application, File Number 2021-01699, Michael Lamont White, The Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

Michael Lamont White (Applicant) participated in the Informal Fact-Finding Conference by telephone.

Michael Lamont White (Applicant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

After discussion, a motion was made by Mr. Middleton and seconded by Ms. King to approve the application for a Journeyman Heating, Ventilation, & Air Tradesman License based upon the record and the recommendation.

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

File Number
2021-01698
Elwood Luke Lewis
II

File Number
2021-01699
Michael Lamont
White

6. DISCIPLINARY CASES & RATIFICATION OF CONSENT ORDERS

Disciplinary Case File

**Disciplinary Case
File**

In the matter of Disciplinary File Number 2019-03259, Chick's General Contracting Inc., the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2019-03259
Chick's General
Contracting Inc.**

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

Chick's General Contracting Inc. (Regulant) nor anyone on its behalf appeared at the IFF.

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

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

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

The Board finds substantial evidence that Chick's General Contracting Inc. violated the following:

- Count 1: 18 VAC 50-22-260.B.8**
- Count 2: 18 VAC 50-22-260.B.27**

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

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

- Count 1: \$400.00 And Remedial Education**
- Count 2: \$1,000.00 And Remedial Education**

Total: \$1,400.00

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

In the matter of Disciplinary File Number 2020-01020, David S. Hoggard t/a David's Home

File Number

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

**2020-01020
David S. Hoggard
t/a David's Home
Improvement**

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

David S. Hoggard t/a David's Home Improvement (Regulant) participated in the Informal Fact-Finding Conference by telephone.

David S. Hoggard t/a David's Home Improvement (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

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

The Board finds substantial evidence that David S. Hoggard t/a David's Home Improvement violated the following:

- Count 1: 18 VAC 50-22-230.A**
- Count 2: 18 VAC 50-22-260.B.9**
- Count 3: 18 VAC 50-22-260.B.8**
- Count 4: 18 VAC 50-22-260.B.16**

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

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

- Count 1: \$350.00 And Remedial Education**
- Count 2: \$400.00 And Remedial Education**
- Count 3: \$300.00 And Remedial Education**
- Count 4: \$1,000.00 And Probation (90 days)**

Total: \$2,050.00

For violation of Count 4, the Board also imposes the following sanctions:

The Board voted to place David S Hoggard's license on probation for a period of ninety (90) days. The terms of the probation shall be that David S Hoggard must submit proof acceptable to the Board that he has refunded the Cheethams' deposit during the probationary period. If David S Hoggard fails to submit proof that he has refunded the Cheethams' deposit during the probationary period, then the Board shall revoke David S Hoggard's license.

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

In the matter of Disciplinary File Number 2020-01516, Bull Run Kitchen & Bath Inc., the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2020-01516
Bull Run Kitchen &
Bath Inc.

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

Saban Hakan Boke on behalf of Bull Run Kitchen & Bath Inc. (Regulant) participated in the Informal Fact-Finding Conference.

Bull Run Kitchen & Bath Inc. (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

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

The Board finds substantial evidence that Bull Run Kitchen & Bath Inc. violated the following:

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

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

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

Priors

Bull Run Kitchen & Bath, Inc., license number 2705-161428. On April 30, 2019, Bull Run Kitchen & Bath, Inc., was found in violation of the Board for Contractors Regulations for failure to obtain a permit or inspection. Consent Order 2019-00931 resulted in a fine of \$850, \$150 costs and assignment to remedial education. Compliance was obtained on June 26, 2019.

After discussion, a motion was made by Ms. King seconded by Mr. Oliver to amend count 2 to include \$850.00 due to the seriousness of the violation and priors of the same type.

Count 1: \$0.00 And Remedial Education

Count 2: \$850.00 And Remedial Education

Total: \$850.00

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

In the matter of Disciplinary File Number 2020-01866, Verity Contracting LLC, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2020-01866
Verity Contracting
LLC

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

Rogelio Rodriguez on behalf of Verity Contracting LLC (Regulant) participated in the Informal Fact-Finding Conference.

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

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

The Board finds substantial evidence that Verity Contracting LLC violated the following:

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

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

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

Count 1: \$0.00 And Probation

Total: \$0.00

For violation of Count 1, the Board voted to place Verity Contracting LLC's license on probation for a period of two years. The terms of the probation shall be:

1. Verity Contracting LLC shall provide evidence satisfactory to the Board that it has a formal agreement with Air Tech for an updated payment plan to satisfy the outstanding judgment described in this count.
2. Verity Contracting LLC shall provide quarterly reports to the Board demonstrating that it is current on its payments under the payment plan with Air Tech to satisfy the outstanding judgment.

If Verity Contracting LLC fails to provide evidence that it has a formal agreement with an updated payment plan or fails to provide quarterly reports demonstrating that it is current on its payments to Air Tech during the probationary period, then the Board shall revoke Verity Contracting LLC's license.

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

In the matter of Disciplinary File Number 2020-02382, Electronic Climate Systems Inc. t/a Omni Contractor Ltd., the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2020-02382
Electronic Climate

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

Michael Branin on behalf of Electronic Climate Systems Inc. t/a Omni Contractor Ltd. (Regulant) participated in the Informal Fact-Finding Conference.

Electronic Climate Systems Inc. t/a Omni Contractor Ltd. (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

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

The Board finds substantial evidence that Electronic Climate Systems Inc. t/a Omni Contractor Ltd. violated the following:

- Count 1: 18 VAC 50-22-260.B.8**
- Count 2: 18 VAC 50-22-260.B.33**
- Count 4: 18 VAC 50-22-260.B.9**
- Count 5: 18 VAC 50-22-220.A**

As to Count 3, the Board voted to close this aspect of the file with a finding of no violation.

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

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

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

Total: \$1,500.00

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

In the matter of Disciplinary File Number 2019-00714, Pentrey Builders Inc., the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

Presiding officer O'Dell was not present did not participate in the discussion and did not vote.

Dennis Autry on behalf of Pentrey Builders Inc. (Regulant) participated in the Informal Fact-Finding Conference.

**Systems Inc. t/a
Omni Contractor
Ltd.**



**File Number
2019-00714
Pentrey Builders
Inc.**

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

Dennis Autry on behalf of Pentrey Builders Inc. (Regulant) requested a continuance by email to the October 26, 2021 Board for Contractors Meeting.

After discussion, a motion was made by Mr. Middleton seconded by Ms. King to grant the request for continuance to the October 26, 2021 Board for Contractors Meeting.

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

Prima Facie Disciplinary Cases



In the matter of Prima Facie Disciplinary File Number 2020-02626 American Quality Steel Inc. the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

File Number
2020-02626
**American Quality
Steel Inc.**

American Quality Steel Inc. did not request an Informal Fact Findings conference.

American Quality Steel Inc. did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Ms. King and seconded by Ms. Coleman to adopt the report of findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board adopts the Recommendation.

The Board finds substantial evidence that American Quality Steel Inc. violated the following:

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

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

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

Count 1: \$800.00 And Remedial Education

Total: \$800.00

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

In the matter of Prima Facie Disciplinary File Number 2020-02836 Paul Salinas t/a Salinas Drywall & Paint the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

File Number
2020-02836
Paul Salinas t/a
Salinas Drywall &
Paint

Paul Salinas t/a Salinas Drywall & Paint did not request an Informal Fact Findings conference.

Paul Salinas t/a Salinas Drywall & Paint did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Ms. King and seconded by Mr. Middleton to adopt the report of findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board adopts the Recommendation.

The Board finds substantial evidence that Paul Salinas t/a Salinas Drywall & Paint violated the following:

- Count 1:** 18 VAC 50-22-260.B.9
- Count 2:** 18 VAC 50-22-260.B.33
- Count 3:** 18 VAC 50-22-260.B.27
- Count 4:** 18 VAC 50-22-260.B.31
- Count 5:** 18 VAC 50-22-260.B.15
- Count 6:** 18 VAC 50-22-260.B.13

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

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

- | | | | |
|-----------------|-------------------|-------------------------------|--|
| Count 1: | \$400.00 | And Remedial Education | |
| Count 2: | \$1,700.00 | And Remedial Education | (Two violations at \$850.00 each) |
| Count 3: | \$1,600.00 | And Remedial Education | (Two violations at \$800.00 each) |
| Count 4: | \$400.00 | And Remedial Education | |
| Count 5: | \$1,450.00 | And Remedial Education | |
| Count 6: | \$1,400.00 | And License Revocation | |
| Total: | \$6,950.00 | | |

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

In the matter of Prima Facie Disciplinary File Number 2020-02906 B E Baskerville Construction LLC, the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

File Number
2020-02906
B E Baskerville
Construction LLC

B E Baskerville Construction LLC did not request an Informal Fact Findings conference.

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

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

- Count 1: 18 VAC 50-22-260.B.9
- Count 2: 18 VAC 50-22-260.B.15
- Count 3: 18 VAC 50-22-260.B.31
- Count 4: 18 VAC 50-22-260.B.27
- Count 5: 18 VAC 50-22-260.B.33
- Count 6: 18 VAC 50-22-260.B.12
- Count 7: 18 VAC 50-20-210.3

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

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

- Count 1: \$400.00 And Remedial Education
- Count 2: \$1,450.00 And Remedial Education
- Count 3: \$400.00 And Remedial Education
- Count 4: \$800.00 And Remedial Education
- Count 5: \$850.00 And Remedial Education
- Count 6: \$1,150.00 And License Revocation
- Count 7: \$550.00 And License Revocation

Total: \$5,600.00

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

In the matter of Prima Facie Disciplinary File Number 2021-00426 James E. Norfleet, Jr., d/b/a Dirt-Cheap Home Improvements the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

James E. Norfleet, Jr., d/b/a Dirt-Cheap Home Improvements did not request an Informal Fact Findings conference.

James E. Norfleet, Jr., d/b/a Dirt-Cheap Home Improvements (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Ms. King and seconded by Mr. Middleton to adopt the report of findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board adopts

File Number
2021-00426
James E. Norfleet,
Jr., d/b/a Dirt-
Cheap Home
Improvements

the Recommendation.

The Board finds substantial evidence that James E. Norfleet, Jr., d/b/a Dirt-Cheap Home Improvements violated the following:

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

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

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

- Count 1: \$400.00 And Remedial Education
 - Count 2: \$800.00 And Remedial Education
 - Count 3: \$850.00 And Remedial Education
 - Count 4: \$800.00 And Remedial Education
 - Count 5: \$1,400.00 And License Revocation
 - Count 6: \$1,700.00 And License Revocation
- Total: \$5,950.00

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

In the matter of Prima Facie Disciplinary File Number 2021-00462 Sin Woo Construction Corporation the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

Sin Woo Construction Corporation did not request an Informal Fact Findings conference.

Sin Woo Construction Corporation did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Ms. King and seconded by Mr. Oliver to adopt the report of findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board adopts the Recommendation.

The Board finds substantial evidence that Sin Woo Construction Corporation violated the following:

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



File Number
2021-00462
Sin Woo
Construction
Corporation

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

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

Count 1: \$1,400.00 And License Revocation

Total: \$1,400.00

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



In the matter of Prima Facie Disciplinary File Number 2021-00517 Ha Ha Construction Inc., the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

File Number
2021-00517
Ha Ha Construction
Inc.

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

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

A motion was made by Ms. King and seconded by Mr. Middleton to adopt the report of findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board adopts the Recommendation.

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

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

Count 2: 18 VAC 50-22-260.B.15

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

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

Count 1: \$400.00 And Remedial Education

Count 2: \$1,450.00 And License Revocation

Total: \$1,850.00

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

In the matter of Prima Facie Disciplinary File Number 2021-00570 American Signs and Neon Corporation the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

File Number
2021-00570
American Signs and Neon Corporation

American Signs and Neon Corporation did not request an Informal Fact Findings conference.

American Signs and Neon Corporation did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Ms. King and seconded by Mr. Oliver to adopt the report of findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board adopts the Recommendation.

The Board finds substantial evidence that American Signs and Neon Corporation:

Count 1: 18 VAC 50-22-210
Count 2: 18 VAC 50-22-230.B

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

Priors

American Signs and Neon Corporation, license number 2705-041651. On June 15, 1999, American Signs and Neon Corporation was found in violation of the Board for Contractors Regulations for misconduct and failure to trade in the name listed on the license. Final Order 1998-02626 resulted in fines of \$500. Compliance was obtained on September 15, 1999.

On March 3, 2015, American Signs and Neon Corporation was found in violation of the Board for Contractors Regulations for misconduct and failure to obtain a permit or inspection. Consent Order 2014-01799 resulted in fines of \$600, \$150 costs, and assignment to remedial education. Compliance was obtained on April 8, 2015

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

Count 1: \$550.00 And License Revocation
Count 2: \$600.00 And Remedial Education

Total: \$1,150.00

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

In the matter of Prima Facie Disciplinary File Number 2021-00689 Dominion Plumbing Inc., the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

File Number
2021-00689
Dominion Plumbing Inc.

Dominion Plumbing Inc. did not request an Informal Fact Findings conference.

Dominion Plumbing Inc. did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Ms. King and seconded by Mr. Oliver to adopt the report of findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board adopts the Recommendation.

The Board finds substantial evidence that Dominion Plumbing Inc. violated the following:

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

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

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

- Count 1: \$400.00 And Remedial Education**
- Count 2: \$850.00 And Remedial Education**

Total: \$1,250.00

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

In the matter of Prima Facie Disciplinary File Number 2021-00875 Virginia Light House LLC, t/a Atlantic Tile Kitchen and Bath Design Center, t/a Atlantic Tile & Stone Kitchen, Bath, & Lighting Center the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

Virginia Light House LLC, t/a Atlantic Tile Kitchen and Bath Design Center, t/a Atlantic Tile & Stone Kitchen, Bath, & Lighting Center did not request an Informal Fact Findings conference.

Virginia Light House LLC, t/a Atlantic Tile Kitchen and Bath Design Center, t/a Atlantic Tile & Stone Kitchen, Bath, & Lighting Center did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Ms. King and seconded by Mr. Oliver to adopt the report of findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board adopts the Recommendation.

The Board finds substantial evidence that Virginia Light House LLC, t/a Atlantic Tile Kitchen and Bath Design Center, t/a Atlantic Tile & Stone Kitchen, Bath, & Lighting Center violated the following:

File Number
2021-00875
Virginia Light
House LLC, t/a
Atlantic Tile
Kitchen and Bath
Design Center, t/a
Atlantic Tile &
Stone Kitchen, Bath,
& Lighting Center

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

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

Priors

Virginia Light House LLC t/a Atlantic Tile Kitchen and Bath Design Center t/a Atlantic Tile & Stone Kitchen, Bath & Lighting Center, license number 2705-170563. On March 9, 2021, Virginia Light House LLC t/a Atlantic Tile Kitchen and Bath Design Center t/a Atlantic Tile & Stone Kitchen, Bath & Lighting Center was found in violation of the Board for Contractors Regulations for failure to use a change order, working outside the scope of the license, failure to obtain a permit or inspection, and for using an unlicensed subcontractor. Consent Order 2020-02246 resulted in fines of \$2700, \$150 costs, and assignment to remedial education. The license was suspended on June 17, 2021, for failure to comply with the terms of the order.

After discussion a motion was made by Mr. Oliver and seconded by Ms. King to amend count 1 from \$700.00 to \$1,500.00 for prior violations of the same type, and Remedial Education.

Count 1: \$1,500.00 And Remedial Education

Total: \$1,500.00

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

In the matter of Prima Facie Disciplinary File Number 2021-00920 Tymak Building Solutions LLC, dba Tymak LLC the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

File Number
2021-00920
Tymak Building
Solutions LLC, dba
Tymak LLC

Tymak Building Solutions LLC, dba Tymak LLC did not request an Informal Fact Findings conference.

Tymak Building Solutions LLC, dba Tymak LLC did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Ms. King and seconded by Mr. Middleton to adopt the report of findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board adopts the Recommendation.

The Board finds substantial evidence that Tymak Building Solutions LLC, dba Tymak LLC violated the following:

Count 1: 18 VAC 50-22-210

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

Count 3: 18 VAC 50-22-260.B.6

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

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

Count 1: \$550.00 And License Revocation
Count 2: \$1,400.00 And License Revocation
Count 3: \$850.00 And License Revocation

Total: \$400.00

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

In the matter of Prima Facie Disciplinary File Number 2021-01110 Tymak Building Solutions LLC, dba Tymak LLC the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

File Number
2021-01110
Tymak Building
Solutions LLC, dba
Tymak LLC

Tymak Building Solutions LLC, dba Tymak LLC did not request an Informal Fact Findings conference.

Tymak Building Solutions LLC, dba Tymak LLC did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Ms. King and seconded by Mr. Middleton to adopt the report of findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board adopts the Recommendation.

The Board finds substantial evidence that Tymak Building Solutions LLC, dba Tymak LLC violated the following:

Count 1: 18 VAC 50-22-210
Count 2: 18 VAC 50-22-260.B.9
Count 3: 18 VAC 50-22-260.B.29
Count 4: 18 VAC 50-22-260.B.6
Count 5: 18 VAC 50-22-260.B.13

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

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

Count 1: \$550.00 And License Revocation
Count 2: \$400.00 And Remedial Education
Count 3: \$700.00 And Remedial Education

Count 4: \$2,550.00 And License Revocation
Count 5: \$1,400.00 And License Revocation

Total: \$5,600.00

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

In the matter of Prima Facie Disciplinary File Number 2021-01027 Daryl M. Scott, t/a Scott's Tree & Yard Service the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

File Number
2021-01027
Daryl M. Scott, t/a
Scott's Tree & Yard
Service

Daryl M. Scott, t/a Scott's Tree & Yard Service did not request an Informal Fact Findings conference.

Daryl M. Scott, t/a Scott's Tree & Yard Service did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Ms. King and seconded by Mr. Oliver to adopt the report of findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board adopts the Recommendation.

The Board finds substantial evidence that Daryl M. Scott, t/a Scott's Tree & Yard Service violated the following:

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

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

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

Count 1: \$350.00 And Remedial Education
Count 2: \$400.00 And Remedial Education

Total: \$750.00

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

In the matter of Prima Facie Disciplinary File Number 2021-01062 Commonwealth Remodeling Incorporated the Board members reviewed the record, which consisted of the Notice, the Report of

File Number
2021-01062

Findings, including exhibits, and the Recommendation.

Commonwealth Remodeling Incorporated did not request an Informal Fact Findings conference.

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

A motion was made by Ms. King and seconded by Mr. Oliver to adopt the report of findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board adopts the Recommendation.

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

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

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

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

- Count 1: \$1,700.00 And License Revocation**
- Count 2: \$550.00 And License Revocation**

- Total: \$2,250.00**

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

In the matter of Prima Facie Disciplinary File Number 2021-01129 Stephen Randall Dye, Sr. the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

Stephen Randall Dye, Sr. did not request an Informal Fact Findings conference.

Stephen Randall Dye, Sr. did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Ms. King and seconded by Mr. Middleton to adopt the report of findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board adopts the Recommendation.

The Board finds substantial evidence that Stephen Randall Dye, Sr. violated the following:

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

**Commonwealth
Remodeling
Incorporated**



**File Number
2021-01129
Stephen Randall
Dye, Sr.**

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

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

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

Count 1: \$400.00 And Remedial Education
Count 2: \$850.00 And Remedial Education

Total: \$1,250.00

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

In the matter of Prima Facie Disciplinary File Number 2021-01429 Marlowe Exteriors, LLC the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

File Number
2021-01429
Marlowe Exteriors,
LLC

Marlowe Exteriors, LLC did not request an Informal Fact Findings conference.

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

A motion was made by Ms. King and seconded by Mr. Middleton to adopt the report of findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board adopts the Recommendation.

The Board finds substantial evidence that Marlowe Exteriors, LLC violated the following:

Count 1: 18 VAC 50-22-260.B.10
Count 2: 18 VAC 50-22-260.B.9
Count 3: 18 VAC 50-22-260.B.15
Count 4: 18 VAC 50-22-260.B.5
Count 5: 18 VAC 50-22-260.B.13
Count 6: 18 VAC 50-22-260.B

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

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

Count 1: \$500.00 And Remedial Education

Count 2: \$400.00 And Remedial Education
Count 3: \$1,450.00 And License Revocation
Count 4: \$1,350.00 And Remedial Education
Count 5: \$1,400.00 And License Revocation
Count 6: \$600.00 And Remedial Education

Total: \$5,700.00

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

In the matter of Prima Facie Disciplinary File Number 2021-01499 PFV Construction & Design LLC the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

PFV Construction & Design LLC did not request an Informal Fact Findings conference.

PFV Construction & Design LLC did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Ms. King and seconded by Mr. Oliver to adopt the report of findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board adopts the Recommendation.

The Board finds substantial evidence that PFV Construction & Design LLC violated the following:

Count 1: 18 VAC 50-22-260.A
Count 2: 18 VAC 50-22-260.B.9
Count 3: 18 VAC 50-22-260.B.10
Count 4: 18 VAC 50-22-260.B.14
Count 5: 18 VAC 50-22-260.B.16
Count 6: 18 VAC 50-22-260.B.13

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

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

Count 1: \$350.00 And Remedial Education
Count 2: \$400.00 And Remedial Education
Count 3: \$500.00 And Remedial Education
Count 4: \$1,850.00 And License Revocation
Count 5: \$1,800.00 And License Revocation
Count 6: \$1,400.00 And License Revocation



File Number
2021-01499
PFV Construction
& Design LLC

Total: \$6,300.00

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

In the matter of Prima Facie Disciplinary File Number 2021-01708 Don Rafa Contracting & Roofing LLC the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

File Number
2021-01708
Don Rafa
Contracting &
Roofing LLC

Don Rafa Contracting & Roofing LLC did not request an Informal Fact Findings conference.

Don Rafa Contracting & Roofing LLC did not attend the Board meeting in person, by counsel nor by any other qualified representative.

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

The Board finds substantial evidence that Don Rafa Contracting & Roofing LLC violated the following:

- Count 1: 18 VAC 50-22-260.B**
- Count 2: 18 VAC 50-22-260.B.8**
- Count 3: 18 VAC 50-22-260.B.33**
- Count 4: 18 VAC 50-22-260.B.29**

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

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

- Count 1: \$600.00 And Remedial Education**
- Count 2: \$400.00 And Remedial Education**
- Count 3: \$850.00 And Remedial Education**
- Count 4: \$700.00 And Remedial Education**

Total: \$2,550.00

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

In the matter of Prima Facie Disciplinary File Number 2021-02780 Cutt Thru Inc. the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits,

File Number
2021-02780

and the Recommendation.

Cutt Thru Inc.

Cutt Thru Inc. did not request an Informal Fact Findings conference.

Cutt Thru Inc. did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Ms. King and seconded by Mr. Middleton to adopt the report of findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board adopts the Recommendation.

The Board finds substantial evidence that Cutt Thru Inc. violated the following:

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

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

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

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

Count 1: \$1,700.00 And License Revocation

Count 2: \$1,150.00 And License Revocation

Total: \$2,850.00

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

Board Member Sheila Coleman has left the meeting and will no longer be counted in the vote.

In the matter of Prima Facie Disciplinary File Number 2022-00017 Silvus Enterprises LLC the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

File Number
2022-00017
Silvus Enterprises
LLC

Silvus Enterprises LLC did not request an Informal Fact Findings conference.

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

A motion was made by Ms. King and seconded by Mr. Oliver to adopt the report of findings including exhibits and the Recommendation. They are incorporated as part of the Order. The Board adopts the Recommendation.

The Board finds substantial evidence that Silvus Enterprises LLC violated the following:

Count 1: 18 VAC 50-22-260.B.28
Count 2: 18 VAC 50-22-260.B.7

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

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

Count 1: \$1,700.00 And License Revocation
Count 2: \$1,150.00 And License Revocation

Total: \$2,850.00

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

CONSENT ORDER CASE FILES

**Consent Order Case
Files**

In the matter of Consent Order File Number 2020-00462 Tip I Inc. the board reviewed the Consent Order as seen and agreed to by Tip I Inc.

**File Number
2020-00462
Tip I Inc.**

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

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

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

Tip I Inc. consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-260.B.19 \$850.00

Total fines and costs of \$850.00

In addition, Tip I Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this

Consent Order.

The motion was approved with a vote of 9-0-1. Ayes: Hux, King, Middleton, O'Dell, Oliver, Ayres, Johnson, Lowe, and Magruder. **Nays:** None **Abstain:** Mitchell **Absent:** Coleman, Tomlin, Groh, Woods and Plummer.

In the matter of Consent Order File Number 2020-00755, the board reviewed the Consent Order as seen and agreed to by Charlie Glenn Pruitt Jr, t/a Construction Company.

File Number
2020-00755
Charlie Glenn
Pruitt Jr, t/a
Construction
Company

Charlie Glenn Pruitt Jr, t/a Construction Company (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

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

Charlie Glenn Pruitt Jr, t/a Construction Company consents to the following violations of the Board's Regulations:

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

Charlie Glenn Pruitt Jr, t/a Construction Company agrees to Board costs of **\$150.00**.

Total fines and costs of \$950.00

In addition, Charlie Glenn Pruitt Jr, t/a Construction Company agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Consent Order.

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

In the matter of Consent Order File Number 2020-01857 Assurance Construction Inc., the board reviewed the Consent Order as seen and agreed to by Assurance Construction Inc.

File Number
2020-01857
Assurance
Construction Inc.

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

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

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

Count 1: 18 VAC 50-22-260.B.9 \$400.00
Count 2: 18 VAC 50-22-260.B.29 \$700.00
Count 3: 18 VAC 50-22-260.B.33 \$850.00

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

Total fines and costs of \$2,100.00

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

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

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

In the matter of Consent Order File Number 2020-02580 James Howard, t/a Howard Electrical Service, the board reviewed the Consent Order as seen and agreed to by James Howard, t/a Howard Electrical Service.

File Number
2020-02580
James Howard, t/a
Howard Electrical
Service

James Howard, t/a Howard Electrical Service (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

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

James Howard, t/a Howard Electrical Service consents to the following violations of the Board's Regulations:

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

James Howard, t/a Howard Electrical Service agrees to Board costs of **\$150.00**.

Total fines and costs of \$1,400.00

In addition, the Board shall waive imposition of the \$400.00 monetary penalty for Count 1 provided James Howard, t/a Howard Electrical Service provides a copy of its current contract to the Board within ninety (90) days of the effective date of this Consent Order. The contract must be in compliance with Board Regulation 18 VAC 50-22-260.B.9. If James Howard, t/a Howard Electrical Service fails to

comply with this condition, then the full monetary penalty will be automatically imposed.

Further, James Howard, t/a Howard Electrical Service agrees to have a member of Responsible Management successfully complete a Board- approved remedial education class within(90) days of the effective date of this Consent Order.

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

In the matter of Consent Order File Number 2020-02711 J L Builders LC, the board reviewed the Consent Order as seen and agreed to by J L Builders LC.

File Number
2020-02711
J L Builders LC

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

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

J L Builders LC consents to the following violations of the Board's Regulations:

Count 1:	18 VAC 50-22-260.B.9	\$400.00
Count 2:	18 VAC 50-22-260.B.16	\$1,850.00
Count 3:	18 VAC 50-22-260.B.31	\$400.00
Count 4:	18 VAC 50-22-260.B.12	\$1,300.00

J L Builders LC agrees to Board costs of **\$150.00**.

Total fines and costs of \$4,100.00

Further, J L Builders LC agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within one hundred eighty (90) days of the effective date of this Consent Order.

The Board agrees to waive the \$400.00 monetary penalty for Count 1, as J L Builders LC provided a revised contract template.

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

In the matter of Consent Order File Number 2020-02863 Covenant Construction Group LLC, the board reviewed the Consent Order as seen and agreed to by Covenant Construction Group LLC.

File Number
2020-02863
Covenant
Construction Group

Covenant Construction Group LLC (Regulant) did not attend the Board meeting in person, by counsel nor

by any other qualified representative.

LLC

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

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

Count 1:	18 VAC 50-22-260.B.27	\$800.00
Count 2:	18 VAC 50-22-260.B.27	\$800.00
Count 3:	18 VAC 50-22-260.B.26	\$650.00
Count 4:	18 VAC 50-22-260.B.33	\$850.00
Count 5:	18 VAC 50-22-260.B.31	\$400.00
Count 6:	18 VAC 50-22-260.B.15	\$1,450.00

Covenant Construction Group LLC agrees to Board costs of **\$150.00**.

Total fines and costs of \$5,100.00

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

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

In the matter of Consent Order File Number 2021-00176 Rob Edwards, t/a Rob Edwards Construction, the board reviewed the Consent Order as seen and agreed to by Rob Edwards, t/a Rob Edwards Construction.

File Number
2021-00176
Rob Edwards, t/a
Rob Edwards
Construction

Rob Edwards, t/a Rob Edwards Construction (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

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

Rob Edwards, t/a Rob Edwards Construction consents to the following violations of the Board's Regulations:

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

Rob Edwards, t/a Rob Edwards Construction agrees to Board costs of **\$150.00**.

Total fines and costs of \$950.00

In addition, Rob Edwards agrees to revocation of his license.

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

In the matter of Consent Order File Number 2021-00430 Knap Services Inc., t/a Elevated Outdoor Living East Coast Fence of Virginia, the board reviewed the Consent Order as seen and agreed to by Knap Services Inc., t/a Elevated Outdoor Living East Coast Fence of Virginia.

File Number
2021-00430
Knap Services Inc.,
t/a Elevated
Outdoor Living East
Coast Fence of
Virginia

Knap Services Inc., t/a Elevated Outdoor Living East Coast Fence of Virginia (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Mr. Oliver seconded by Mr. Magruder to ratify the proposed Consent Order offer wherein Knap Services Inc., t/a Elevated Outdoor Living East Coast Fence of Virginia, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Priors

Knap Services, Inc., t/a Elevated Outdoor Living East Coast Fence of Virginia, license number 2705-171442. On April 20, 2021, Knap Services, Inc., t/a Elevated Outdoor Living East Coast Fence of Virginia was found in violation of the Board for Contractors Regulations for assisting another to violate §54.1. Consent Order 2020-01595 resulted in a fine of \$800, \$150 costs, and assignment to remedial education. Compliance was obtained on June 16, 2021.

Knap Services Inc., t/a Elevated Outdoor Living East Coast Fence of Virginia consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-220.A	\$1,000.00	(Two violations at \$500.00 each)
Count 2: 18 VAC 50-22-260.B.9	\$400.00	
Count 3: 18 VAC 50-22-260.B.6	\$800.00	

Knap Services Inc., t/a Elevated Outdoor Living East Coast Fence of Virginia agrees to Board costs of **\$150.00**.

Total fines and costs of \$2,350.00

In addition, the Board shall waive imposition of the \$400.00 monetary penalty for Count 2 provided Knap Services Inc., t/a Elevated Outdoor Living East Coast Fence of Virginia provides a copy of its current contract to the Board within ninety (90) days of the effective date of this Consent Order. The contract must be in compliance with Board Regulation 18 VAC 50-22-260.B.9. Knap Services Inc., t/a Elevated Outdoor Living East Coast Fence of Virginia fails to comply with this condition, then the full monetary penalty will be automatically imposed.

Further, Knap Services Inc., t/a Elevated Outdoor Living East Coast Fence of Virginia agreed to have a member of Responsible Management successfully complete a Board-approved remedial education class within(90) days of the effective date of this Consent Order entered on April 20, 2021.

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

In the matter of Consent Order File Number 2021-00495 Sharlene L Viers, t/a Jerays Construction the board reviewed the Consent Order as seen and agreed to by Sharlene L Viers, t/a Jerays Construction.

File Number
2021-00495
Sharlene L Viers, t/a
Jerays Construction

Sharlene L Viers, t/a Jerays Construction (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

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

Priors

Sharlene Viers t/a Jerays Construction, license number 2705-050731. On November 14, 2006, Sharlene Viers t/a Jerays Construction was found in violation of the Board for Contractors Regulations for missing elements in a residential contract and for failure to use a change order. Consent Order 2005-05103 resulted in fines of \$500, \$150 costs, and assignment to remedial education. Compliance was obtained on March 20, 2007.

Sharlene L Viers, t/a Jerays Construction consents to the following violations of the Board's Regulations:

Count 1:	18 VAC 50-22-260.B.9	\$400.00
Count 2:	18 VAC 50-22-260.B.8	\$400.00
Count 3:	18 VAC 50-22-260.B.31	\$400.00

Sharlene L Viers, t/a Jerays Construction agrees to Board costs of **\$150.00**.

Total fines and costs of \$1,350.00

In addition, for count 1, Sharlene L Viers agrees to provide a copy of her current contract within ninety (90) days of the effective date of this Consent Order. The contract must be in compliance with Board Regulation 18VAC 50-22-260.B.9

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

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

In the matter of Consent Order File Number 2021-00579 E P Ogle, t/a Ogle Construction the board reviewed the Consent Order as seen and agreed to by E P Ogle, t/a Ogle Construction.

File Number
2021-00579
E P Ogle, t/a Ogle
Construction

E P Ogle, t/a Ogle Construction (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Mr. Oliver seconded by Mr. Magruder to ratify the proposed Consent Order offer wherein E P Ogle, t/a Ogle Construction, acknowledges an understanding of the charges and admits

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

E P Ogle, t/a Ogle Construction consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-260.B.8 \$1,500.00
Count 2: 18 VAC 50-22-260.B.6 \$800.00
Count 3: 18 VAC 50-22-260.B.14 \$1,900.00

E P Ogle, t/a Ogle Construction agrees to Board costs of **\$150.00**.

Total fines and costs of \$4,350.00

In addition, for violation of Count 3, E P Ogle, t/a Ogle Construction agrees to revocation of its license.

The Board shall waive imposition of the \$4,200.00 monetary penalties for counts 1, 2, and 3.

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

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

In the matter of Consent Order File Number 2021-00652 Devin Conley, t/a All Pro Painting and Contracting the board reviewed the Consent Order as seen and agreed to by Devin Conley, t/a All Pro Painting and Contracting.

File Number
2021-00652
Devin Conley, t/a All
Pro Painting and
Contracting

Devin Conley, t/a All Pro Painting and Contracting (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Mr. Oliver seconded by Mr. Magruder to ratify the proposed Consent Order offer wherein Devin Conley, t/a All Pro Painting and Contracting, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Devin Conley, t/a All Pro Painting and Contracting consents to the following violations of the Board's Regulations:

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

Devin Conley, t/a All Pro Painting and Contracting agrees to Board costs of **\$150.00**.

Total fines and costs of \$950.00

Further, Devin Conley, t/a All Pro Painting and Contracting agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Consent Order.

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

In the matter of Consent Order File Number 2021-00719 Viola Building & Contracting L C the board reviewed the Consent Order as seen and agreed to by Viola Building & Contracting L C.

File Number
2021-00719
Viola Building &
Contracting L C

Viola Building & Contracting L C (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

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

Viola Building & Contracting L C consents to the following violations of the Board's Regulations:

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

Viola Building & Contracting L C agrees to Board costs of **\$150.00**.

Total fines and costs of \$950.00

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

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

In the matter of Consent Order File Number 2021-00790 Universal Contracting and Consulting LLC the board reviewed the Consent Order as seen and agreed to by Universal Contracting and Consulting LLC.

File Number
2021-00790
Universal
Contracting and
Consulting LLC

Universal Contracting and Consulting LLC (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

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

Universal Contracting and Consulting LLC consents to the following violations of the Board's Regulations:

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

Count 2: 18 VAC 50-22-260.B.27 \$800.00
Count 3: 18 VAC 50-22-260.B.33 \$850.00
Count 4: 18 VAC 50-22-260.B.25 \$1,200.00

Universal Contracting and Consulting LLC agrees to Board costs of **\$150.00**.

Total fines and costs of \$3,400.00

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

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

In the matter of Consent Order File Number 2021-00817 World of Color Inc., t/a Dannex Construction the board reviewed the Consent Order as seen and agreed to by World of Color Inc., t/a Dannex Construction.

File Number
2021-00817
World of Color Inc.,
t/a Dannex
Construction

World of Color Inc., t/a Dannex Construction (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

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

Priors

World of Color t/a Dannex Construction, license number 2705-117178. On October 24, 2012, World of Color t/a Dannex Construction was found in violation of the Board for Contractors Regulations for failure to maintain records for a minimum of five years. Consent Order 2012-02977 resulted in a fine of \$450, \$150 costs, and assignment to remedial education. Compliance was obtained on February 1, 2013. On July 20, 2021, World of Color t/a Dannex Construction was found in violation of the Board for Contractors Regulations for failure to use a change order. Consent Order 2021-01549 resulted in a fine of \$400, \$150 costs, and assignment to remedial education. Compliance is pending and is due on October 21, 2021.

World of Color Inc., t/a Dannex Construction consents to the following violations of the Board's Regulations:

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

World of Color Inc., t/a Dannex Construction agrees to Board costs of **\$150.00**.

Total fines and costs of \$550.00

Further, World of Color Inc., t/a Dannex Construction agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days

of the effective date of this Consent Order.

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

In the matter of Consent Order File Number 2021-01057 World of Color Inc., t/a Dannex Construction the board reviewed the Consent Order as seen and agreed to by World of Color Inc., t/a Dannex Construction.

File Number
2021-01057
World of Color Inc.,
t/a Dannex
Construction

World of Color Inc., t/a Dannex Construction (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

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

Priors

World of Color t/a Dannex Construction, license number 2705-117178. On October 24, 2012, World of Color t/a Dannex Construction was found in violation of the Board for Contractors Regulations for failure to maintain records for a minimum of five years. Consent Order 2012-02977 resulted in a fine of \$450, \$150 costs, and assignment to remedial education. Compliance was obtained on February 1, 2013. On July 20, 2021, World of Color t/a Dannex Construction was found in violation of the Board for Contractors Regulations for failure to use a change order. Consent Order 2021-01549 resulted in a fine of \$400, \$150 costs, and assignment to remedial education. Compliance is pending and is due on October 21, 2021.

World of Color Inc., t/a Dannex Construction consents to the following violations of the Board's Regulations:

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

World of Color Inc., t/a Dannex Construction agrees to Board costs of **\$150.00**.

Total fines and costs of \$850.00

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

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

In the matter of Consent Order File Number 2021-00825 Young Sik Lee, t/a Young Lee Construction the board reviewed the Consent Order as seen and agreed to by Young Sik Lee, t/a Young

File Number
2021-00825

Lee Construction.

**Young Sik Lee, t/a
Young Lee
Construction**

Young Sik Lee, t/a Young Lee Construction (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

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

Young Sik Lee, t/a Young Lee Construction consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-260.B.9 \$400.00
Count 2: 18 VAC 50-22-260.B.8 \$400.00
Count 3: 18 VAC 50-22-260.B.31 \$400.00

Young Sik Lee, t/a Young Lee Construction agrees to Board costs of **\$150.00**.

Total fines and costs of \$1,350.00

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

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

In the matter of Consent Order File Number 2021-00829 Dynamic Group LLC the board reviewed the Consent Order as seen and agreed to by Dynamic Group LLC.

**File Number
2021-00829
Dynamic Group
LLC**

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

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

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

Count 1: 18 VAC 50-22-210 \$0.00

Dynamic Group LLC agrees to Board costs of **\$150.00**.

Total fines and costs of \$150.00

In addition, Dynamic Group LLC agrees to revocation of its license.

The motion was approved with a vote of 10-0-0. Ayes: Hux, King, Middleton, O'Dell, Mitchell,

Oliver, Ayres, Johnson, Lowe, and Magruder. **Nays:** None **Abstain:** None **Absent:** Coleman, Tomlin, Groh, Woods and Plummer.

In the matter of Consent Order File Number 2021-00870 Donnie R Ramey, t/a Ramey Construction the board reviewed the Consent Order as seen and agreed to by Donnie R Ramey, t/a Ramey Construction.

File Number
2021-00870
Donnie R Ramey,
t/a Ramey
Construction

Donnie R Ramey, t/a Ramey Construction (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

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

Donnie R Ramey, t/a Ramey Construction consents to the following violations of the Board's Regulations:

Count 1:	18 VAC 50-22-260.B.9	\$0.00
Count 2:	18 VAC 50-22-260.B.27	\$800.00
Count 3:	18 VAC 50-22-260.B.33	\$700.00

Donnie R Ramey, t/a Ramey Construction agrees to Board costs of **\$150.00**.

Total fines and costs of \$1,650.00

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

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

In the matter of Consent Order File Number 2021-01017 Shelton Plumbing & Heating LLC the board reviewed the Consent Order as seen and agreed to by Shelton Plumbing & Heating LLC.

File Number
2021-01017
Shelton Plumbing &
Heating LLC

Shelton Plumbing & Heating LLC (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

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

Shelton Plumbing & Heating LLC consents to the following violations of the Board's Regulations:

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

Count 2: 18 VAC 50-22-260.B.33 \$850.00

Shelton Plumbing & Heating LLC agrees to Board costs of **\$150.00**.

Total fines and costs of \$1,400.00

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

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

In the matter of Consent Order File Number 2021-01036 Heeman Kim, t/a My Home Construction Co the board reviewed the Consent Order as seen and agreed to by Heeman Kim, t/a My Home Construction Co.

File Number
2021-01036
Heeman Kim, t/a
My Home
Construction Co

Heeman Kim, t/a My Home Construction Co (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

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

Heeman Kim, t/a My Home Construction Co consents to the following violations of the Board's Regulations:

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

Heeman Kim, t/a My Home Construction Co agrees to Board costs of **\$150.00**.

Total fines and costs of \$950.00

Further, Heeman Kim, t/a My Home Construction Co agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Consent Order.

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

In the matter of Consent Order File Number 2021-01160 New Age Masonry LLC the board reviewed the Consent Order as seen and agreed to by New Age Masonry LLC.

File Number
2021-01160
New Age Masonry
LLC

New Age Masonry LLC (Regulant) did not attend the Board meeting in person, by counsel nor by any

other qualified representative.

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

New Age Masonry LLC consents to the following violations of the Board's Regulations:

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

Count 2: 18 VAC 50-22-260.B.27 \$750.00

New Age Masonry LLC agrees to Board costs of **\$150.00**.

Total fines and costs of \$1,300.00

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

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

In the matter of Consent Order File Number 2021-01180 Interstate Enterprises Inc. the board reviewed the Consent Order as seen and agreed to by Interstate Enterprises Inc.

File Number
2021-01180
Interstate
Enterprises Inc.

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

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

Interstate Enterprises Inc. consents to the following violations of the Board's Regulations:

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

Count 2: 18 VAC 50-22-260.B.33 \$650.00

Interstate Enterprises Inc. agrees to Board costs of **\$150.00**.

Total fines and costs of \$1,200.00

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

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

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

In the matter of Consent Order File Number 2021-01225 Capital Building Service Co the board reviewed the Consent Order as seen and agreed to by Capital Building Service Co.

File Number
2021-01225
Capital Building
Service Co

Capital Building Service Co (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

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

Priors

Capital Building Service Co., license number 2705-138473. On September 22, 2020, Capital Building Service Co. was found in violation of the Board for Contractors Regulations for not having a contract signed prior to work commencing (2 counts), missing elements of a residential contract, working outside the scope of the license, and failure to use a change order (3 counts). Consent Order 2019-02493 resulted in fines of \$3150, \$150 costs, and assignment to remedial education. The license was suspended on September 10, 2021 for failure to comply with the terms of the order.

Capital Building Service Co consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-220.B \$500.00

Capital Building Service Co agrees to Board costs of **\$150.00**.

Total fines and costs of \$650.00

In addition, for violation of Count 1, Capital Building Service Co agrees to report to the Board a change in the designated employee within ninety (90) days of the effective date of this Consent Order. Failure to comply will result in license suspension until such time as compliance is obtained.

It is noted that a member of Responsible Management for Capital Building Service Co was required to complete Remedial Education pursuant to the terms of the Consent Order entered into on September 22, 2020.

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

In the matter of Consent Order File Number 2021-01311 Innovation General Contractors Inc. the board reviewed the Consent Order as seen and agreed to by Innovation General Contractors Inc.

File Number
2021-01311
Innovation General
Contractors Inc.

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

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

Innovation General Contractors Inc. consents to the following violations of the Board's Regulations:

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

Innovation General Contractors Inc. agrees to Board costs of **\$150.00**.

Total fines and costs of \$550.00

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

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

In the matter of Consent Order File Number 2021-01324 Home Paramount Pest Control Company the board reviewed the Consent Order as seen and agreed to by Home Paramount Pest Control Company.

File Number
2021-01324
Home Paramount
Pest Control
Company

Home Paramount Pest Control Company did not attend the Board meeting in person by counsel or by any other qualified individual.

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

Priors

Home Paramount Pest Control Company, license number 2701-020195. On December 17, 2019, Home Paramount Pest Control Company was found in violation of the Board for Contractors Regulations for failure to obtain a permit or inspection. Consent Order 2019-01747 resulted in a fine of \$850, \$150 costs, and assignment to remedial education. Compliance was obtained on February 5, 2020.

Home Paramount Pest Control Company consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-260.B.33 \$1,050.00

Home Paramount Pest Control Company agrees to Board costs of **\$150.00**.

Total fines and costs of \$1,200.00

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

In the matter of Consent Order File Number 2021-01329 MR Project Management Inc., t/a M-R Custom Homes the board reviewed the Consent Order as seen and agreed to by MR Project Management Inc., t/a M-R Custom Homes.

File Number
2021-01329
MR Project
Management Inc.,
t/a M-R Custom
Homes

MR Project Management Inc., t/a M-R Custom Homes did not attend the Board meeting in person by counsel or by any other qualified individual.

A motion was made by Mr. Oliver seconded by Mr. Magruder to ratify the proposed Consent Order offer wherein MR Project Management Inc., t/a M-R Custom Homes acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Priors

Mr. Project Management Inc. t/a Mr. Custom Homes, license number 2705-132158. On March 1, 2016, Mr. Project Management Inc. t/a Mr. Custom Homes was found in violation of the Board for Contractors Regulations for using an unlicensed subcontractor. Consent Order 2016-00498 resulted in a fine of \$700, \$150 costs, and assignment to remedial education. Compliance was obtained on April 27, 2016.

MR Project Management Inc., t/a M-R Custom Homes consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-260.B.9 \$400.00
Count 2: 18 VAC 50-22-260.B.29 \$2,800.00 (Four counts at \$700.00 each)

MR Project Management Inc., t/a M-R Custom Homes agrees to Board costs of **\$150.00**.

Total fines and costs of \$3,350.00

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

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

In the matter of Consent Order File Number 2021-01380 Ruben Zavala, t/a Concrete By Ruben the board reviewed the Consent Order as seen and agreed to by Ruben Zavala, t/a Concrete By Ruben.

File Number
2021-01380
Ruben Zavala, t/a
Concrete By Ruben

Ruben Zavala, t/a Concrete By Ruben did not attend the Board meeting in person by counsel or by any

other qualified individual.

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

Ruben Zavala, t/a Concrete By Ruben consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-260.B.8 \$400.00
Count 2: 18 VAC 50-22-260.B.9 \$400.00
Count 3: 18 VAC 50-22-260.B.26 \$650.00

Ruben Zavala, t/a Concrete By Ruben agree to Board costs of **\$150.00**.

Total fines and costs of \$1,600.00

Further, Ruben Zavala, t/a Concrete By Ruben agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Consent Order.

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

In the matter of Consent Order File Number 2021-01401 Vintage Homes CI 1 LC, the board reviewed the Consent Order as seen and agreed to by Vintage Homes CI 1 LC

Vintage Homes CI 1 LC did not attend the Board meeting in person by counsel or by any other qualified individual.

A motion was made by Mr. Oliver seconded by Mr. Magruder to ratify the proposed Consent Order offer wherein Vintage Homes CI 1 LC, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Vintage Homes CI 1 LC consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-260.B.6 \$850.00
Count 2: 18 VAC 50-22-260.B.3 \$550.00

Vintage Homes CI 1 LC to Board costs of **\$150.00**.

Total fines and costs of \$1,550.00

In addition, for violation of Count 2, Vintage Homes CI 1 LC agrees to revocation of its license.

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

File Number
2021-01401
Vintage Homes CI 1
LC

In the matter of Consent Order File Number 2021-01510 Atlas Structural Solutions, Inc., dba Atlas Master Companies, AMC911, Team Atlas, AMC Foundation Repair, the board reviewed the Consent Order as seen and agreed to by Atlas Structural Solutions, Inc., dba Atlas Master Companies, AMC911, Team Atlas, AMC Foundation Repair.

File Number
2021-01510
Atlas Structural
Solutions, Inc., dba
Atlas Master
Companies,
AMC911, Team
Atlas, AMC
Foundation Repair

Atlas Structural Solutions, Inc., dba Atlas Master Companies, AMC911, Team Atlas, AMC Foundation Repair did not attend the Board meeting in person by counsel or by any other qualified individual.

A motion was made by Mr. Oliver seconded by Mr. Magruder to ratify the proposed Consent Order offer wherein Atlas Structural Solutions, Inc., dba Atlas Master Companies, AMC911, Team Atlas, AMC Foundation Repair acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Priors

Atlas Structural Solutions Inc., t/a Atlas Master Companies, AMC 911, Team Atlas, AMC Foundation Repair. On September 22, 2020, Atlas Structural Solutions Inc., t/a Atlas Master Companies, AMC 911, Team Atlas, AMC Foundation Repair was found in violation of the Board for Contractors Regulations for failure to obtain a permit or inspection. Consent Order 2020-00299 resulted in a fine of \$850, \$150 costs, and assignment to remedial education. Compliance was obtained on February 25, 2021.

Atlas Structural Solutions, Inc., dba Atlas Master Companies, AMC911, Team Atlas, AMC Foundation Repair consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-230.B.33 \$850.00

Atlas Structural Solutions, Inc., dba Atlas Master Companies, AMC911, Team Atlas, AMC Foundation Repair agrees to Board costs of **\$150.00**.

Total fines and costs of \$1,000.00

It is noted that a member of Responsible Management for Atlas Structural Solutions Inc. was required to complete Remedial Education pursuant to the terms of the Consent Order entered into on September 22, 2020.

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

In the matter of Consent Order File Number 2021-01560 W T Shelton Construction LLC, the board reviewed the Consent Order as seen and agreed to by W T Shelton Construction LLC.

File Number
2021-01560
W T Shelton
Construction LLC

W T Shelton Construction LLC did not attend the Board meeting in person by counsel or by any other qualified individual.

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

W T Shelton Construction LLC consents to the following violations of the Board's Regulations:

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

W T Shelton Construction LLC agrees to Board costs of **\$150.00**.

Total fines and costs of \$950.00

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

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

In the matter of Consent Order File Number 2021-01602 Renken Industries LLC, the board reviewed the Consent Order as seen and agreed to by Renken Industries LLC.

File Number
2021-01602
Renken Industries
LLC

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

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

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

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

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

Renken Industries LLC agrees to Board costs of **\$150.00**.

Total fines and costs of \$1,350.00

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

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

In the matter of Consent Order File Number 2021-01614 Paving Plus Inc., the board reviewed the Consent Order as seen and agreed to by Paving Plus Inc.

File Number
2021-01614
Paving Plus Inc.

Paving Plus Inc. did not attend the Board meeting in person by counsel or by any other qualified

individual.

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

Paving Plus Inc. consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-260.B.8	\$400.00
Count 2: 18 VAC 50-22-220.A	\$550.00

Paving Plus Inc. agrees to Board costs of **\$150.00**.

Total fines and costs of \$1,100.00

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

Further, it is acknowledged that Paving Plus Inc. properly reported a change in the officers of the corporation to the Board and therefore, the Board shall waive imposition of the \$550.00 monetary penalty for Count 2.

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

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

In the matter of Consent Order File Number 2021-01685 Bradley Mechanical Co LLC, the board reviewed the Consent Order as seen and agreed to by Bradley Mechanical Co LLC.

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

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

Bradley Mechanical Co LLC consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-260.B.8	\$400.00
Count 2: 18 VAC 50-22-260.B.9	\$400.00
Count 3: 18 VAC 50-22-230.A	\$350.00
Count 4: 18 VAC 50-22-220.C	\$500.00

Bradley Mechanical Co LLC agrees to Board costs of **\$150.00**.

File Number
2021-01685
Bradley Mechanical
Co LLC

Total fines and costs of \$1,800.00

The Board shall waive imposition of the \$400 monetary penalty for Count 2 provided Bradley Mechanical Co LLC provides a copy of its current contract to the Board within ninety (90) days of the effective date of this Consent Order. The contract must be in compliance with Board Regulation 18 VAC 50-22-260.B.9. If Bradley Mechanical Co LLC fails to comply with this condition, then the full monetary penalty will be automatically imposed.

In addition, the Board shall waive imposition of the \$350.00 monetary penalty for Count 3 provided Bradley Mechanical Co LLC reports its current business and/or trade name to the Board, in writing, within ninety (90) days of the effective date of this Order. If Bradley Mechanical Co LLC fails to comply with this condition, then the full monetary penalty will be automatically imposed.

Further, for violation of Count 4, Bradley Mechanical Co LLC agrees to report a change of the qualified individual to the Board within ninety (90) days of the effective date of this Consent Order.

Also, Bradley Mechanical Co LLC agrees to have a member of Responsible Management successfully complete a Board approved remedial education class within ninety (90) days of the effective date of this Consent Order.

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

In the matter of Consent Order File Number 2021-02042 Ameritec Services LLC, the board reviewed the Consent Order as seen and agreed to by Ameritec Services LLC.

File Number
2021-02042
Ameritec Services
LLC

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

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

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

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

Ameritec Services LLC agrees to Board costs of **\$150.00**.

Total fines and costs of \$850.00

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

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

In the matter of Consent Order File Number 2021-02192 M & N Contractors Inc., the board reviewed the Consent Order as seen and agreed to by M & N Contractors Inc.

File Number
2021-02192
M & N Contractors
Inc.

M & N Contractors Inc. did not attend the Board meeting in person by counsel or by any other qualified individual.

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

M & N Contractors Inc. consents to the following violations of the Board's Regulations:

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

M & N Contractors Inc. agrees to Board costs of **\$150.00**.

Total fines and costs of \$850.00

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

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

In the matter of Consent Order File Number 2021-02406 Lexicon Inc. of Arkansas, the board reviewed the Consent Order as seen and agreed to by Lexicon Inc. of Arkansas.

File Number
2021-02406
Lexicon Inc. of
Arkansas

Lexicon Inc. of Arkansas did not attend the Board meeting in person by counsel or by any other qualified individual.

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

Lexicon Inc. of Arkansas consents to the following violations of the Board's Regulations:

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

Lexicon Inc. of Arkansas agrees to Board costs of **\$150.00**.

Total fines and costs of \$850.00

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

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

Groh, Woods and Plummer.

Recess

Chairman, Hux a called a recess to the meeting at 11:10AM
Chairman, Hux called the meeting back to order at 11:23AM

Recess

NEW BUSINESS

NEW BUSINESS

Education Provider Audits

Education Provider Audits

Bill Ferguson provided a report for the continuing education course he audited.

On August 12, 2021 Mr. Ferguson audited a pre-license contractor education course given by an approved provider, Bauls Academy of Learning. This was an unannounced audit of the course titled Pre-License Classroom Course The instructor listed on education provider's website Bill was Unknown. Staff entered at the facility at 7:40 a.m. Staff met a person in the building and asked about the class. The person did not have any knowledge of the class, and said that that Mr. Baul may come in later. Staff left the facility at 8:20 a.m. The Board for Contractors has not received a course attendance roster for a class held on August 12, 2021. Education provider should submit their class schedule to the Board for Contractors and submit any class schedule changes to the Board for Contractors prior to the date of the scheduled class. Board staff will conduct an audit of the Pre License Course at a future date.

Bauls Academy of Learning

Bill Ferguson provided a report for the continuing education course he audited.

On August 19, 2021, Mr. Ferguson audited a tradesman plumbing continuing education course given by an approved provider, Virginia Department of Corrections – Division of Correctional Education. This was an unannounced audit of the course titled Plumbing Continuing Education Course The instructor listed on education provider's website Bill was Charles Higgins. Staff entered at the facility at 8:40 a.m. Guards were not aware of the class. When the instructor arrived, board staff and the instructor were allowed to enter. Finding our own way to the cafeteria.

The attendee completed a sign-in sheet to provide license information. The instructor provided the attendee a list with descriptions of the changes in the code. Both the instructor and the attendee had code books. They read and discussed the changes. Examples of changes were discussed, even going into the kitchen to observe applications. At the end of the instruction, the attendee completed a comprehension test.

A course attendance roster was submitted within the required timeframe. The class fulfilled the requirements set forth by the Board.

Virginia Department of Corrections – Division of Correctional Education

Education Provider Applications

Education Provider Applications

Adrienne Mayo, Regulatory Board Administrator addressed the Board:

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

Ms. Mayo shared that the Committee recommends approval for:

**Baul's Academy of
(Unique) Learning,
LLC**

Baul's Academy of (Unique) Learning, LLC – 1 Vocational Education and Continuing Education Zoom Electrical Course, 1 Vocational Education and Continuing Education Zoom Gas Fitter Course, 1 Vocational Education and Continuing Education Zoom Plumbing Course, 1 Vocational Education and Continuing Education Zoom HVAC Course, 1 Pre-license Contractor Zoom Course

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

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

Ms. Mayo shared that the Committee recommends approval for:

**Contractor Exam
Preparation LLC**

Contractor Exam Preparation LLC – 1 Zoom Contractor Pre-license Education course

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

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

Ms. Mayo shared that the Committee recommends approval for:

**F H Furr Plumbing
Heating Air
Conditioning &
Electrical Inc.**

F H Furr Plumbing Heating Air Conditioning & Electrical Inc. – 4 classroom Plumbing Vocational Education Courses – NEW PROVIDER

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

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

Ms. Mayo shared that the Committee recommends approval for:

Fire Solution Inc.

Fire Solution Inc. – 1 classroom Certified Backflow Device Prevention Worker Vocational Education Class – NEW PROVIDER

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

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

Ms. Mayo shared that the Committee recommends approval for:

**HVAC Codes &
Controls School**

HVAC Codes & Controls School – 1 hybrid GFC Continuing Education Class and 1 hybrid HVA Continuing Education course

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

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

Ms. Mayo shared that the Committee recommends approval for:

**M S Electrical
Training**

M S Electrical Training – 4 ZOOM Electrical Continuing Education courses

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

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

Ms. Mayo shared that the Committee recommends approval for:

**NAESA
International**

NAESA International – 1 classroom and 1 online Certified Elevator Mechanic Continuing Education Course

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

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

Ms. Mayo shared that the Committee recommends approval for:

**National Ground
Water Association**

National Ground Water Association – 1 virtual conference Continuing Education class for Certified

Water Well Systems Providers

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

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

Ms. Mayo shared that the Committee recommends approval for:

VWWA 1 Classroom course with outdoor demos and lectures for Vocational and Continuing Education – Certified Water Well Systems Providers

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

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

**VWWA 1
Classroom course
with outdoor demos
and lectures for
Vocational and
Continuing
Education**

Remedial Education Report

Eric Olson, Executive Director, updated the Board on attendance and recidivism rates. More than 2,000 contractors have attended the class since the Board took over and the recidivism rate has dropped from 12.5% to 4.5%. Many attendees have commented that the content taught at remedial education should be the standard for the pre-license education course and that the Board should be teaching that class as well. The misclassification section and the prohibited act sessions have been found to be extremely helpful and have led to a significant amount of conversation and input with the attendees. Mr. Olson explained that it would be very difficult from a logistical standpoint, not to mention costly, to bring the class in-house. Other solutions may be worth exploring.

**Remedial Education
Report**

2016-01905 BPJ Construction LLC

Eric Olson, Executive Director informed the Board its decision regarding case file 2016-01905 BPJ Construction LLC for 18VAC 50-22-260.B.14 in the amount of \$1,750.00 and License revocation, were both overturned on appeal.

**2016-01905 BPJ
Construction LLC**

Regulatory Review - Temporary Fee Decrease – Extension

Jeff Waite, Financial Services Director, presented to the Board for Contractors, a breakdown of its current financial status. Mr. Waite explained the reserve balance, revenues, costs and expenses. Due to revenues from licenses and renewals, the Board will need to approve a temporary fee decrease extension. Once the Board adopts this regulatory change an exempt package will be submitted for approval.

**Regulatory Review -
Temporary Fee
Decrease –
Extension**

Mr. Oliver made a motion seconded by Mr. Johnson to approve the temporary fee decrease

extension.

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

Regulatory Review Updates

Marjorie King, Board Administrator provided the Board an update that the Board for Contractors proposed regulation for Separation of SDS Specialty - Conventional and Alternative, and the Individual License and Certification Regulation to Amend the Backflow Vocational Training Requirement are open to Public Comment through September 17, 2021.

Regulatory Review Updates

Marjorie King, updated the Board the Secretary's Office currently has a NOIRA for the Apprenticeship Program Examination Exemption for Journeyman.

Marjorie King, updated the Board currently the proposed amendment for Prohibited Act 9.b. "in order to include language that would allow time and material contracts as well as cost-plus contracts." is at the Governor's Office for review.

Marjorie King, informed the Board at it last Board for Contractors Meeting on July 20, 2021 the Board voted to allow staff to open an exempt Regulatory Action, to bring the current language with the recent legalization of marijuana as it relates to criminal convictions into compliance.

- Staff has prepared a proposed language amendment to **18VAC50-30-30**

10. In accordance with § 54.1-204 of the Code of Virginia, each applicant shall disclose a conviction, in any jurisdiction, of any ~~misdemeanor or felony~~ or non-marijuana misdemeanor. Any plea of nolo contendere shall be considered a conviction for the purpose of this subdivision. The record of conviction received from a court shall be accepted as prima facie evidence of a conviction or finding of guilt. The board, at its discretion, may deny licensure or certification to any applicant in accordance with § 54.1-204 of the Code of Virginia.

- Staff has prepared a proposed language amendment to **18VAC50-30-190**

11. Where the regulant has been convicted or found guilty, after initial licensure or certification, regardless of adjudication, in any jurisdiction of any felony or of a misdemeanor involving lying, cheating or stealing, sexual offense, ~~drug distribution~~, physical injury, or relating to the practice of the profession, there being no appeal pending therefrom or the time of appeal having elapsed. Any pleas of guilty or nolo contendere shall be considered a conviction for the purposes of this subdivision. The record of a conviction certified or authenticated in such form as to be admissible in evidence under the laws of the jurisdiction where convicted shall be admissible as prima facie evidence of such guilt;

12. Having failed to inform the board in writing, within 30 days, that the regulant has pleaded guilty or nolo contendere or was convicted and found guilty of any felony or a misdemeanor involving lying, cheating, stealing, sexual offense, ~~drug distribution~~, physical injury, or relating to the practice of the profession;

- Staff has prepared a proposed language amendment to **18VAC50-30-40**

E. In accordance with § 54.1-204 of the Code of Virginia, all applicants shall disclose the following information about the firm, all members of the responsible management, and the qualified individual or individuals for the firm:

1. All non-marijuana misdemeanor convictions within three years of the date of application; and

- Staff has prepared a proposed language amendment to **18VAC50-30-50**

G. In accordance with § 54.1-204 of the Code of Virginia, all applicants shall disclose the following information about the firm, designated employee, all members of the responsible management, and the qualified individual or individuals for the firm:

1. All non-marijuana misdemeanor convictions within three years of the date of application; and

- Staff has prepared a proposed language amendment to **18VAC50-22-60**

G. In accordance with § 54.1-204 of the Code of Virginia, all applicants shall disclose the following information about the firm, all members of the responsible management, the designated employee, and the qualified individual or individuals for the firm:

1. All non-marijuana misdemeanor convictions within three years of the date of application; and

- Staff has prepared a proposed language amendment to **18VAC50-22-62**

F. In accordance with § 54.1-204 of the Code of Virginia, all applicants shall disclose the following information about the firm, all members of the responsible management, and the qualified individual for the firm:

1. All non-marijuana misdemeanor convictions within three years of the date of application; and

- Staff has prepared a proposed language amendment to **18VAC50-22-260**

22. Where the firm, responsible management as defined in this chapter, designated employee or qualified individual has been convicted or found guilty, after initial licensure, regardless of adjudication, in any jurisdiction, of any felony or ~~of any~~ non-marijuana misdemeanor, there being no appeal pending therefrom or the time of appeal having elapsed. Any plea of guilty or nolo contendere shall be considered a conviction for the purposes of this subdivision. The record of a conviction received from a court shall be accepted as prima facie evidence of a conviction or finding of guilt.

23. Failure to inform the board in writing, within 30 days, that the firm, a member of responsible management as defined in this chapter, its designated employee, or its qualified individual has pleaded guilty or nolo contendere or was convicted and found guilty of any felony or of a Class 1 misdemeanor or any non-marijuana misdemeanor conviction for activities carried out while engaged in the practice of contracting.

Eric Olson, Executive Director informed the Board a motion was needed to adopt the proposed Exempt Regulatory Action.

Ms. King made a motion seconded by Mr. Mitchell to adopt the proposed Exempt Regulatory Action.

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

USBC Code update and CE update approval for HVA, PLB and GFC (effective July 1 2021)

After discussion, Mr. Mitchell made a motion seconded by Mr. Middleton to accept the amendments to the USBC Code, and effective April 1, 2022. PSI is to administer the HVA, PLB and GFC tradesman examination based on the 2018 code, and to accept the 2018 code update to meet HVA, PLB and GFC continuing education requirements. Continuing education providers are to provide an updated syllabus to the Board and effective January 1, 2022 and conduct continuing education based on the 2018 code.

USBC Code update and CE update approval for HVA, PLB and GFC

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

Department of Corrections Bonding Program

Shannon Webster, Executive Director of Examinations and Workforce Development informed the Board of a discussion with the VA Department of Corrections. Ms. Webster was informed of a program for VA Bonding. The VA Bonding Program allows \$5,000.00 bonds to employers for six months for individuals with records for larceny, embezzlement, theft, and forgery. This information can be found with VA Department of Labor, VEC, Department of Social Security and the VA Career Center.

Department of Corrections Bonding Program

Ms. King made a motion seconded by Mr. Mitchell for the Board for Contractors to publically endorse the VA Bonding Program.

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

National Trade Organizations Substantial Equivalency – Concrete/Cement Workers

Eric Olson, Executive Director informed the Board there were more Trade Organizations than anticipated. Staff is looking to bring four other trade organizations for substantial equivalency. In order to do a thorough review staff would like to defer this to the next Board Meeting on October 26, 2021

National Trade Organizations Substantial Equivalency – Concrete/Cement Workers

The Board agreed to defer this to the next Board Meeting on October 26, 2021 for further discussion.

Fire Sprinkler Inspector Scope of Practice – Proposed Guidance document

After discussion, the Board does not believe that a Guidance Document is warranted at this time and will wait to look at possible legislative amendments that may be introduced in the next General Assembly Session.

Fire Sprinkler Inspector Scope of Practice – Proposed Guidance document

COVID Update

Mr. Olson, Executive Director informed the Board it is recommended for fully vaccinated and unvaccinated people to wear a mask in public indoor setting areas. The Board will continue to meet in a social distancing setting until further guidance from the Governor's Office.

COVID Update

8. Other Board Business

None

Other Board Business

9. Completion of Paper work

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


Completion of Paper work

10. Adjournment


Chairman, Hux thanked the Board for Contactors and adjourned the meeting at 12:58 P.M.

Adjournment


The next board meeting will be **October 26, 2021**



Jeffery Hux, Chairman



Date



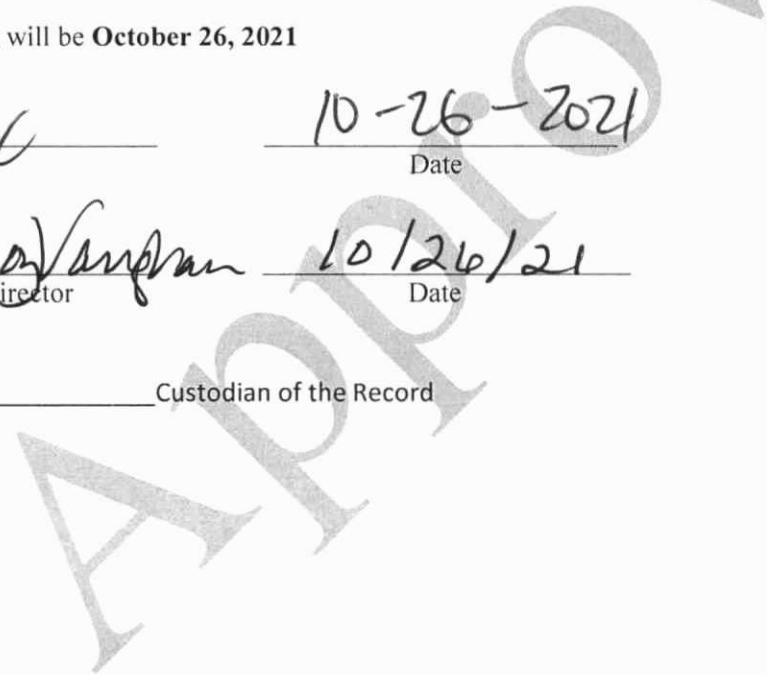
Mary Broz-Vaughan, Director



Date

Copy teste:

Custodian of the Record



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

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

1. Name E.G. "Rudy" Middleton
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors
(Name of Board)
4. Meeting/IFF Date: 09/14/2021
5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction:

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

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

or

I did not participate in the transaction.

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

E. G. Middleton
Signature

September 14, 2021
Date

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

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

1. Name Jeffrey W Hux
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors
(Name of Board)
4. Meeting/IFF Date: 09/14/2021
5. I have a personal interest in the following transaction:

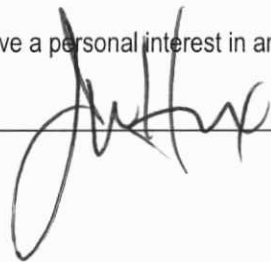
(Agenda Item)

Nature of Personal Interest Affected by Transaction:

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

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

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

Signature  _____ Date September 14, 2021

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

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

1. Name Shawn Mitchell
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors
(Name of Board)
4. Meeting/IFF Date: 09/14/2021
5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction:

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

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

or

I did not participate in the transaction.

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



Signature

September 14, 2021

Date

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

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

1. Name Vance Ayres
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors
(Name of Board)
4. Meeting/IFF Date: 09/14/2021
5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction:

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

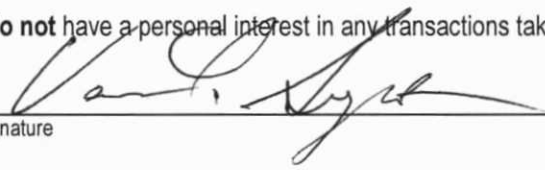
I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

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

Signature



September 14, 2021

Date

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

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

1. Name Wiley "Bif" Johnson
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors
(Name of Board)
4. Meeting/IFF Date: 09/14/2021

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

None

(Agenda Item)

Nature of Personal Interest Affected by Transaction:

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

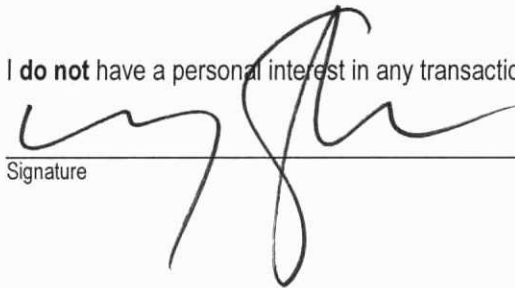
I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

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

Signature



September 14, 2021

Date

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

TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government

1. Name John David O'Dell
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors
(Name of Board)
4. Meeting/IFF Date: 09/14/2021
5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction:

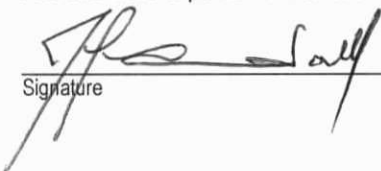
I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

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

or

I did not participate in the transaction.

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



Signature

September 14, 2021

Date

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

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

1. Name Gene Magruder
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors
(Name of Board)
4. Meeting/IFF Date: 09/14/2021
5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction:

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

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

or

I did not participate in the transaction.

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

Gene E. Magruder
Signature

September 14, 2021

Date

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

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

1. Name Caitlin King
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors
(Name of Board)
4. Meeting/IFF Date: 09/14/2021
5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction:

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

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

or

I did not participate in the transaction.

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


Signature

September 14, 2021

Date

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

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

1. Name Doug Lowe
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors
(Name of Board)
4. Meeting/IFF Date: 09/14/2021
5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction:

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

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

or

I did not participate in the transaction.

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

M. D. Lowe
Signature

September 14, 2021

Date

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

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

1. Name Sheila Coleman
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors
(Name of Board)
4. Meeting/IFF Date: 09/14/2021
5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction:

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

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

or

I did not participate in the transaction.

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



Signature

September 14, 2021

Date

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

TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government

1. Name James Oliver
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors
(Name of Board)
4. Meeting/IFF Date: 09/14/2021
5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction:

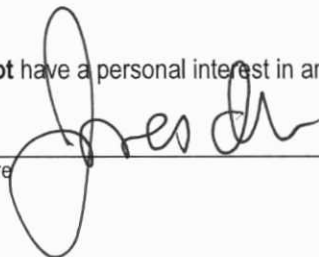
I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

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

or

I did not participate in the transaction.

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

 _____
Signature

September 14, 2021
_____ Date

BOARD FOR CONTRACTORS

SIGN IN SHEET

DEPARTMENT OF PROFESSIONAL AND OCCUPATIONAL REGULATION

9960 Mayland Drive

Richmond, VA 23233

Tuesday, September 14, 2021 – 2nd Floor Conference Center

Board Room 2

10:00 A.M.

NAME	PHONE NUMBER	FILE NUMBER	RESPONDENT OR COMPLAINANT	HOW MANY PEOPLE ATTENDING	WILL YOU ADDRESS THE BOARD Y/N
Stephen Bower + Donna Bower		PF 0007 32 2021 00547 12-	C	2	?
Scott Macarthur	000000	DISC 15,16,17 2020 00484 +	R	1	Yes
Malcolm Coleman		DISC 12-17 2020 00484 +	R	1	Yes
Andrea Stutz		RF 3 2021 2223		2	?

+ Pierre
Stutz

NAME	PHONE NUMBER	FILE NUMBER	RESPONDENT OR COMPLAINANT	HOW MANY PEOPLE ATTENDING	WILL YOU ADDRESS THE BOARD Y/N
Michele Deane		DISC 18 2019 3184	R	1	Y
Diana Dodson		DISC 21 2020 1153	C	1	Y
Jason Tschohl		RF 6 2021 0217	C	1	N
Peter Goergen		Here to listen to Michael & son cases	N/A	1	N