

BOARD FOR CONTRACTORS BOARD MEETING

Final MINUTES

The Board for Contractors met on Tuesday, **April 14, 2015** in the Offices of the Department of Professional and Occupational Regulation (DPOR), 9960 Mayland Drive, 2nd Floor, Board Room 2, Richmond, Virginia. The members indicated below were present. Each of the other members present was qualified to vote, except where a specific reason for disqualification is stated. There are 15 members on this board, in which eight constitutes a quorum pursuant to §54.1-1102.

Goutam Chowdhuri
Vance T Ayres - arrived at 9:23 am
H. Bailey Dowdy
Herbert "Jack" Dyer, Jr., Chair
Jeffery W Hux
Gene E Magruder - arrived at 9:24 am
E. G. "Rudy" Middleton
Jeffrey Shawn Mitchell
E. C. "Chick" Pace, III
Michael D. Redifer
Jason Curtis "Jake" Trenary

Board members, David Giesen, James Oliver, Vice-Chair, Troy Smith, Jr. and Dwight Todd Vander Pol were absent from the meeting:

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

Jay DeBoer, Director
Mark Courtney, Sr. Director for Regulatory & Public Affairs
Eric L. Olson, Executive Director
Mindy Spruill, Regulatory Boards Administrator
Adrienne Mayo, Regulatory Boards Administrator
Sheila Watkins, Administrative Assistant/Compliance
Wendy Duncan, Education Specialist

Representative from the Office of the Attorney General was present for all or part of the meeting.

Joshua Laws, Assistant Attorney General

Mr. Dyer, Chair, determined a quorum was present and called the meeting to 9:07 AM.

Call
To Order

The Board took the agenda under consideration.

Approval of
the Agenda

Upon a motion by **Mr. Middle** seconded by **Mr. Hux**, the Board voted to approve the agenda as written.

The members voting "Yes" were: **Chowdhuri, Dowdy, Dyer, Hux, Middleton, Mitchell, Pace, Redifer, and Trenary.** **Ayres, Giesen, Magruder, Oliver, Smith, and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

The Board took the minutes under consideration.

Approval of
Minutes

Upon a motion by Oliver and seconded by Dowdy and seconded by Mitchell, the Board voted to approve the March 3, 2015 Contractor Board meeting minutes as written.

The members voting "Yes" were: **Chowdhuri, Dowdy, Dyer, Hux, Middleton, Mitchell, Pace, Redifer, and Trenary.** **Ayres, Giesen, Magruder, Oliver, Smith, and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

Mr. Grandville Hogg addressed the Board with concerns regarding the handling of a complaint that he filed against a licensed contractor (2015-01412). The complaint was closed and Mr. Hogg wanted the Board to order the case reopened. He cited many Regulations that he felt were violated and that in his opinion have not been investigated properly.. He wanted the Board to know that he did not agree with the Board's process for this matter and he wanted it noted that he feels the Board needs to address this matter and he wanted to know when the Board would be able to do this.

Public
Comment
Period

Chairman Dyer thanked Mr. Hogg for his comments.

There were no additional public comments.

In the matter of **Recovery Fund File Number 2014-00397, Osama Ali, (Claimants) vs. Walter Miller t/a Basements USA, (Regulant);** the board

File Number
2014-00397

reviewed the record which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation. **Walter Miller t/a Basements USA, (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **Osama Ali** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

**Osama Ali
(Claimants)
Vs.
Walter
Miller t/a
Basements
USA
(Regulant)**

Upon a motion made by **Mr. Redifer** and seconded by **Mr. Middleton** the Board adopted the Claim Review which contains the facts regarding the recovery fund claim in this matter, and adopts the Recommendation. The Claim Review and Recommendation are incorporated as a part of the Order. The Board Orders that this claim be approved for payment in the amount of \$18,000.00

The members voting "Yes" were: **Chowdhuri, Dowdy, Dyer, Hux, Middleton, Mitchell, Pace, Redifer, and Trenary.** **Ayres, Giesen, Magruder, Oliver, Smith, and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

In the matter of **Recovery Fund File Number 2014-03440, Ryan & Liza Weber Rodriguez, (Claimant) vs. Charles G Jones, t/a Specialty Lighting & Electrical (Regulant);** the board reviewed the record which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation. **Charles G Jones, t/a Specialty Lighting & Electrical, (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **Ryan Rodriguez (Claimant)** did attend the Board meeting.

**File Number
2014-03440
Ryan & Liza
Weber
Rodriguez
(Claimant)
Vs.
Charles G
Jones, t/a
Specialty
Lighting &
Electrical**

During discussion Mr. Dyer shared his concerns that the property was used to produce rental income. After additional discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Dowdy** to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, and reject the Recommendation and deny the claim in the amount of **\$4,095.00**. The Claim Review and Recommendation are incorporated as a part of this Order.

The Board does not find substantial evidence that the claim meets the statutory provisions for reimbursement. Pursuant to 54.1-1123 (B), payments may be reduced on a prorated basis based upon the number of claims received.

The members voting "Yes" were: **Chowdhuri, Dowdy, Dyer, Hux, Middleton, Mitchell, Pace, Redifer, and Trenary.** **Ayres, Giesen, Magruder, Oliver, Smith, and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

In the matter of **Recovery Fund File Number 2015-01121 Venkataramana Mallasani (Claimant) vs. Carlos Hernandez (Regulant)**, the board reviewed the record which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation.

**File Number
2015-01121
Venkataram
ana
Mallasani(Cl
aimant) vs.
Carlos
Hernandez
(Regulant)**

The Claimant did not appear at the Board meeting in person or by counsel. Carlos Hernandez did not attend the Board meeting in person by counsel or by any other qualified representation.

Upon a motion made by Mr. Middleton and seconded by Mr. Pace to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, the Board adopts the Recommendation and pays the claim in the amount of **\$6,044.00**. The Claim Review and Recommendation are incorporated as a part of this Order.

The Board finds substantial evidence that the claim meets the statutory provisions for reimbursement. Pursuant to 54.1-1123 (B), payments may be reduced on a prorated basis based upon the number of claims received.

The members voting "Yes" were: **Chowdhuri, Dowdy, Dyer, Hux, Middleton, Mitchell, Pace, Redifer, and Trenary.** **Ayres, Giesen, Magruder, Oliver, Smith, and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

In the matter of **Recovery Fund File Number 2015-01237, Richard and Linda Caporali, (Claimant) vs. Anchor Decks and Pools Inc., (Regulant)**; the board reviewed the record which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation.

**File Number
2015-00829
Richard and
Linda
Caporali
vs. &
Anchor
Decks and
Pools Inc.**

Anchor Decks and Pools Inc. (Regulant) did not appear at the Board meeting in person or by counsel or by any other qualified representative. **Richard and Linda Caporali (Claimant)** did not attend the Board meeting in person or by counsel or by any other qualified representative.

Upon a motion made by Mr. Middleton and seconded by Mr. Redifer to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, the Board adopts the Recommendation and pays the claim in the amount of **\$10,808.00**. The Claim Review and Recommendation are incorporated as a part of this Order.

The Board finds substantial evidence that the claim meets the statutory

provisions for reimbursement. Pursuant to 54.1-1123 (B), payments may be reduced on a prorated basis based upon the number of claims received.

The members voting "Yes" were: **Chowdhuri, Dowdy, Dyer, Hux, Middleton, Mitchell, Pace, Redifer, and Trenary.** **Ayres, Giesen, Magruder, Oliver, Smith, and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

In the matter of Recovery Fund File Number 2015-01874, Pristine Pools LLC, (Regulant); the Board was notified that the case was pulled from the docket and moved to the June 2nd Board meeting..

File Number
2015-01874
Pristine
Pools LLC

In the matter of Recovery Fund File Number 2015-01877, Bobby Kaopua, (Claimant) vs. Creteman Concrete Corp, (Regulant); the board reviewed the record which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation. **Creteman Concrete Corp (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. **Bobby Kaopua (Claimant)** did not attend the Board meeting in person or by counsel or by any other qualified representative.

File Number
2015-01877
Bobby
Kaopua
(Claimant)
vs. Creteman
Concrete
Corp
(Regulant);

Upon a motion made by Mr. Middleton and seconded by Mr. Trenary to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, the Board adopts the Recommendation and pays the claim in the amount of **\$20,000.00**. The Claim Review and Recommendation are incorporated as a part of this Order.

The Board finds substantial evidence that the claim meets the statutory provisions for reimbursement. Pursuant to 54.1-1123 (B), payments may be reduced on a prorated basis based upon the number of claims received.

The members voting "Yes" were: **Chowdhuri, Dowdy, Dyer, Hux, Middleton, Mitchell, Pace, Redifer, and Trenary.** **Ayres, Giesen, Magruder, Oliver, Smith, and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

In the matter of Recovery Fund File Number 2015-01954, Valerie Rodriguez-Garcia and Igor Schweigert (Claimant) and Pedro J Moreno, t/a PJ General Services (Regulant); Recovery Fund File the board

File Number
2015-01954
Valerie

reviewed the record which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation. **Pedro J Moreno, t/a PJ General Services (Regulant)** did not attend the Board meeting in person, by counsel or by any other qualified representative. **Rodriguez-Garcia and Schweigert (Claimants)** did not appear at the Board meeting in person, by counsel or by any other qualified representative.

Rodriguez-Garcia and Igor Schweigert (Claimant) Pedro J Moreno, t/a PJ general Services

Upon a motion made by Mr. Middleton and seconded by Mr. Trenary to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, the Board adopts the Recommendation and pays the claim in the amount of **\$14,779.00**. The Claim Review and Recommendation are incorporated as a part of this Order.

The Board finds substantial evidence that the claim meets the statutory provisions for reimbursement. Pursuant to 54.1-1123 (B), payments may be reduced on a prorated basis based upon the number of claims received.

The members voting "Yes" were: **Chowdhuri, Dowdy, Dyer, Hux, Middleton, Mitchell, Pace, Redifer, and Trenary. Ayres, Giesen, Magruder, Oliver, Smith, and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

In the matter of Recovery Fund File Number 2015-02287, Marilyn C Fall (Claimant) and Jim Klemmer (Regulant); Recovery Fund File; the board reviewed the record which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation. **Jim Klemmer Floors Inc. (Regulant)** did not attend the Board meeting in person, by counsel or by any other qualified representative. **Fall (Claimant)** did not appear at the Board meeting in person, by counsel or by any other qualified representative.

File Number 2015-02287 Marilyn C Fall (Claimant) Vs Jim Klemmer Floors Inc. (Regulant)

Upon a motion made by Mr. Hux and seconded by Mr. Trenary to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, the Board adopts the Recommendation and orders payment of the claim in the amount of **\$6,436.04**. The Claim Review and Recommendation are incorporated as a part of this Order.

The Board finds substantial evidence that the claim meets the statutory provisions for reimbursement. Pursuant to 54.1-1123 (B), payments may be reduced on a prorated basis based upon the number of claims received.

The members voting "Yes" were: **Chowdhuri, Dowdy, Dyer, Hux,**

Middleton, Mitchell, Pace, Redifer, and Trenary. Ayres, Giesen, Magruder, Oliver, Smith, and Vander Pol were absent. There were no negative votes. The motion passed unanimously.

In the matter of Recovery Fund File Number 2015-02134, James Boykin (Claimant) and J & J Contracting LLC (Regulant); Recovery Fund File; the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **J & J Contracting LLC. (Regulant)** did not attend the Board meeting in person, by counsel or by any other qualified representative. **James Boykin (Claimant)** did not appear at the Board meeting in person, by counsel or by any other qualified representative.

File Number
2015-02134
James
Boykin
(Claimant)
J & J
Contracting
LLC
(Regulant)

Upon a motion made by Mr. Middleton and seconded by Mr. Chowdhuri to adopt the claim review which contains the facts regarding the recovery fund claim in this matter, the Board adopts the Recommendation and pays the claim in the amount of **\$20,000.00**. The Claim Review and Recommendation are incorporated as a part of this Order.

The Board finds substantial evidence that the claim meets the statutory provisions for reimbursement. Pursuant to 54.1-1123 (B), payments may be reduced on a prorated basis based upon the number of claims received.

The members voting "Yes" were: **Chowdhuri, Dowdy, Dyer, Hux, Middleton, Mitchell, Pace, Redifer, and Trenary. Ayres, Giesen, Magruder, Oliver, Smith, and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

Board member Ayres arrived at 9:23 am.

Board member Magruder arrived at 9:24 a.m.

Board
Members
arrival

In the matter of License Application File Number 2015-01684, Barnhart Residential Inc., the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2015-01684
Barnhart
Residential
Inc.

Barnhart did appear at the Board meeting. He addressed the Board on his own behalf. The presiding Board representative Mr. Schroder was not present did not participate in the discussion and did not vote.

Upon a motion made by Mr. Middleton and seconded by Mr. Pace; the Board voted to accept the recommendation contained in the Summary of the Informal Fact-Finding Conference and deny the application based upon the record and for the reasons outlined in the Summary.

The members voting "Yes" were: **Chowdhuri, Dowdy, Dyer, Hux, Middleton, Mitchell, Pace, Redifer, and Trenary.** **Ayres, Giesen, Magruder, Oliver, Smith, and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

In the matter of License Application File Number 2015-01687, Matthew Ray Litchford, the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2015-01687
Matthew
Ray
Litchford

Litchford did not appear at the Board meeting in person. by counsel or by any other qualified individual. **Mr. Schroder** was not present did not participate in the discussion and did not vote.

After discussion, a motion was made by Mr. Middleton and seconded by Mr. Redifer to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant the license.

The members voting "Yes" were: **Chowdhuri, Dowdy, Dyer, Hux, Middleton, Mitchell, Pace, Redifer, and Trenary.** **Ayres, Giesen, Magruder, Oliver, Smith, and Vander Pol were absent.** There were no negative votes. *The motion passed unanimously.*

In the matter of License Application File Number 2015-01818, Granitech Inc., the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2015-01818
Granitech,
Inc.

Ali Yilmaz, did appear at the Board meeting in person. He addressed the Board on his own behalf. The presiding Board representative **Mr. Schroder** was not present did not participate in the discussion and did not vote.

After discussion, a motion was made by Mr. Redifer and seconded by Mr. Pace to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant the license.

The members voting "Yes" were: **Ayres, Chowdhuri, Dowdy, Dyer, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary.** **Giesen, Oliver, Smith, and Vander Pol were absent.** There were no negative votes.

The motion passed unanimously.

In the matter of License Application File Number 2015-01847, Fredericksburg Fences, LLC, the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2015-01847
Tae Young
Park**

Park did not appear at the Board meeting in person, by counsel, or by any other qualified representative. The presiding Board representative **Mr. Schroder** was not present did not participate in the discussion and did not vote.

After discussion, a motion was made by Mr. Middleton and seconded by Mr. Chowdhuri to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and deny the application for license based on the reasons outlined in the Summary.

The members voting "Yes" were: **Ayres, Chowdhuri, Dowdy, Dyer, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, Trenary and Giesen, Oliver, Smith, and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

In the matter of License Application File Number 2015-01865, Travis Wayne Lamm, the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference

**File Number
2015-01865
Travis
Wayne
Lamm**

On a motion by Mr. Middleton seconded by Mr. Mitchell to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant the license.

The members voting were: **Ayres, Chowdhuri, Dowdy, Dyer, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith, and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

In the matter of License Application File Number 2015-02001, One Mo Ro Enterprises the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2015-02001
One Mo Ro
Enterprises**

Shawn Robinson did appear at the Board meeting on behalf of One Mo Ro enterprises. He addressed the Board. The presiding Board representative

Mr. Schroder was not present did not participate in the discussion and did not vote.

After discussion, a motion was made by Mr. Middleton and seconded by Mr. Mitchell to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant the license. Prior to voting there was further discussion and Mr. Dyer offered an amendment to add the request of a certified public accountant reviewed balance statement be provided to the Board as a condition to licensure. Mr. Robinson agreed. After discussion Mr. Middleton accepted the amendment to his motion seconded by Mr. Mitchell to adopt the recommendation contained in the Summary and approve the application, with the condition that Mr. Robinson provide the Board with a CPA reviewed balance sheet that documents that One Mo Ro Enterprises has the net worth required in the Board for Contractors Regulations. The amended motion was approved with a unanimous "yes" vote. The members voting "Yes" were: **Ayres, Chowdhuri, Dowdy, Dyer, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith, and Vander Pol were absent.** There were no negative votes.

In the matter of License Application File Number 2015-02044, Ronald Cook, Jr., the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2015-02044
Ronald
Cook, Jr.**

Ronald Cook, Jr. did appear at the Board meeting in person. He addressed the Board on his own behalf. The presiding Board representative **Mr. Schroder** was not present did not participate in the discussion and did not vote.

After discussion, a motion was made by Mr. Middleton and seconded by Mr. Pace to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant a license.

The members voting "Yes" were: **Ayres, Chowdhuri, Dowdy, Dyer, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith, and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

In the matter of License Application File Number 2015-02044, Sider Construction LLC. The Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2015-02044
Sider
Construction
LLC**

Sider Construction LLC., did not appear at the Board meeting in person, by counsel nor by any other qualified representative. The presiding Board

representative **Mr. Schroder** was not present did not participate in the discussion and did not vote.

After discussion, a motion was made by Mr. Middleton and seconded by Mr. Pace to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant a license.

The members voting "Yes" were: **Ayres, Chowdhuri, Dowdy, Dyer, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith, and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

In the matter of **Disciplinary File Number 2014-02044, Tim Young's Painting LLC**, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

**File Number
2014-02044
Tim Young's
Painting
LLC**

Tim Young's Painting LLC, did not appear at the Board meeting in person, by counsel or by any other qualified representative.

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

After discussion a motion was made by Mr. Redifer and seconded by Mr. Middleton to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues and adopts the Summary. The report of findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Tim Young's Painting LLC** violated the following:

Count 1: 18 VAC 50-22-260.B 9 Effective: 2-1-2006

Count 2: 18 VAC 50-22-260.B 10 Effective: 2-1-2006

Count 3: 18 VAC 50-22-230.A Effective: 9-1-2001

Count 4: 18 VAC 50-22-260.B 31 Effective: 2-1-2006

Count 5: 18 VAC 50-22-260.B 28 Effective: 2-1-2006

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Dyer, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith, and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

Mr. Olson shared with the Board that priors existed and they had been satisfied according to the Records. File Number 2007-01338. On October 23, 2007, the Board adopted a Consent Order in this case. The Board found that the Respondent violated Board

Regulations 18 VAC 50-22-260.B.8 (failure to have contract signed by all parties); 18 VAC 50-22-230.A (failure to operate in licensed name); and 18 VAC 50-22-260.B.6 (misconduct – failure to obtain building permit). Respondent agreed to pay monetary penalties and costs totaling \$1,550.00 and complete remedial education. According to ETS, Respondent complied with the terms of the order.

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

Count 1		\$800.00
Count 2:		\$ 350.00
Count 3:		\$600.00
Count 4:		\$400.00
Count 5:		\$ 2,000.00
Total		\$4,150.00

In addition, for violation of Counts 1, 2, 3, and 4, the Board voted to require Tim Young's Painting LLC have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days of the effective date of the order. The Board imposed license revocation for violation of Count 5.

A total monetary penalty of **\$4,150.00**. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith, and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

In the matter of Disciplinary File Number 2013-02533, Cooper & Company LLC, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

**File Number
2013-02533
Cooper &
Company
LLC**

Cooper & Company LLC did not appear at the Board meeting in person, by counsel or by any other qualified representative.

Presiding officer, **Mr. Dyer** was not present did not participate in the discussion and did not vote. Mr. Middleton chaired this case.

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

substantial evidence that **Cooper & Company LLC** violated the following:

Count 1: 18 VAC 50-22-260.B 8 Effective: 12-1-2012

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

Count 4: 18 VAC 50-22-260.B.9

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

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

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

The motion passed unanimously. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith, and Vander Pol were absent.** There were no negative votes. The motion passed unanimously. **Dyer** was not present and did not vote.

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

Count 1		\$400.00
Count 3:		\$2,500.00
Count 4:		\$400.00
Count 5:		\$ 400.00
Count 6:		\$ 2,500.00
Count 7:		\$2,500.00
Total		\$8,700.00

In addition, for violation of Counts 1, 4, and 6, the Board voted to require **Cooper & Company LLC** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days of the order. The Board imposes license revocation for violation of counts 3, 6, and 7. As to Count 2, the board closes this aspect of the file with a finding of no violation.

A total monetary penalty of **\$8,700.00**. The motion passed by unanimous vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith, and Vander Pol were absent.** There were no negative votes. The motion passed unanimously. **Dyer**, was not present and did not vote.

In the matter of Disciplinary File Number 2014-03044, Edgar Omar Villatoro, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

**File Number
2014-03044
Edgar Omar
Villatoro**

Villatoro, did appear at the Board meeting. He addressed the Board.

Presiding officer, **Mr. Dyer** was not present did not participate in the discussion and did not vote. Mr. Middleton chaired the case.

After discussion a motion was made by Mr. Pace and seconded by Mr. Redifer to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues and adopts the Summary. The report of findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Villatoro** violated the following:

Count 1: 18 VAC 50-30-190.2 Effective: 11-15-2007

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith, and Vander Pol were absent.** There were no negative votes. The motion passed unanimously. **Dyer** was not present and did not vote.

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

Count 1		\$2,500.00
Total		\$2,500.00

In addition, for violation of Count 1, the Board voted to impose license revocation. A total monetary penalty of **\$2,500.00**.

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith, and Vander Pol were absent.** There were no negative votes. The motion passed unanimously. **Dyer**, was not present and did not vote.

In the matter of Disciplinary File Number 2014-00868, Primos Contractors Inc. This case was continued to the Board's June 2, 2015 meeting date.

**File Number
2014-00868
Primos
Contractors
Inc.**

In the matter of Disciplinary File Number 2014-00996, Saythaya Sovidaray, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

**File Number
2014-00996
Saythaya
Sovidaray**

Sovidaray did not appear at the Board meeting in person, by counsel or by any other qualified representative.

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

After discussion a motion was made by Mr. Redifer and seconded by Mr. Dowdy to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues and adopts the Summary. The report of findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Sovidaray** violated the following:

Count 1: 18 VAC 50-30-190.2 Effective:11-15-2007

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Dyer, Hux, Magruder, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith, and Vander Pol were absent.** There were no negative votes. The motion passed unanimously. Middleton was not present and did not vote.

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

Count 1		\$2,500.00
Total		\$2,050.00

In addition, for violation of Count 1, the Board voted to impose license revocation. A total monetary penalty of **\$2,500.00**.

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Dyer, Hux, Magruder, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith, and Vander Pol were absent.** There were no negative votes. The motion passed unanimously. **Middleton** was not present and did not vote.

In the matter of Disciplinary File Number 2014-01390, Lucio Romero the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

**File Number
2014-01390
Lucio
Romero**

Lucio Romero did not appear at the Board meeting in person, by counsel or by any other qualified representative.

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

After discussion a motion was made by Mr. Dowdy and seconded by Mr. Magruder to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues and adopts the Summary. The report of findings and Summary are incorporated as part of the Order. The Board finds

substantial evidence that **Romero** violated the following:

Count 1: 18 VAC 50-30-190.2 Effective: 11-15-2007

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Dyer, Hux, Magruder, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith, and Vander Pol were absent.** There were no negative votes. The motion passed unanimously. Middleton was not present and did not vote.

After discussion a motion was made by Mr. Pace and seconded by Mr. Hux that the Board impose the following sanction:

Count 1		\$1,500.00
Total		\$1,500.00

In addition, for violation of Count 1 the Board voted to impose license revocation. A total monetary penalty of **\$800.00**. The motion passed by unanimous vote.

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Dyer, Hux, Magruder, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith, and Vander Pol were absent.** There were no negative votes. The motion passed unanimously. **Middleton** did not participate and did not vote.

In the matter of Disciplinary File Number 2014-01562, Jason Cha Ma, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

**File Number
2014-01562
Jason Cha
Ma**

Ma did not appear at the Board meeting, in person, by counsel nor by any other qualified representative.

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

After discussion a motion was made by Mr. Pace and seconded by Mr. Redifer to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues and adopts the Summary. The report of findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Ma** violated the following:

Count 1: 18 VAC 50-30-190.2 Effective: 11-15-2007

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Dyer, Hux, Magruder, Mitchell, Pace, Redifer, Trenary and. Giesen, Oliver, Smith,**

and Vander Pol were absent. There were no negative votes. The motion passed unanimously. Middleton was present and did not vote.

After discussion a motion was made by Mr. Pace and seconded by Mr. Hux that the Board impose the following sanctions:

Count 1		\$2,500.00
Total		\$2,500.00

In addition, for violation of Count 1, the Board voted to impose license revocation. A total monetary penalty of **\$2,500.00**.

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Dyer, Hux, Magruder, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith, and Vander Pol were absent.** There were no negative votes. The motion passed unanimously. **Middleton** was present and did not vote.

In the matter of Disciplinary File Number 2014-02377, Jose Ramiro Nina, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

**File Number
2014-02377
Jose Ramiro
Nina**

Nina did not appear at the Board meeting in person, by counsel or by any other qualified representative.

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

After discussion a motion was made by Mr. Trenary and seconded by Mr. Dowdy to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues and adopts the Summary. The report of findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Nina** violated the following:

Count 1: 18 VAC 50-30-190. 2 Effective: 11-15-2007

Count 2: 18 VAC 50-30-190. 2 Effective: 11-15-2007

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Dyer, Hux, Magruder, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith, and Vander Pol were absent.** There were no negative votes. The motion passed unanimously. **Middleton** was not present and did not vote.

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

Count 1		\$1,500.00
---------	--	------------

Contractor Board Meeting Minutes

April 14, 2015

Page 18 of 82

Count 2		\$1,500.00
Total		\$3,000.00

In addition, for violation of Counts 1 and 2, the Board voted to impose license revocation. A total monetary penalty of **\$3,000.00**. The motion passed by unanimous vote.

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Dyer, Hux, Magruder, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith, and Vander Pol were absent.** There were no negative votes. The motion passed unanimously. Middleton was not present and did not vote.

In the matter of Disciplinary File Number 2014-02379, Jose R Nina, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

**File Number
2014-02379
Jose R Nina**

Jose R Nina, did not appear at the Board meeting in person, by counsel or by any other qualified representative.

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

After discussion a motion was made by Mr. Trenary and seconded by Mr. Dowdy to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues and adopts the Summary. The report of findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Nina** violated the following:

Count 1: 18 VAC 50-30-190. 2 Effective: 11-15-2007

Count 2: 18 VAC 50-30-190. 2 Effective: 11-15-2007

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Dyer, Hux, Magruder, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith, and Vander Pol were absent.** There were no negative votes. The motion passed unanimously. **Middleton** was not present and did not vote.

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

Count 1		\$1,500.00
Count 2		\$1,500.00
Total		\$3,000.00

In addition, for violation of Counts 1 and 2, the Board voted to impose license

revocation. A total monetary penalty of **\$3,000.00**. The motion passed by unanimous vote.

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Dyer, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, Trenary and Giesen, Oliver, Smith, and Vander Pol were absent.** There were no negative votes. The motion passed unanimously. Middleton was not present and did not vote.

In the matter of Disciplinary File Number 2014-00547 Starr Construction Inc., the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative. **Starr Construction Inc.**, did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

**File Number
2014-00547
Starr
Construction
Inc.**

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

The Board was given a handout to review.

After discussion a motion was made by Mr. Oliver and seconded by Mr. Redifer to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues and adopts the Summary. The report of findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Starr Construction Inc.**, violated the following:

Count 1: 18 VAC 50-22-260.B 31 Effective: 2-1-2006

Count 2: 18 VAC 50-22-260.B.6 Effective: 9-1-2001

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Dyer, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously. Smith was not present and did not vote.

After discussion a motion was made by Mr. Dowdy and seconded by Mr. Redifer that imposed the following penalties:

Count 1		\$200.00
Count 2:		\$400.00
Total		\$600.00

In addition, for violation of Counts 1. and 2, the Board voted to require Starr Construction Inc., have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days.

A total monetary penalty of **\$600.00**. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Dyer, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously. **Smith** was not present and did not vote.

In the matter of Disciplinary File Number 2014-01162, Jose Claribal Hernandez, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

**File Number
2014-01162
Jose Claribal
Hernandez**

Jose Claribal Hernandez, did appear at the Board meeting in person. Josue Josimar Hernandez translated for Jose Claribal Hernandez from Spanish to English.

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

Mr. Olson requested that Hernandez be mailed an application packet along with his order.

After discussion a motion was made by Mr. Middleton and seconded by Mr. Dowdy to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues and the Summary. The report of findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Jose Claribal Hernandez** violated the following:

Count 1: 18 VAC 50-30-190. 2 Effective: 11-15-2007

Members voting "yes" were **Ayres, Chowdhuri, Dowdy, Dyer, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously. **Smith** was not present and did not vote.

After discussion a motion was made by Mr. Middleton and seconded by Mr. Dowdy that substantial evidence exist that to the Board imposes the following monetary penalties:

Count 1	\$ 00.00
---------	----------

In addition, for violation of Count 1, the Board voted to impose license revocation. A total monetary penalty of **\$0.00**.

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Dyer, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes.

The motion passed unanimously. Smith was not present and did not vote.

In the matter of Disciplinary File Number 2014-03042, s J Conner and Son's Inc., the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference of the presiding Board representative.

**File Number
2014-03042
S J Conner
and Son's
Inc.**

S J Conner and Son's Inc. did not appear at the Board meeting in person, by counsel or by any other qualified individual.

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

After discussion a motion was made by Mr. Redifer and seconded by Mr. Pace to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues and adopts the Summary. The report of findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **S J Conner and Son's Inc.**, violated the following:

Count 1: 18 VAC 50-22-260.B 8 Effective: 12-1-2012

Count 2: 18 VAC 50-22-260.B 8 Effective: 12-1-2012

Count 3: 18 VAC 50-22-220.C Effective: 9-1-2001

The motion passed unanimously. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Dyer, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary.** **Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously. Smith was not present and did not vote.

After discussion a motion was made by Mr. Oliver and seconded by Mr. Pace that a substantial evidence exist to impose the following sanctions:

Count 1		\$ 400.00
Count 2		\$ 0.00
Count 3:		\$ 200.00
Total		\$600.00

In addition, for violation of Counts 1, 2, and 3, the Board voted to require S J Conner and Son's Inc. have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order. A total monetary penalty of **\$ 600.00**.

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Dyer, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary.** **Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes.

The motion passed unanimously. **Smith** was not present and did not vote.

The **Board Chairman** called a recess at 10:35 am. The **Board Chairman** called the meeting back to order at 10:46 am.

**Break and
Reconvene**

The Board will hear Prima Facie Disciplinary case files.

**Prima Facie
Disciplinary
Case Files**

In the matter of Disciplinary Prima Facie File Number 2013-03254, Valentine Roofing & Construction Inc., the Board members reviewed the record, which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation.

**File Number
2013-03254
Valentine
Roofing &
Construction
Inc.**

Valentine Roofing & Construction Inc., did not request an Informal Fact-Finding Conference. They did not appear at the Board meeting in person, by counsel or by any other qualified representative.

After discussion a motion was made by Mr. Middleton and seconded by Mr. Dowdy to adopt the Recommendation. The Report of Findings and Recommendation will be incorporated as part of the Order. The Board found substantial evidence that **Valentine Roofing & Construction Inc.**, violated the following:

Count 1:	February 1, 2006	18 VAC 50-22-260 B 6
Count 2:	February 1, 2006	18 VAC 50-22-260. 4
Count 3:	§54.1-1110 of the Code of Virginia	

The motion passed unanimously. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Dyer, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

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

Count 1:		\$1,000.00
Count 2:		\$ 500.00
Count 3:		\$ 0.00
Total		\$ 1,500.00

A total monetary penalty of \$ **1,500.00** was imposed.

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Dyer, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary.** **Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

In addition, for violation of Counts 1 and 3 the Board imposed license revocation.

In the matter of Disciplinary Prima Facie File Number 2014-01201, Scott Howard, the Board members reviewed the record, which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation.

**File Number
2014-01201
Scott
Howard**

Scott Howard did not request an Informal Fact-Finding Conference. They did not appear at the Board meeting in person, by counsel or by any other qualified representative.

After discussion a motion was made by Mr. Trenary and seconded by Mr. Chowdhuri to adopt the Report of Findings and Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **Scott Howard** violated the following:

Count 1:	December 1, 2012	18 VAC 50-22-260 B 9
Count 2:		18 VAC 50-22-260 B 27
Count 3:		18 VAC 50-22-260.B.17
Count 4:		18 VAC 50-22-260.B.31
Count 5:		18 VAC 50-22-260.B.28

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary.** **Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

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

Count 1:		\$600.00
Count 2:		\$1,000.00
Count 3:		\$1,200.00
Count 4:		\$400.00
Count 5:		\$1,800.00

A total monetary penalty of **\$5,000.00** was imposed.

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder,**

Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent. There were no negative votes. The motion passed unanimously.

In addition, for violation of Counts 2, 3, and 5, the Board imposed license revocation.

In the matter of Disciplinary Prima Facie File Number 2014-00196, Spectra Construction Services Inc., the Board members reviewed the record, which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation.

**File Number
2014-00196
Spectra
Construction
Services Inc.**

Spectra Construction Services Inc., did not request an Informal Fact-Finding Conference. They did not appear at the Board meeting in person, by counsel or by any other qualified representative.

After discussion a motion was made by Mr. Middleton and seconded by Mr. Pace to adopt the Report of Findings and Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **Spectra Construction Services Inc.,** violated the following:

Count 1:	December 1, 2012	18 VAC 50-22-260 B 9
Count 2:		18 VAC 50-22-260 B 16
Count 3:		18 VAC 50-22-230.B

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

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

Count 1:		\$400.00
Count 2:		\$1,900.00
Count 3:		\$500.00
Total		\$2,800.00

A total monetary penalty of **\$2,800.00** was imposed.

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

In addition, for violation of Counts 2, 3, and 5, the Board imposed license revocation.

In the matter of Disciplinary Prima Facie File Number 2014-0257, S & F Ironworks LLC, the Board members reviewed the record, which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation.

**File Number
2014-00257
S & F
Ironworks
LLC**

S & F Ironworks LLC did not request an Informal Fact-Finding Conference. They did not appear at the Board meeting in person, by counsel or by any other qualified representative.

After discussion a motion was made by Mr. Middleton and seconded by Mr. Pace to adopt the Report of Findings and Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **S & F Ironworks LLC** violated the following:

Count 1:	February 1, 2006	18 VAC 50-22-260 B 2
Count 2:	December 1, 2012	18 VAC 50-22-260 B 28

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

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

Count 1:		\$1,100.00
Count 2:		\$2,000.00
Total		\$ 3,100.00

A total monetary penalty of **\$3,100.00** was imposed.

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

In addition, for violation of Counts 1, and 2, the Board imposed license revocation.

In the matter of Disciplinary prima facie File Number 2014-00424,

File Number

Spencer Tunstall, t/a Spencer's Home Improvement. This case was pulled and placed on the Board's June 2, 2015 docket.

**2014-00424
Spencer
Tunstall, t/a
Spencer's
Home
Improve-
ment**

In the matter of Disciplinary Prima Facie File Number 2014-00903, Square Foot Enterprises, Inc., the Board members reviewed the record, which consisted of the Notice of Prima Facie Case. Report of Findings. including exhibits, and the Recommendation.

**File Number
2014-00903
Square Foot
Enterprises,
Inc.**

Square Foot Enterprises, Inc., did not request an Informal Fact-Finding Conference. They did not appear at the Board meeting in person, by counsel or by any other qualified representative.

After discussion a motion was made by Mr. Dowdy and seconded by Mr. Middleton to adopt the Report of Findings and Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **Square Foot Enterprises Inc.,** violated the following:

Count 1:	December 1, 2012	18 VAC 50-22-210
Count 2:		18 VAC 50-22-230 B
Count 3:	February 1, 2006	18 VAC 50-22-260.B.31
Count 4:	December 1, 2012	18 VAC 50-22-260.B.30

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

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

Count 1:		\$400.00
Count 2:		\$600.00
Count 3:		\$400.00
Count 4:		\$1,600.00
Total:		\$3,000.00

A total monetary penalty of **\$3,000.00** was imposed.

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder,**

Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent. There were no negative votes. The motion passed unanimously.

In addition, for violation of Counts 1, and 4, the Board imposed license revocation.

In the matter of Disciplinary Prima Facie File Number 2014-00966, Faris & Sons Construction Inc., the Board members reviewed the record, which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation.

**File Number
2014-00966
Faris & Sons
Construction
Inc.**

Faris & Sons Construction Inc. did not request an Informal Fact-Finding Conference. They did not appear at the Board meeting in person, by counsel or by any other qualified representative.

After discussion a motion was made by Mr. Middleton and seconded by Mr. Dowdy to adopt the Report of Findings and Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **Faris & Sons Construction Inc.** violated the following:

Count 1:	February 1, 2006	18 VAC 50-22-260 B 8 Two Violations
Count 2:	December 1, 2012	18 VAC 50-22-260 B 8
Count 3:		18 VAC 50-22-260.B.9
Count 4:		18 VAC 50-22-260.B.29
Count 5:		18 VAC 50-22-260.B.16
Count 6:	February 1, 2006	18 VAC 50-22-260 B 22
Count 7:		18 VAC 50-22-260 B 23

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

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

Count 1:	2@ 400.00 each	\$800.00
Count 2:		\$400.00
Count 3:		\$400.00
Count 4:		\$700.00
Count 5:		\$1,900.00
Count 5:		\$0.00

Contractor Board Meeting Minutes

April 14, 2015

Page 28 of 82

Count 7:		\$600.00
Total		\$4,800.00

A total monetary penalty of **\$4,800.00** was imposed.

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

In addition, for violation of Count5. the Board imposed license revocation.

In the matter of Disciplinary Prima Facie File Number 2014-01235, Yerko Ivan Mendoza, the Board members reviewed the record, which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation.

**File Number
2014-01235
Yerko Ivan
Mendoza**

Yerko Ivan Mendoza did not request an Informal Fact-Finding Conference. They did not appear at the Board meeting in person. by counsel or by any other qualified representative.

After discussion a motion was made by Mr. Redifer and seconded by Mr. Middleton to adopt the Report of Findings and Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **Mendoza** violated the following:

Count 1:	November 15, 2007	18 VAC 50-30-190 2
----------	----------------------	--------------------

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

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

Count 1:		\$1,500.00
Total		\$1,500.00

A total monetary penalty of **\$1,500.00** was imposed.

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith**

and Vander Pol were absent. There were no negative votes. The motion passed unanimously.

In addition, for violation of Count 1, the Board imposed license revocation.

In the matter of Disciplinary Prima Facie File Number 2014-01236, Ivan Mendoza t/a Ameritec Services, the Board members reviewed the record, which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation.

**File Number
2014-01236
Ivan
Mendoza, t/a
Ameritec
Services**

Ivan Mendoza t/a Ameritec Services did not request an Informal Fact-Finding Conference. They did not appear at the Board meeting in person, by counsel or by any other qualified representative.

After discussion a motion was made by Mr. Pace and seconded by Mr. Chowdhuri to adopt the Report of Findings and Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **Ivan Mendoza** violated the following:

Count 1:	September 1, 2006	18 VAC 50-22-260 B 2
Count 2:		18 VAC 50-22-260 B 2
Count 3:		18 VAC 50-22-260 B 2

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

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

Count 1:		\$1,500.00
Count 2:		\$0.00
Count 3:		\$1,500.00
Total		\$3,000.00

A total monetary penalty of **\$3,000.00** was imposed.

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

In addition, for violation of Counts 1, 2, and 3, the Board imposed license

revocation.

In the matter of Disciplinary Prima Facie File Number 2014-01323, Carlos Hernandez, the Board members reviewed the record, which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation.

**File Number
2014-01323
Carlos
Hernandez**

Carlos Hernandez did not request an Informal Fact-Finding Conference. They did not appear at the Board meeting in person, by counsel or by any other qualified representative.

After discussion a motion was made by Mr. Pace and seconded by Mr. Trenary to adopt the Report of Findings and Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **Hernandez** violated the following:

- Count 1: 18 VAC 50-22-230. A Effective: 12-1-2012**
- Count 2: 18 VAC 50-22-260. B 9 Effective: 12-1-2012**
- Count 3: 18 VAC 50-22-260.B 27 Effective: 12-1-2012**
- Count 4: 18 VAC 50-22-260.B 27 Effective: 12-1-2012 Three Violations**
- Count 5: 18 VAC 50-22-260.B 14 Effective: 12-1-2012**
- Count 6: 18 VAC 50-22-260.B 12 Effective: 12-1-2012**
- Count 7: 18 VAC 50-22-260.B 28 Effective: 12-1-2012**

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

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

Count 1		\$ 300.00
Count 2		\$ 400.00
Count 3		\$ 300.00
Count 4:	3 Violations @\$800.00 each	\$2,400.00
Count 5		\$1,800.00
Count 6:		\$1,000.00
Count 7:		\$1,800.00
Total		\$ 8,000.00

A total monetary penalty of **\$8,000.00** was imposed.

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

In addition, for violation of Counts 4, 5, 6, and 7, the Board imposed license revocation.

In the matter of Disciplinary Prima Facie File Number 2014-01383, Elder Carlos Sandi Zambrana, the Board members reviewed the record, which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation.

**File Number
2014-01383
Elder Carlos
Sandi
Zambrana**

Sandi Zambrana did not request an Informal Fact-Finding Conference. They did not appear at the Board meeting in person, by counsel or by any other qualified representative.

After discussion a motion was made by Mr. Pace and seconded by Mr. Hux to adopt the Report of Findings and Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **Zambrana** violated the following:

Count 1:	July 1, 1997	18 VAC 50-30-160
----------	--------------	------------------

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

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

Count 1:		\$300.00
Total		\$300.00

A total monetary penalty of **\$300.00** was imposed.

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

In addition, for violation of Count 1, the Board imposed license revocation.

In the matter of Disciplinary Prima Facie File Number 2014-01384, Volt Electric Co Inc., the Board members reviewed the record, which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation.

**File Number
2014-01384
Volt Electric
Co Inc.**

Volt Electric Co Inc. did not request an Informal Fact-Finding Conference. They did not appear at the Board meeting in person, by counsel or by any other qualified representative.

After discussion a motion was made by Mr. Pace and seconded by Mr. Dowdy to adopt the Report of Findings and Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **Volt Electric Co Inc.** violated the following:

Count 1:	February 1, 2006	18 VAC 50-22-260 B.2
Count 2:	December 1, 2012	18 VAC 50-22-210

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary.** **Giesen, Oliver, Smith and Vander Pol** were absent. There were no negative votes. The motion passed unanimously.

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

Count 1:		\$1,100.00
Count 2:		\$ 400.00
Total		\$1,500.00

A total monetary penalty of **\$1,500.00** was imposed.

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary.** **Giesen, Oliver, Smith and Vander Pol** were absent. There were no negative votes. The motion passed unanimously.

In addition, for violation of Counts 1 and 2, the Board imposed license revocation.

In the matter of Disciplinary prima facie File Number 2014-01389, Jose I Romero. This file was pulled and placed on the Board's June 2, 2015 docket.

**File Number
2014-01389
Jose I
Romero**

In the matter of Disciplinary Prima Facie File Number 2014-01622, Custom Design Builders LLC, the Board members reviewed the record.

**File Number
2014-01622**

which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation.

**Custom
Design
Builders
LLC**

Custom Design Builders LLC did not request an Informal Fact-Finding Conference. They did not appear at the Board meeting in person, by counsel or by any other qualified representative.

After discussion a motion was made by Mr. Pace and seconded by Mr. Hux to adopt the Report of Findings and Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **Custom Design Builders LLC** violated the following:

Count 1:	February 1, 2006	18 VAC 50-30-260 B 2
----------	------------------	----------------------

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

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

Count 1:		\$1,500.00
Total		\$1,500.00

A total monetary penalty of **\$1,500.00** was imposed.

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

In addition, for violation of Count 1, the Board imposed license revocation.

In the matter of Disciplinary Prima Facie File Number 2014-02009, Master Bathrooms LLC, the Board members reviewed the record, which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation.

**File Number
2014-02009
Master
Bathrooms
LLC**

Master Bathrooms LLC did not request an Informal Fact-Finding Conference. They did not appear at the Board meeting in person, by counsel or by any other qualified representative.

After discussion a motion was made by Mr. Redifer and seconded by Mr. Pace to adopt the Report of Findings and Recommendation. They are incorporated

as part of the Order. The Board finds substantial evidence that **Mendoza** violated the following:

Count 1:	December 1, 2012	18 VAC 50-22-260 B 8
Count 2:		18 VAC 50-22-260 B 9
Count 3:	Two Violations	18 VAC 50-22-260 B 27
Count 4:		18 VAC 50-22-260 B 33

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

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

Count 1:		\$400.00
Count 2:		\$400.00
Count 3:	2 @ \$750. Each	\$1,500.00
Count 4:		\$800.00
Total		\$3,100.00

A total monetary penalty of **\$3,100.00** was imposed.

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

In addition, for violation of Counts 1, 2, 3, and 4, remedial education is imposed. The Board's class must be successfully completed by a member of Responsible Management within ninety days of the order.

In the matter of Disciplinary Prima Facie File Number 2014-02171, Darren Whitlock, the Board members reviewed the record, which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation.

**File Number
2014-02171
Darren
Whitlock**

Darren Whitlock did not request an Informal Fact-Finding Conference. They did not appear at the Board meeting in person, by counsel or by any other qualified representative.

After discussion a motion was made by Mr. Pace and seconded by Mr. Hux to adopt the Report of Findings and Recommendation. They are incorporated as

part of the Order. The Board finds substantial evidence that **Whitlock** violated the following:

Count 1:	December 1, 2012	18 VAC 50-22-260 B 9
Count 2:		18 VAC 50-22-260 B 33
Count 3:		18 VAC 50-22-260 B 17
Count 4:		18VAC50-22-2630 A

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

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

Count 1:		\$400.00
Count 2:		\$800.00
Count 3:		\$500.00
Count 4:		\$300.00
Total		\$2,000.00

A total monetary penalty of **\$2,000.00** was imposed.

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

In addition, for violation of Count 1, 2, 3, and 4, remedial education is imposed. A member of Responsible Management must complete this class within 90 days of the order.

In the matter of Disciplinary Prima Facie File Number 2014-02378, Russell S Rowe, the Board members reviewed the record, which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation.

**File Number
2014-02378
Russell S
Rowe**

Russell S Rowe did not request an Informal Fact-Finding Conference. They did not appear at the Board meeting in person, by counsel or by any other qualified representative.

After discussion a motion was made by Mr. Trenary and seconded by Mr. Pace to adopt the Report of Findings and Recommendation. They are incorporated

as part of the Order. The Board finds substantial evidence that **Mendoza** violated the following:

Count 1:	November 15, 2007	18 VAC 50-30-190 2
----------	-------------------	--------------------

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

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

Count 1:		\$450.00
Total		\$450.00

A total monetary penalty of **\$450.00** was imposed.

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

In addition, for violation of Count 1, the Board imposed license revocation.

In the matter of Disciplinary Prima Facie File Number 2014-02458, Faris & Sons Construction Inc., the Board members reviewed the record, which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation.

**File Number
2014-02458
Faris & Sons
Construction
Inc.**

Faris & Sons Construction Inc. did not request an Informal Fact-Finding Conference. They did not appear at the Board meeting in person, by counsel or by any other qualified representative.

After discussion a motion was made by Mr. Redifer and seconded by Mr. Middleton to adopt the Report of Findings and Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **Faris & Sons Construction Inc.** violated the following:

Count 1:	December 1, 2012	18 VAC 50-22-260 B 13
----------	------------------	-----------------------

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion

passed unanimously.

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

Count 1:		\$1,400.00
Total		\$1,400.00

A total monetary penalty of **\$1,400.00** was imposed.

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

In addition, for violation of Count 1, the Board imposed license revocation.

In the matter of Disciplinary Prima Facie File Number 2014-02552, Norton Construction Inc., t/a Norton Construction Inc., the Board members reviewed the record, which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation.

**File Number
2014-02552
Norton
Construction
Inc., t/a
Norton
Construction
Inc.**

Norton construction Inc. did not request an Informal Fact-Finding Conference. They did not appear at the Board meeting in person, by counsel or by any other qualified representative.

After discussion a motion was made by Mr. Hux and seconded by Mr. Redifer to adopt the Report of Findings and Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **Mendoza** violated the following:

Count 1:	December 1, 2012	18 VAC 50-22-210
----------	------------------	------------------

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

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

Count 1:		\$00.00
Total		\$00.00

A total monetary penalty of **\$00.00** was imposed.

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

In addition, for violation of Count 1, the Board imposed license revocation.

In the matter of Disciplinary Prima Facie File Number 2014-02634, DJD Services Inc., t/a Precision Chimney Cleaners the Board members reviewed the record, which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation.

**File Number
2014-02634
DJD
Services Inc.,
t/a Precision
Chimney
Cleaners**

DJD Services Inc., did not request an Informal Fact-Finding Conference. They did not appear at the Board meeting in person, by counsel or by any other qualified representative.

After discussion a motion was made by Mr. Pace and seconded by Mr. Redifer to adopt the Report of Findings and Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **DJD Services Inc.**, violated the following:

Count 1:	December 1, 2012	18 VAC 50-22-210
----------	------------------	------------------

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

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

Count 1:		\$400.00
Total		\$400.00

A total monetary penalty of **\$400.00** was imposed.

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

In addition, for violation of Count 1, the Board imposed license revocation.

In the matter of Disciplinary Prima Facie File Number 2014-03141, Austin Power Electrical & Design, the Board members reviewed the record, which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation.

**File Number
2014-03141
Austin
Power
Electrical &
Design**

Austin Power Electrical & Design did not request an Informal Fact-Finding Conference. They did not appear at the Board meeting in person, by counsel or by any other qualified representative.

After discussion a motion was made by Mr. Pace and seconded by Mr. Middleton to adopt the Report of Findings and Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **Austin Power Electrical & Design** violated the following:

Count 1:	December 1, 2012	18 VAC 50-22-210
----------	------------------	------------------

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

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

Count 1:		\$00.00
Total		\$0.00

A total monetary penalty of **\$0.00** was imposed.

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

In addition, for violation of Count 1, the Board imposed license revocation.

In the matter of Disciplinary Prima Facie File Number 2014-03446, HP Design Homes LLC, the Board members reviewed the record, which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation.

**File Number
2014-03446
HP Design
Homes LLC**

HP Design Homes LLC did not request an Informal Fact-Finding Conference. They did not appear at the Board meeting in person, by counsel or by any other

qualified representative.

After discussion a motion was made by Mr. Middleton and seconded by Mr. Pace to adopt the Report of Findings and Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **HP Design Homes LLC** violated the following:

Count 1:	September 1, 2001	18 VAC 50-30-190 2
----------	-------------------	--------------------

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

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

Count 1:		\$1,400.00
Total		\$1,400.00

A total monetary penalty of **\$1,400.00** was imposed.

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

In addition, for violation of Count 1, the Board imposed license revocation.

In the matter of Disciplinary Prima Facie File Number 2014-03556, Joseph E Hepler, the Board members reviewed the record, which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation.

**File Number
2014-03556
Joseph E
Hepler**

Joseph E Hepler did not request an Informal Fact-Finding Conference. They did not appear at the Board meeting in person, by counsel or by any other qualified representative.

After discussion a motion was made by Mr. Middleton and seconded by Mr. Redifer to adopt the Report of Findings and Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **Joseph E Hepler** violated the following:

Count 1:	December 1, 2012	18 VAC 50-22-260 B 8
----------	------------------	----------------------

Contractor Board Meeting Minutes

April 14, 2015

Page 41 of 82

Count 2:		18 VAC-22-260 B 27
Count 3:		18 VAC 50-22-260 B 28
Count 4:		18 VAC 50-22-260 B 13

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

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

Count 1:		\$400.00
Count 2:		\$600.00
Count 3:		\$1,800.00
Count 4:		\$1,400.00
Total		\$4,200.00

A total monetary penalty of **\$4,200.00** was imposed.

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

In addition, for violation of Counts 3 and 4, the Board imposed license revocation.

In the matter of Disciplinary Prima Facie File Number 2014-03600, Johnathan Lavezzo, the Board members reviewed the record, which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation.

**File Number
2014-03600
Johnathan
Lavezzo**

Johnathan Lavezzo did not request an Informal Fact-Finding Conference. They did not appear at the Board meeting in person, by counsel or by any other qualified representative.

After discussion a motion was made by Mr. Middleton and seconded by Mr. Redifer to adopt the Report of Findings and Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **Johnathan Lavezzo** violated the following:

Count 1:	December 1, 2012	18 VAC 50-22-230 A
Count 2:		18 VAC 50-22-260 B 9

Contractor Board Meeting Minutes

April 14, 2015

Page 42 of 82

Count 3:		18 VAC 50-22-260 B 27
Count 4:		18 VAC 50-22-260 B 33
Count 5:		18 VAC 50-22-260 B 30
Count 6:		18 VAC 50-22-260 B 13

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

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

Count 1:		\$ 500.00
Count 2:		\$ 400.00
Count 3:		\$ 1,000.00
Count 4:		\$ 1,000.00
Count 5:		\$ 2,000.00
Count 6:		\$1,500.00
Total		\$6,400.00

A total monetary penalty of **\$6,400.00** was imposed.

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

In addition, for violation of Counts 5 and 6, the Board imposed license revocation.

In the matter of Disciplinary Prima Facie File Number 2014-01201, Chia Hao Wu, the Board members reviewed the record, which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation.

**File Number
2014-03671
Chia Hao
Wu**

Chia Hao Wu did not appear at 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. Pace to adopt the Report of Findings and Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **Chia Hao Wu** violated the following:

Count 1:	November 1, 2007	18 VAC 50-30-190 2
----------	------------------	--------------------

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

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

Count 1:		\$0.00
----------	--	--------

A total monetary penalty of **\$0.00** was imposed.

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

In addition, for violation of Count 1, the Board imposed license revocation.

In the matter of Disciplinary Prima Facie File Number 2015-00114, New Frontiers Construction Inc., the Board members reviewed the record, which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation.

**File Number
2015-00114
New
Frontiers
Construction
Inc.**

New Frontiers Construction Inc., did not request an Informal Fact-Finding Conference. They did not appear at the Board meeting in person, by counsel or by any other qualified representative.

After discussion a motion was made by Mr. Middleton and seconded by Mr. Pace to adopt the Report of Findings and Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **New Frontiers Construction Inc.** violated the following:

Count 1:	December 1, 2012	18 VAC 50-22-260 B 13
----------	------------------	-----------------------

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

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

Count 1:		\$1,400.00
Total		\$1,400.00

A total monetary penalty of **\$1,400.00** was imposed.

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

In addition, for violation of Count 1, the Board imposed license revocation.

In the matter of Disciplinary Prima Facie File Number 2014-01235, Kobane Inc., the Board members reviewed the record, which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation.

**File Number
2015-00265
Kobane Inc.**

Kobane Inc. did not request an Informal Fact-Finding Conference. They did not appear at the Board meeting in person, by counsel or by any other qualified representative.

After discussion a motion was made by Mr. Hux and seconded by Mr. Middleton to adopt the Report of Findings and Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **Kobane Inc.** violated the following:

Count 1:	May 1, 1999	18 VAC 50-22-220 A
Count 2:		18 VAC 50-22-220B
Count 3:		18 VAC 50-22-220C
Count 4:	December 1, 2012	18 VAC 50-22-210

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

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

Count 1:		\$450.00
Count 2:		\$400.00
Count 3:		\$450.00
Count 4:		\$0.00
Total		\$1,300.00

A total monetary penalty of **\$1,300.00** was imposed.

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

In addition, for violation of Counts 1, 2, 3, and 4, the Board imposed license revocation.

In the matter of Disciplinary Prima Facie File Number 2015-00762, H & G Mechanical Inc., t/a Goodman Plumbing Heating & AC, the Board members reviewed the record, which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation.

**File Number
2015-00762
H & G
Mechanical
Inc., t/a
Goodman
Plumbing
Heating &
AC**

H & G Mechanical Inc., did not request an Informal Fact-Finding Conference. They did not appear at the Board meeting in person, by counsel or by any other qualified representative.

After discussion a motion was made by Mr. Pace and seconded by Mr. Hux to adopt the Report of Findings and Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **H & G Mechanical Inc.,** violated the following:

Count 1:	February 1, 2006	18 VAC 50-22-260 B 9
Count 2:	December 1, 2012	18 VAC 50-22-260 B 28
Count 3:		18 VAC 50-22-260 B 13

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

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

Count 1:		\$400.00
Count 2:		\$1,850.00
Count 3:		\$1,400.00
Total		\$3,650.00

A total monetary penalty of **\$3,650.00** was imposed.

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

In addition, for violation of Counts 2 and 3, the Board imposed license revocation.

In the matter of Disciplinary Prima Facie File Number 2015-01217, Shoreline Custom Homes And Development LLC, the Board members reviewed the record, which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation.

**File Number
2015-01217
Shoreline
Custom
Homes And
Development
LLC**

Shoreline Custom Homes And Development LLC did not request an Informal Fact-Finding Conference. They did not appear at the Board meeting in person, by counsel or by any other qualified representative.

After discussion a motion was made by Mr. Middleton and seconded by Mr. Dowdy to adopt the Report of Findings and Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **Shoreline Custom Homes And Development LLC** violated the following:

Count 1:	December 1, 2012	18 VAC 50-22-210
----------	------------------	------------------

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

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

Count 1:		\$0.00
Total		\$0.00

A total monetary penalty of **\$0.00** was imposed.

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

In addition, for violation of Count 1, the Board imposed license revocation.

In the matter of Disciplinary Prima Facie File Number 2015-01534, Blue Ridge Homes Of Southwest Virginia Inc., the Board members reviewed the record, which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation.

**File Number
2015-01534
Blue Ridge
Homes Of
Southwest
Virginia Inc.**

Blue Ridge Homes Of Southwest Virginia Inc. did not request an Informal Fact-Finding Conference. They did not appear at the Board meeting in person, by counsel or by any other qualified representative.

After discussion a motion was made by Mr. Middleton and seconded by Mr. Hux to adopt the Report of Findings and Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **Blue Ridge Homes Of Southwest Virginia Inc.** violated the following:

Count 1:	December 1, 2012	18 VAC 50-22-260 B 13
----------	------------------	-----------------------

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

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

Count 1:		\$1,400.00
Total		\$1,400.00

A total monetary penalty of **\$1,400.00** was imposed.

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

In addition, for violation of Count 1, the Board imposed license revocation.

In the matter of Disciplinary Prima Facie File Number 2015-01575, Michael David Vaughan, t/a Paradise Patio, the Board members reviewed the record, which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation.

**File Number
2015-01575
Michael
David
Vaughan, t/a
Paradise
Patio**

Michael David Vaughan did not request an Informal Fact-Finding Conference. They did not appear at the Board meeting in person, by counsel or by any other qualified representative.

After discussion a motion was made by Mr. Dowdy and seconded by Mr. Pace to adopt the Report of Findings and Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **Michael David Vaughan** violated the following:

Count 1:	December 1, 2012	18 VAC 50-22-230 A
Count 2:		18 VAC 50-22-260 B 13

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

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

Count 1:		\$150.00
Count 2:		\$1,400.00
Total		\$1,550.00

A total monetary penalty of **\$1,550.00** was imposed.

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

In addition, for violation of Count 2, the Board imposed license revocation.

In the matter of Disciplinary Prima Facie File Number 2014-03062, Omar Martinez, the Board members reviewed the record, which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation.

**File Number
2014-03062
Omar
Martinez**

Omar Martinez did not request an Informal Fact-Finding Conference. They did not appear at the Board meeting in person, by counsel or by any other qualified representative.

After discussion a motion was made by Mr. Pace and seconded by Mr. Middleton to adopt the Report of Findings and Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **Mendoza** violated the following:

Count 1:	December 1, 2012	18 VAC 50-22-260 B 13
----------	------------------	-----------------------

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

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

Count 1:		\$1,400.00
Total		\$1,400.00

A total monetary penalty of **\$1,400.00** was imposed.

Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

In addition, for violation of Count 1, the Board imposed license revocation.

The Board will now hear Consent Order case files.

**Consent
Orders**

In the matter of Consent Order File Number 2014-01973, Board v. Jose Luis Miranda. The board reviewed the record, which consisted of the Consent Order. The Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, is incorporated with the Consent Order.

**File Number
2014-01973
Jose Luis
Miranda**

By signing the Consent Order, Jose Luis Miranda acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. Miranda consents to the following term(s):

A motion was made by **Mr. Mitchell** and seconded by **Mr. Magruder** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1: 18 VAC 50-30-190 2 imposing \$700.00
Count 2: 18 VAC 50-30-190 2 imposing \$400.00
Board Costs \$150.00
Total \$1,250.00

Further, for violation of Count 1, **Jose Luis Miranda** agrees to have a

member of Responsible Management successfully complete a Board-approved remedial education class.

A total of **\$1,250.00** imposed, and successful completion of the Board's Basic Contracting Licensing Class within 90 days of the Order. In addition, for violation of Counts 1 and 2, **Miranda** agrees to revocation of his license.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

In the matter of Consent Order File Number 2014-01998, Board v. Thurman Earl Throckmorton Sr, t/a Throckmorton Contractors. The board reviewed the record, which consisted of the Consent Order. The Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, is incorporated with the Consent Order.

By signing the Consent Order, Thurman Earl Throckmorton, Sr acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. Throckmorton consents to the following term(s):

A motion was made by **Mr. Mitchell** and seconded by **Mr. Magruder** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1:	18 VAC 50-22-260 B 9 imposing \$400.00
Count 2:	18 VAC 50-22-260 B 33 imposing \$750.00
Count 3:	18 VAC 50-22-260 B 31 imposing \$400.00
Count 4:	18 VAC 50-22-260 B 28 ten violations \$1,850.00
Board Costs	\$150.00
Total	\$3,550.00

The Board shall waive imposition of the \$1,850.00 monetary penalty, for Count 4 provided **Thurman Earl Throckmorton, Sr.** satisfies the judgments and provides the Board with proof of the satisfaction within ninety (90) days of the effective date of this Order. If Thurman Earl Throckmorton, Sr. fails to comply with these conditions, then the full monetary penalty will be automatically imposed, and Thurman Earl Throckmorton, Sr.'s license will be suspended until the Board is provided with proof of satisfaction of all judgments.

Further, the Board shall waive imposition of the \$400.00 monetary penalty for Count 1 provided Thurman Earl Throckmorton, Sr. provides a copy of his current contract within ninety days of the effective date of the Order. The

File Number
2014-01998
Thurman
Earl
Throckmorton Sr, t/a
Throckmorton
Contractors

contract must be in compliance with Board Regulation 18 VAC 50-2-260 B 9. If Thurman Earl Throckmorton, Sr. fails to comply with this condition, then the full monetary penalty will be automatically imposed.

In addition, for violation of Counts 1-4, Thurman Earl Throckmorton, Sr. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

A total of **\$3,550.00** was imposed.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

In the matter of Consent Order File Number 2014-02002, Board v. David A Butler Jr, t/a David A Butler Painting. The board reviewed the record, which consisted of the Consent Order. The Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, is incorporated with the Consent Order.

**File Number
2014-02002
David A
Butler Jr, t/a
David A
Butler
Painting**

By signing the Consent Order, David A Butler Jr, t/a David A Butler Painting acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. Butler consents to the following term(s):

A motion was made by **Mr. Mitchell** and seconded by **Mr. Magruder** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1:	18 VAC 50-22-230 A imposing \$300.00
Count 2:	18 VAC 50-22-260 B 13 imposing \$700.00
Board Costs	\$150.00
Total	\$1,150.00

Further, for violation of Counts 1 and 2, **David A Butler** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

A total of **\$1,150.00** imposed, and successful completion of the Board's Basic Contracting Licensing Class within 90 days of the Order. In addition, the Board shall waive imposition of the \$300.00 monetary penalty for Count 1 provided David A Butler reports his current business and/or trade name to the Board, in writing, within thirty days of the effective date of this Order. If David A Butler fails to comply with this condition, then the full monetary penalty will be automatically imposed, along with license suspension, until

David A Butler reports his current trade name to the Board.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.** There were no negative votes. The motion passed unanimously.

In the matter of Consent Order File Number 2014-02393, Board v. Leitz Group LLC, t/a HVAC Warehouse. The board reviewed the record, which consisted of the Consent Order. The Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, is incorporated with the Consent Order.

**File Number
2014-02393
Leitz Group
LLC, t/a
HVAC
Warehouse**

By signing the Consent Order, Leitz Group LLC t/a HVAC Warehouse acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. Leitz Group LLC consents to the following term(s):

A motion was made by **Mr. Mitchell** and seconded by **Mr. Magruder** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1:	18 VAC 50-22-260 B 9 imposing	\$400.00
Count 2:	18 VAC 50-22-260 B 27 imposing	\$750.00
Board Costs		\$150.00
Total		\$1,300.00

Further, for violation of Counts 1 and 2, **Leitz Group LLC** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

A total of **\$1,300.00** imposed, successful completion of the Board's Basic Contracting Licensing Class within 90 days of the Order. See Order for additional details.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.**

In the matter of Consent Order File Number 2014-02676, Board v. Greystone Masonry Inc. The board reviewed the record, which consisted of the Consent Order. The Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, is incorporated with the Consent Order.

**File Number
2014-02676
Greystone
Masonry
Inc.**

By signing the Consent Order, Greystone Masonry Inc. acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. Greystone Masonry Inc. consents to the following term(s):

A motion was made by **Mr. Mitchell** and seconded by **Mr. Magruder** to ratify the Consent Order. finding the following violations of its Regulations:

Count 1:	18 VAC 50-22-260 B 9	imposing	\$400.00
Count 2:	18 VAC 50-22-260 B 15	imposing	\$1,250.00
Board Costs			\$150.00

Total			\$ 1,800.00
--------------	--	--	--------------------

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

A total of **\$1,800.00** imposed and successful completion of the Board's Basic Contracting Licensing Class by a member of Responsible Management within 90 days of the Order.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.**

In the matter of Consent Order File Number 2014-02822, Board v. Freeman Floyd Gray t/a Timberline 1 Residential. The board reviewed the record, which consisted of the Consent Order. The Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, is incorporated with the Consent Order.

**File Number
2014-02822
Freeman
Floyd Gray,
t/a
Timberline 1
Residential**

By signing the Consent Order, Freeman Floyd Gray acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. Gray consents to the following term(s):

A motion was made by **Mr. Mitchell** and seconded by **Mr. Magruder** to ratify the Consent Order. finding the following violations of its Regulations:

Count 1:	18 VAC 50-22-260. B 9	imposing	\$400.00
Count 2:	18 VAC 50-22-230 A		\$ 150.00

Contractor Board Meeting Minutes

April 14, 2015

Page 54 of 82

Count 3:	18 VAC 50-22-260 B 33	\$ 750.00
Count 4:	18 VAC 50-22-260 B 16	\$ 1,850.00
Count 5:	18 VAC 50-22-260 B 28	\$ 1,850.00
Board Costs		\$150.00
Total		\$ 5,150.00

Further, for violation of Counts 1, 2, 3, 4, and 5, **Freeman Floyd Gray** agrees to revocation of his license.

A total of **\$ 5,150.00** imposed.

In addition, the Board shall waive imposition of the \$400.00 monetary penalty for Count 1 and shall waive imposition of the \$150.00 monetary penalty for Count 2 and shall waive imposition of the \$750.00 monetary penalty for count 3, and shall waive imposition of the \$1,850.00 monetary penalty for Count 4, and shall waive imposition of the \$1,850.00 monetary penalty for Count 5 and shall waive imposition of the \$150.00 Board costs.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.**

In the matter of Consent Order File Number 2014-002845, Board v. AIM Cooper Construction Inc. The board reviewed the record, which consisted of the Consent Order. The Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, is incorporated with the Consent Order.

**File Number
2014-002845
AIM Cooper
Construction
Inc.**

By signing the Consent Order, AIM Cooper Construction Inc. acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. AIM Cooper Construction Inc. consents to the following term(s):

A motion was made by **Mr. Mitchell** and seconded by **Mr. Magruder** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1:	18 VAC 50-22-220. A	imposing \$450.00
Count 2:	18VAC 50-22-260 B 28	\$ 500.00
Count 3:	18 VAC 50-22-230 A	\$300.00
Board Costs		\$150.00
Total		\$1,400.00

In addition, for violation of Count 2, **AIM Cooper Construction Inc.** agrees

to revocation of its license. See order for additional details and terms of agreement in order to waive imposition of some penalties and terms of judgment satisfaction. **AIM Cooper Construction Inc.** agrees to have a member of responsible Management successfully complete a Board-approved remedial education class.

A total of **\$1,400.00** costs imposed, and revocation of license.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.**

In the matter of Consent Order File Number 2014-03046, Board v. N E Contractor's Inc. The board reviewed the record, which consisted of the Consent Order. The Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, is incorporated with the Consent Order.

**File Number
2014-03046
N E
Contractor's
Inc.**

By signing the Consent Order, N E Contractor's Inc. acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. N E Contractor's Inc. consents to the following term(s):

A motion was made by **Mr. Magruder** and seconded by **Mr. Mitchell** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1:	18 VAC 50-22-260 B 2	imposing \$750.00
Count 2:	18 VAC 50-22-210	\$ 0.00
Board Costs		\$150.00
Total		\$900.00

Further, for violation of Count 1, and 2. **N E Contractor's Inc.** agrees to revocation of its contractor license.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.**

In the matter of Consent Order File Number 2014-03048, Board v. Yong Wei Zhang. The board reviewed the record, which consisted of the Consent Order. The Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, is incorporated with the

**File Number
2014-03048
Yong Wei
Zhang**

Consent Order.

By signing the Consent Order, Yong Wei Zhang acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. Zhang consents to the following term(s):

A motion was made by **Mr. Mitchell** and seconded by **Mr. Magruder** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1: 18 VAC 50-30-190 . 2	imposing \$750.00
Board Costs	\$150.00
Total	\$ 900.00

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

A total of **\$900.00** imposed and revocation of license.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.**

In the matter of Consent Order File Number 2014-03355, Board v. Nathan's Roof Repairs Inc. The board reviewed the record, which consisted of the Consent Order. The Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, is incorporated with the Consent Order.

File Number
2014-03355
Nathan's
Roof Repairs
Inc.

By signing the Consent Order, Nathan's Roof Repairs Inc. acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. Nathan's Roof Repairs Inc. consents to the following term(s):

A motion was made by **Mr. Magruder** and seconded by **Mr. Mitchell** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1: 18 VAC 50-22-260 B 32	imposing \$500.00
Board Costs	\$150.00
Total	\$ 650.00

Further, for violation of Count 1, **Nathan's Roof Repairs Inc.** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

A total of **\$650.00** imposed.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.**

In the matter of Consent Order File Number 2014-03458, Board v. William Lewis Moore, t/a Fairfax Electric Group. The board reviewed the record, which consisted of the Consent Order. The Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, is incorporated with the Consent Order.

**File Number
2014-03458
William
Lewis
Moore, t/a
Fairfax
Electric
Group**

By signing the Consent Order, William Lewis Moore, t/a Fairfax Electric Group acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. Moore consents to the following term(s):

A motion was made by **Mr. Mitchell** and seconded by **Mr. Magruder** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1: 18 VAC 50-22-260 B 9	imposing \$600.00
Board Costs	\$150.00
Total	\$ 750.00

In addition, for violation of Count 1, **William Lewis Moore** agrees to have a member of Responsible Management successfully complete a board-approved remedial education class..

A total of **\$750.00** imposed, and license revocation.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.**

In the matter of Consent Order File Number 2014-03473, Board v. Boyer Siding & Windows. The board reviewed the record, which consisted of the Consent Order. The Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, is incorporated with the Consent Order.

**File Number
2014-03473
Boyer Siding
& Windows**

By signing the Consent Order, Boyer Siding & Windows acknowledges an understanding of the charges and admits to the violation(s) of the Counts as

outlined in the Report of Findings. Boyer Siding & Windows consents to the following term(s):

Mr. Steven Boyer attended the meeting and requested that his case be remanded to an Informal Fact Finding Conference.

A motion was made by **Mr. Dowdy** and seconded by **Mr. Middleton** to remand the case back to staff in order to conduct an Informal Fact Finding Conference.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.**

In the matter of Consent Order File Number 2014-03524, Board v. Designline Remodelers Inc., t/a Designline Home Transformations. The board reviewed the record, which consisted of the Consent Order. The Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, is incorporated with the Consent Order.

**File Number
2014-03524
Designline
Remodelers
Inc., t/a
Designline
Home
Transformations**

By signing the Consent Order, Designline Remodelers Inc., t/a Designline Home Transformations acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. Designline Remodelers Inc., consents to the following term(s):

A motion was made by **Mr. Mitchell** and seconded by **Mr. Magruder** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1:	18 VAC 50-22-260 B 10	imposing	\$100.00
Count 2:	18 VAC 50-22-260 B 31		\$600.00
Board Costs			\$150.00
Total			\$850.00

Further, for violation of Counts 1 and 2, **Designline Remodelers Inc.** agrees to have a member of Responsible Management successfully complete a board-approved remedial education class.

A total of **\$850.00** imposed, and license revocation.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.**

In the matter of Consent Order File Number 2014-03644, Board v. Seal-Tite Basement Waterproofing Co. The board reviewed the record, which consisted of the Consent Order and the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, is incorporated with the Consent Order.

**File Number
2014-03644
Seal-Tite
Basement
Waterproofi
ng Co.**

By signing the Consent Order, Seal-Tite Basement Waterproofing Co acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. Seal-Tite Basement Waterproofing Co consents to the following term(s):

A motion was made by **Mr. Magruder** and seconded by **Mr. Middleton** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1: 18 VAC 50-22-260 B 6 imposing **\$100.00**
Board costs.....\$150.00
Total Costs \$250.00

Further, for violation of Count 1, **Seal-Tite Basement Waterproofing Co** agrees to have a member of Responsible Management successfully complete a board-approved remedial education class.

A total of **\$250.00** imposed.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.**

In the matter of Consent Order File Number 2014-03692, Board v. Eric S Fulmer, t/a Straight Line Construction. The board reviewed the record, which consisted of the Consent Order. The Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, is incorporated with the Consent Order.

**File Number
2014-03692
Eric S
Fulmer, t/a
Straight
Line
Construction**

By signing the Consent Order, Eric S Fulmer acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. Fulmer consents to the following term(s):

A motion was made by **Mr. Mitchell** and seconded by **Mr. Middleton** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1: 18 VAC 50-22-260 B 31 imposing **\$00.00**
Board Costs \$150.00

Total.....\$150.00

Further, for violation of Count 1, **Eric S Fulmer** agrees to have a member of Responsible Management successfully complete a board-approved remedial education class.

A total of **\$150.00** imposed.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.**

In the matter of Consent Order File Number 2014-03725, Board v. New Look Kitchen & Bath Co. The board reviewed the record, which consisted of the Consent Order. The Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, is incorporated with the Consent Order.

**File Number
2014-03725
New Look
Kitchen &
Bath Co**

By signing the Consent Order, New Look Kitchen & Bath Co acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. New Look Kitchen & Bath Co consents to the following term(s):

A motion was made by **Mr. Mitchell** and seconded by **Mr. Magruder** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1:	18 VAC 50-22-260 .B 31	imposing \$400.00
Count 2:	18 VAC 50-22-260 B 33	\$ 750.00
Board Costs		\$150.00
Total		\$ 1,300.00

Further, for violation of Count 1 and 2, **New Look Kitchen & Bath Co** agrees to have a member of Responsible Management successfully complete a board-approved remedial education class..

A total of **\$1,300.00** imposed.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.**

In the matter of Consent Order File Number 2014-03773, Board v. Nghia

File Number

Contractor Board Meeting Minutes

April 14, 2015

Page 61 of 82

Dinh, t/a ADB Contractor. The board reviewed the record, which consisted of the Consent Order. The Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, is incorporated with the Consent Order.

**2014-03773
Nghia Dinh,
t/a ADB
Contractor**

By signing the Consent Order, Nghia Dinh acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. Dinh consents to the following term(s):

A motion was made by **Mr. Magruder** and seconded by **Mr. Middleton** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1:	18 VAC 50-22-260 .2	imposing	\$1,100.00
Board Costs			\$150.00
Total			\$ 1,250.00

In addition, for violation of Count 1, **Nighia Dinh** agrees to revocation of his license.

A total of **\$1,250.00** imposed.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary.** **Giesen, Oliver, Smith and Vander Pol** were absent.

In the matter of Consent Order File Number 2014-03774, Board v. Alcides Gutierrez, t/a Gutierrez Construction. The board reviewed the record, which consisted of the Consent Order And the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, is incorporated with the Consent Order.

**File Number
2014-03774
Alcides
Gutierrez,
t/a Gutierrez
Construction**

By signing the Consent Order, Alcides Gutierrez acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. Gutierrez consents to the following term(s):

A motion was made by **Mr. Mitchell** and seconded by **Mr. Middleton** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1:	18 VAC 50-22-260 B 2	imposing	\$750.00
Board Costs			\$150.00
Total			\$ 900.00

In addition, for violation of Count 1, **Alcides Gutierrez** agrees to revocation

of his license.

A total of **\$900.00** imposed.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.**

In the matter of Consent Order File Number 2015-00084, Board v. MG carpentry Inc. The board reviewed the record, which consisted of the Consent Order and the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, is incorporated with the Consent Order.

**File Number
2015-00084
MG
Carpentry
Inc.**

By signing the Consent Order, MG Carpentry Inc. acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. MG Carpentry Inc. consents to the following term(s):

A motion was made by **Mr. Mitchell** and seconded by **Mr. Magruder** to ratify the Consent Order, finding the following violations of its Regulations:

**Count 1: 18 VAC 50-22-260 .B 2 imposing \$750.00
Board Costs \$150.00**

A total of **\$2,650.00** imposed.

In addition, for violation of count 1, MG Carpentry Inc. agreed to revocation of its license.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.**

In matter of Consent Order File Number 2015-00128, Board v. Christy G Dominguez, t/a Perfection Painting & Cleaning. The board reviewed the record, which consisted of the Consent Order. The Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, is incorporated with the Consent Order.

**File Number
2015-00128
Christy G
Dominguez,
t/a
Perfection
Painting &
Cleaning**

By signing the Consent Order, Christy G Dominguez acknowledges an understanding of the charges and admits to the violation(s) of the Counts as

outlined in the Report of Findings. Dominguez consents to the following term(s):

A motion was made by **Mr. Mitchell** and seconded by **Mr. Middleton** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1:	18 VAC 50-22-260 B 22	imposing	\$00.00
Count 2:	18 VAC 50-22-260 B 23	imposing	\$650.00
Board Costs			\$150.00
Total			\$ 800.00

In addition, for violation of Counts 1 and 2. Christy G Dominguez agrees to a two year probation of her license as of the effective date of this Order. See order for specific terms required by the Board. If Christy G Dominguez violates any terms of this probation, her license shall be automatically revoked.

A total of **\$800.00** imposed.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.**

In the matter of Consent Order File Number 2015-00138, Board v. Chimney Doctors Corp of Virginia. The board reviewed the record, which consisted of the Consent Order. The Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, is incorporated with the Consent Order.

**File Number
2015-00138
Chimney
Doctors
Corp of
Virginia**

By signing the Consent Order, Chimney Doctors Corp of Virginia acknowledges an understanding of the charges and admits to the violation(s) of the Courts as outlined in the Report of Findings. Chimney Doctors Corp of Virginia consents to the following term(s):

A motion was made by **Mr. Middleton** and seconded by **Mr. Mitchell** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1:	18 VAC 50-22-260 B 9	imposing	\$400.00
Count 2:	18 VAC 50-22-260 B 28		\$1,850.00
Board Costs			\$150.00

Further, for violation of Count 2, **Chimney doctors Corp of Virginia** agrees to revocation of its license.

A total of **\$2,400.00** imposed.

In addition, the board shall waive imposition of the \$1,850.00 monetary penalty and license revocation for Count 2 provided Chimney Doctors Corp of Virginia satisfies the judgment and provides the Board with proof of the satisfaction within ninety days of the effective date of this Order. If Chimney Doctors Corp of Virginia fails to comply with these conditions, then the full monetary penalty and license revocation will be automatically imposed.

Further, for violation of count 1, Chimney Doctors Corp of Virginia agrees to have a member of responsible Management successfully complete a Board-approved remedial education class.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.**

In the matter of Consent Order File Number 2015-00247, Board v. E G Contractors Inc. The board reviewed the record, which consisted of the Consent Order. The Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, is incorporated with the Consent Order.

**File Number
2015-00247
E G
Contractors
Inc.**

By signing the Consent Order, E G Contractors Inc. acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. E G Contractors Inc. consents to the following term(s):

A motion was made by **Mr. Middleton** and seconded by **Mr. Dowdy** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1:	18 VAC 50-22-260 B 2	imposing	\$1,100.00
Board Costs			\$150.00
Total			\$1,250.00

In addition., for violation of Count 1, **E G Contractors Inc.** agrees revocation of its license.

A total of **\$1,250.00** imposed, and revocation of the license.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.**

In the matter of Consent Order File Number 2015-02062, Board v. Southern Pride Service Inc. The board reviewed the record, which consisted of the Consent Order. The Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, is incorporated with the Consent Order.

**File Number
2015-00262
Southern
Pride
Service Inc.**

Francis Welch attended the meeting and shared verbal agreement with the consent order.

By signing the Consent Order, Francis Welch acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. Welch consents to the following term(s):

A motion was made by **Mr. Dowdy** and seconded by **Mr. Middleton** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1: 18 VAC 50-22-260 B 19	imposing	\$800.00
Board Costs		\$150.00
Total		\$950.00

Further, for violation of Count 1, **Southern Pride Service Inc.** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

A total of **\$950.00** imposed.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary.** **Giesen, Oliver, Smith and Vander Pol were absent.**

In the matter of Consent Order File Number 2015-00338, Board v. Green Painting & Home Improvement LLC. The board reviewed the record, which consisted of the Consent Order. The Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, is incorporated with the Consent Order.

**File Number
2015-00338
Green
Painting &
Home
Improvement
LLC**

By signing the Consent Order, Green Painting & Home Improvements LLC acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. Green Painting & Home Improvement LLC consents to the following term(s):

A motion was made by **Mr. Mitchell** and seconded by **Mr. Middleton** to

ratify the Consent Order, finding the following violations of its Regulations:

Count 1:	18 VAC 50-22-260. B 8	imposing	\$400.00
Count 2:	18 VAC 50-22-230.A	imposing	\$300.00
Board Costs			\$150.00
Total			\$ 850.00

Further, for violation of Counts 1 and 2, **Green Painting & Home Improvements LLC** agrees to have a member of Responsible Management successfully complete a board-approved remedial education class...

A total of **\$ 850.00** imposed.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.**

In the matter of Consent Order File Number 2015-03553, Board v. Lowery Construction Company Inc. The board reviewed the record, which consisted of the Consent Order. The Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, is incorporated with the Consent Order.

File Number
2015-03553
Lowery
Construction
Company
Inc.

By signing the Consent Order, Lowery Construction Company Inc. acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. Lowery Construction Company Inc., consents to the following term(s):

A motion was made by **Mr. Dowdy** and seconded by **Mr. Middleton** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1:	18 VAC 50-22-260.B 29	imposing	\$ 350.00
Board Costs			\$150.00
Total			\$ 500.00

Further, for violation of Count 1, **Lowery Construction Company Inc.** agrees to have a member of Responsible Management successfully complete a board-approved remedial education class..

A total of **\$ 500.00** imposed.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were**

absent.

In the matter of Consent Order File Number 2015-00377, Board v. Schaffer Construction Designs for Life LLC. The board reviewed the record, which consisted of the Consent Order. The Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, is incorporated with the Consent Order.

**File Number
2015-00377
Schaffer
Construction
Designs for
Life LLC**

By signing the Consent Order, Schaffer Construction Designs for Life LLC acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. Schaffer Construction Designs for Life LLC consents to the following term(s):

A motion was made by **Mr. Mitchell** and seconded by **Mr. Magruder** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1:	18 VAC 50-22-260 B 9	imposing	\$400.00
Count 2:	18 VAC 50-22-260 B 31		\$400.00
Board Costs			\$150.00
Total			\$950.00

Further, for violation of Counts 1 and 2, **Schaffer Construction Designs for Life LLC** agrees to have a member of Responsible Management successfully complete a board-approved remedial education class..

A total of **\$950.00** imposed, and completion of Remedial education.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary.** **Giesen, Oliver, Smith and Vander Pol were absent.**

In the matter of Consent Order File Number 2015-00385, Board v. Susan Hoffman, t/a Dream Builders. The board reviewed the record, which consisted of the Consent Order. The Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, is incorporated with the Consent Order.

**File Number
2015-00385
Susan
Hoffman, t/a
Dream
Builders**

By signing the Consent Order, Susan Hoffman, t/a Dream Builders acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. Hoffman consents to the following term(s):

A motion was made by **Mr. Middleton** and seconded by **Mr. Mitchell** to

ratify the Consent Order, finding the following violations of its Regulations:

Count 1:	18 VAC 50-22-260 B 9	imposing	\$ 400.00
Count 2:	18 VAC 50-22-260 B 27	imposing	\$1,400.00
	2 violations at \$700. each		
Count 3:	18 VAC 50-22-260 B 33	imposing	\$ 750.00
Board Costs			\$150.00
Total			\$ 2,700.00

Further, for violation of Counts 1 through 3, **Susan Hoffman** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

A total of \$2,700.00 imposed.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.**

In the matter of Consent Order File Number 2015-00423, Board v. Kyoung Hee Woo. The Board reviewed the record, which consisted of the Consent Order. The Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, is incorporated with the Consent Order.

File Number
2015-00423
Kyoung Hee
Woo

By signing the Consent Order, Kyoung Hee Woo acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. Woo consents to the following term(s):

A motion was made by **Mr. Middleton** and seconded by **Mr. Magruder** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1:	18 VAC 50-30-190 1	imposing	\$1,000.00
Board Costs			\$150.00
Total			\$ 1,150.00

Woo agrees that if she is found to be in violation of any of the board's regulations for actions occurring after the effective date of this Order, she will be required to obtain the board's approval, through the Informal-Fact-Finding process, prior to being permitted to sit for any further examinations relating to licensure with the Board.

A total of \$1,150.00 imposed.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.**

In the matter of Consent Order File Number 2015-00476, Board v. Michael J Morris, t/a Morris Construction. The Board reviewed the record which consisted of the Consent Order. The Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, is incorporated with the Consent Order.

**File Number
2015-00476
Michael J
Morris, t/a
Morris
Construction**

By signing the Consent Order, Michael J Morris acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. Morris consents to the following term(s):

A motion was made by **Mr. Dowdy** and seconded by **Mr. Pace** to ratify the Consent Order, finding the following violations of its Regulations:

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

Further, for violation of Count I **Michael J Morris** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

A total of **\$350.00** imposed.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.**

In the matter of Consent Order File Number 2015-00559, Board v. Drive 57 LLC. The Board reviewed the record, which consisted of the Consent Order. The Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, is incorporated with the Consent Order.

**File Number
2015-00559
Drive 57
LLC**

By signing the Consent Order, Drive 57 LLC acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. Drive 57 LLC consents to the following term(s):

A motion was made by **Mr. Middleton** and seconded by **Mr. Pace** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1: 18 VAC 50-20-260 B 19	imposing	\$800.00
Board Costs		\$150.00
Total		\$ 950.00

Further, for violation of Count 1, **Drive 57 LLC** agrees to have a member of Responsible Management successfully complete a board-approved remedial education class..

A total of **\$950.00** imposed.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary.** **Giesen, Oliver, Smith and Vander Pol** were absent.

In the matter of Consent Order File Number 2015-00583, Board v. Block Construction Incorporated. The Board reviewed the record, which consisted of the Consent Order. The Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, is incorporated with the Consent Order.

File Number
2015-00583
Block
Construction
Incorporated

By signing the Consent Order, Block Construction Incorporated acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. Block Construction Incorporated consents to the following term(s):

A motion was made by **Mr. Middleton** and seconded by **Mr. Redifer** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1: 18 VAC 50-22-260 .B 29	imposing	\$700.00
Board Costs		\$150.00
Total		\$850.00

Further, for violation of Count 1, **Block Construction Incorporated** agrees to have a member of Responsible Management successfully complete a board-approved remedial education class.

A total of **\$850.00** imposed.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace,**

Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.

In the matter of Consent Order File Number 2015-00617, Board v. Total Remodeling Systems LLC t/a Four Seasons Sunrooms. The Board reviewed the record, which consisted of the Consent Order. The Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, is incorporated with the Consent Order.

**File Number
2015-00617
Total
Remodeling
Systems
LLC t/a
Four
Seasons
Sunrooms**

By signing the Consent Order, Total Remodeling Systems LLC t/a Four Seasons Sunrooms acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. Total Remodeling Systems LLC consents to the following term(s):

A motion was made by **Mr. Pace** and seconded by **Mr. Mitchell** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1:	18 VAC 50-22-260 B 31	imposing	\$200.00
Count 2:	18 VAC 50-22-260 B 31		\$400.00
Board Costs			\$150.00
Total			\$750.00

It is noted that **Total Remodeling Systems LLC** agreed to complete a Board-approved remedial education course pursuant to file 2014-02922, which was ratified by the Board on December 16, 2014.

A total of **\$750.00** imposed.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.**

In the matter of Consent Order File Number 2015-00728, Board v. Ronald Woodson & Son Roofing LLC. The Board reviewed the record, which consisted of the Consent Order. The Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, is incorporated with the Consent Order.

**File Number
2015-00728
Ronald
Woodson &
Son Roofing
LLC**

By signing the Consent Order, Ronald Woodson acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. Woodson consents to the following term(s):

A motion was made by **Mr. Middleton** and seconded by **Mr. Mitchell** to

ratify the Consent Order, finding the following violations of its Regulations:

Count 1:	18 VAC 50-22-260. B 9	imposing	\$400.00
Count 2:	18 VAC 50-22-260 B 8		\$ 400.00
Count 3:	18 VAC 50-22-260 B 27		\$750.00
Count 4:	18 VAC 50-22-260 B 31		\$ 400.00
Board Costs			\$150.00
Total			\$2,100.00

Further, for violation of Counts 1 through 4, **Ronald Woodson & Son Roofing LLC** agrees to have a member of Responsible Management successfully complete a board-approved remedial education class..

A total of **\$2,100.00** imposed.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.**

In the matter of Consent Order File Number 2015-00984, Board v. The Roof Guys Renovations LLC. The Board reviewed the record, which consisted of the Consent Order. The Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, is incorporated with the Consent Order.

**File Number
2015-00984
The Roof
Guys
Renovations
LLC**

By signing the Consent Order, The Roof Guys Renovations LLC acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. The Roof Guys Renovations LLC consents to the following term(s):

A motion was made by **Mr. Redifer** and seconded by **Mr. Middleton** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1:	18 VAC 50-22-260 B 8	imposing	\$ 400.00
Count 2:	18 VAC 50-22-230 A		\$ 300.00
Board Costs			\$150.00
Total			\$850.00

Further, for violation of Counts 1 and 2, **The Roof Guys Renovations LLC** agrees to have a member of Responsible Management successfully complete a board-approved remedial education class.

In addition, the board shall waive imposition of the \$300.00 monetary penalty for Count 2 provided The Roof Guys Renovations LLC reports its current business and/or trade name to the Board, in writing, within ninety days of the

effective date of this Order. If The Roof Guys Renovations LLC fails to comply with this condition, then the full monetary penalty will be automatically imposed.

A total of **\$850.00** imposed.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary.** **Giesen, Oliver, Smith and Vander Pol** were absent.

In the matter of Consent Order File Number 2015-01109, Board v. Right Way Services LLC. The Board reviewed the record, which consisted of the Consent Order. The Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, is incorporated with the Consent Order.

File Number
2015-01109
Right Way
Services
LLC

Dwayne Morris attended the meeting and shared his agreement with the Order.

By signing the Consent Order, Dwayne Morris acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. Morris consents to the following term(s):

A motion was made by **Mr. Middleton** and seconded by **Mr. Hux** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1:	18 VAC 50-22-260 B 2	imposing \$1,100.00
Board Costs		\$150.00
Total		\$1,250.00

Further, for violation of Count 1, **Right Way Services LLC** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class. In addition, for violation of Count 1, Right Way Services LLC agrees to a two year probation of its license as of the effective date of the Order. During this two year probation, Right Way Services LLC agrees to not be in violation of any regulations of the Board for Contractors for transactions occurring after the effective date of this Order.

If Right Way Services LLC violates any terms of this probation, its license shall be automatically revoked. Right Way Services LLC understands the right to have this revocation considered in an informal fact-finding conference and/or formal hearing under Sections 2.2-4019, 2.2-4020, and 2-2.4021 of the Code of Virginia, and knowingly and voluntarily waives any rights to these proceedings.

A total of **\$1,250.00** imposed.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary.** **Giesen, Oliver, Smith and Vander Pol were absent.**

In the matter of Consent Order File Number 2015-01212, Board v. Donald Roderick Fouts. The Board reviewed the record, which consisted of the Consent Order. The Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, is incorporated with the Consent Order.

File Number
2015-01212
Donald
Roderick
Fouts

By signing the Consent Order, Fouts acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. Fouts consents to the following term(s):

A motion was made by **Mr. Redifer** and seconded by **Mr. Middleton** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1:	18 VAC 50-30-190 2	imposing	\$350.00
Board Costs			\$150.00
Total			\$500.00

Fouts acknowledges that failure to pay any monetary penalty or costs and/or to comply with all terms of the Order within the noted time period shall result in license suspension. See Order for additional terms.

A total of **\$3,650.00** imposed.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary.** **Giesen, Oliver, Smith and Vander Pol were absent.**

In the matter of Consent Order File Number 2015-01271, Board v. Ace General Contractor Inc. The Board reviewed the record, which consisted of the Consent Order.

File Number
2015-01271
Ace General
Contractor
Inc.

By signing the Consent Order, Ace General Contractor Inc. acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. Ace General Contractor Inc. consents to the following term(s):

A motion was made by **Mr. Middleton** and seconded by **Mr. Pace** to ratify the Consent Order, finding the following violations of its Regulations:

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

Further, for violation of Count 1, **Ace General Contractor Inc.** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

A total of **\$500.00** imposed.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary.** **Giesen, Oliver, Smith and Vander Pol** were absent.

In the matter of Consent Order File Number 2015-01660, Board v. Eagle Innovation Inc. The Board reviewed the record, which consisted of the Consent Order. The Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, is incorporated with the Consent Order.

File Number
2015-01660
Eagle
Innovation
Inc.

By signing the Consent Order, Eagle Innovation Inc. acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. Eagle Innovation Inc. consents to the following term(s):

A motion was made by **Mr. Magruder** and seconded by **Mr. Middleton** to ratify the Consent Order, finding the following violations of its Regulations:

Count 1: 18 VAC 50-22-260 B 2 imposing **\$750.00**
Board Costs **\$150.00**
Total **\$900.00**

In addition, for violation of Count 1, **Eagle Innovation Inc.** agrees to revocation of its license.

A total of **\$900.00** imposed.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary.** **Giesen, Oliver, Smith and Vander Pol** were absent.

The Board reviewed and discussed a memorandum from **Eric L. Olson,**

New
Business
Extension of

Executive Director concerning requests from applicants and licensees for extension of regulatory time standards. These include, but are not limited to requests for extension of the reinstatement period, renewal “grace” period, examination application expiration dates, and application expiration dates. It was noted that the Committee recommends that: if an extension is requested/required due to the fault of the Department, staff should grant an extension; for instances where the Department was not at fault, no extension shall be granted. **Mr. Redifer** offered a motion seconded by **Mr. Dowdy** to adopt the Committee’s recommendation. The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary.** **Giesen, Oliver, Smith and Vander Pol** were absent.

regulatory
time
standards

The Board reviewed and discussed a memorandum from **Eric L Olson**, Executive Director concerning the March 2015 Board meeting’s public comments from Mr. Ellwood Ray Johnson concerning the Board’s policy regarding the investigation of complaints against Regulants that have had their license revoked. During discussion the Board reviewed the provisions of § 54.1-1110 of the Code of Virginia (substantial identity), the responsibility of the Board to protect consumers, and the effect on resources that modifying the policy would have. Also taken into consideration is the Committee recommendation that the policy remains in place and not be rescinded or amended. Mr. Redifer offered a motion seconded by Mr. Pace that the Board adopt the Committee’s recommendation in regards to this matter. The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary.** **Giesen, Oliver, Smith and Vander Pol** were absent.

Investigation
of
complaints
against
revoked
licensees

The Board reviewed the handout on the Arizona Plumbing CR-37 exam and compared it to the Virginia Plumbing exam. During discussion it was noted that the Committee recommended that the Board approve the Arizona exam as equivalent. Mr. Mitchell offered a motion seconded by Mr. Dowdy to adopt Arizona’s exam for plumbing as equivalent to Virginia’s exam. The motion was adopted with a unanimous vote. Members voting “yes” were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary.** **Giesen, Oliver, Smith and Vander Pol** were absent.

Substantial
Equivalency-
Arizona
Plumbing
Exam-Staff

There was a public comment that was shared with the Board. Virginia Building Code Officials Association, Region VIII stated: “ Objection to Residential Bldg. Contractors and Home Improvement Contractors performing certain work

Public
Comment-
Addition of
Commercial
Building
Classificatio

The Board reviewed its proposed regulatory package for the addition of the commercial building classification. There was one comment received during the proposed public comment period from VBCOA Region 8, relating concerns that the proposed language would allow residential building contractors and home improvement contractors to perform an unlimited scope of work within existing multi-family buildings. Ms. Spruill explained to the Board that this particular issue was identified and the recommended final language addresses this concern and amendments are recommended by staff that would eliminate this issue. A recommended response to VBCOA Region 8 was presented by Ms. Spruill. Mr. Pace offered a motion, seconded by Mr. Mitchell to adopt the recommended response, which is published with the final regulations on the Virginia Town Hall. The motion was adopted with a unanimous vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.**

n
Regulatory
Review-
Commercial
Building
(Final)-Staff

The Board then discussed the adoption of the amended proposed regulations as final. Mr. Mitchell offered a motion seconded by Mr. Pace to adopt the proposed regulations, as adopted. as final and have staff move forward with submission. The motion was adopted with a unanimous vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.**

The Board reviewed the Proposed Residential Building Energy Analysts-Firms Regulations. During the discussion it was noted that the Committee recommends that the Board adopt the proposed regulations as final and give staff permission to move forward with submission. Mr. Redifer offered a motion seconded by Mr. Middleton to adopt the proposed RBEA-firms regulations as final and have staff move forward with submission. The motion was adopted with a unanimous vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.**

Regulatory
Review-
RBEA firms
(Final)-Staff

The Board reviewed the proposed Residential Building Energy Analysts-Individuals Regulations. During the discussion it was noted that the Committee recommends that the Board adopt the proposed regulations as final and give staff permission to move forward with submission. Mr. Mitchell offered a motion that was seconded by Mr. Trenary to adopt the proposed regulations as final and have staff move forward with submission. The motion was adopted with a unanimous vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary.**

Regulatory
Review-
RBEA
individuals
(Final)-Staff

Giesen, Oliver, Smith and Vander Pol were absent.

The Board discussed the EEC/WWP report update and talked about giving more time for licensees to get their license into compliance due to a large percentage of these licensees being found to be out of compliance. Mr. Dowdy offered a motion that was seconded by Mr. Redifer to allow 6 months for licensees to come into compliance. The motion passed with a unanimous vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.**

**EEC/WWP
Report
Update**

Jeff Waite presented the biennial fee analysis, required by § 54.1-113 of the Code of Virginia (Callahan Act). He shared that the date of the last fee increase for the Board was April 1, 2010 and the date of the last fee decrease for the Board was May 1, 1999. The current analysis indicates that the Board's cash reserves exceed the requirements set forth in the regulations and justify a fee adjustment. Mr. Waite recommended that the Board adopt a temporary fee reduction for license and certificate renewals and that this reduction be effective for two years, after which time another analysis will be conducted to determine if current fees should be reinstated or if the reduction should be continued. After discussion a motion was offered by Mr. Pace and seconded by Mr. Hux to adopt this fee recommendation as proposed regulations and have staff submit these regulations as an exempt action. The motion was adopted with a unanimous vote. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.**

**Fee
Analysis-Jeff
Waite**

Adrienne Mayo, Regulatory Boards Administrator gave the Board a Committee Report.

**Committee
Report**

Education Provider Applications*

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

Mrs. Mayo shared that staff and the Committee recommends approval for **American Electrical Institute** – Electrical Correspondence and online Class courses.

**American
Electrical
Institute**

After discussion, and a motion by **Mr. Mitchell**, seconded by **Mr. Dowdy**, the Board unanimously recommended the Board approve American Electrical

Institute. As a provider for – Electrical Correspondence and online courses. Motion approved by unanimous vote. Members voting “yes” were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary.** **Giesen, Oliver, Smith and Vander Pol** were absent.

Mrs. Mayo shared that staff and the Committee recommends retro-active approval to February 2015 for **Virginia Water Well Association** Continuing Education classroom course. This is for 8 hours Vocational training and 8 hours for CE. This is a 2-day attendance requirement.

Virginia
Water Well
Association

After discussion a motion was offered by **Mr. Mitchell**, seconded by **Mr. Dowdy**, to accept the committee’s recommendation for retroactive approval for the 2 day attendance requirement 8 hours for Vocational training and 8 hours for CE. Motion approved by unanimous vote. Members voting “yes” were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary.** **Giesen, Oliver, Smith and Vander Pol** were absent.

Mrs. Mayo shared that staff and the Committee recommends approval for **Maryland Delaware Water Well Association Continuing Ed classroom CE** retro-active to February 2015 for 8 hours for Vocational training and 8 hours for CE (2 day attendance requirement).

Maryland
Delaware
Water Well
Association

After discussion a motion was offered by **Mr. Mitchell**, seconded by **Mr. Dowdy**, to approve Maryland Delaware Water Well Association Continuing Ed classroom EC retro-active to February 2015 for 8 hours for Vocational training and 8 hours for CE (2 day attendance requirements).

The vote was unanimous. Members voting “yes” were: Members voting “yes” were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary.** **Giesen, Oliver, Smith and Vander Pol** were absent.

Mrs. Mayo shared that staff and the Committee recommends approval for **My Plumber Heating & Cooling t/a My Plumber Academy – Vocational Training** Gas Fitting – 250 hours and Plumbing – 250 hours class room and online courses.

My Plumber
Heating &
Cooling t/a
My Plumber
Academy

There was discussion. After discussion **Mr. Dowdy** offered a motion

seconded by **Mr. Mitchell** to adopt the Committee's recommendation and approve the 2 courses for class room and online.

The vote was unanimous. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.**

Mrs. Mayo shared that staff and the Committee recommends retro approval to November 2014 for **Virginia Department of Corrections** Continuing Education classroom course be approved for 4 courses: ELE, GFC, HVA, and PLB. After discussion **Mr. Mitchell** offered a motion seconded by **Mr. Dowdy** to adopt the Committee's recommendation and approve **Virginia Department of Corrections** for classroom Continuing Education retro-active to November 2014 for 4 courses: ELE, GFC, HVA, and PLB.

Virginia
Department
of
Corrections

The vote was unanimous. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.**

Mrs. Mayo shared that staff and the Committee recommends **Fortis College** 16 HVA classroom courses be approved. After discussion **Mr. Mitchell** offered a motion seconded by **Mr. Dowdy** to adopt the Committee's recommendation and approve Fortis College for 16 HVA classroom courses.

Fortis
College

The vote was unanimous. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.**

Mrs. Mayo shared that staff and the Committee recommends **Contractor Institute** pre license online course be approved. Security measures have been addressed as requested by the Board. After discussion **Mr. Mitchell** offered a motion seconded by **Mr. Dowdy** to adopt the Committee's recommendation and approve Contractor Institute for pre license online course as currently submitted with enhanced security measures.

Contractor
Institute

The vote was unanimous. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.**

Mrs. Mayo shared with the Board that representatives were present and she wanted them to address the Board concerning this matter. Mr. Mark Jackson addressed the Board and spoke about BPI and RESNET and their requirements. He also touched on certifications, credentials and interstate renewable programs. He shared tidbits on the requirements and the benefits that Community Housing Partners DBA Energy Solutions have to offer. After the discussion Mrs. Mayo shared that staff and the Committee recommends **Community Housing Partners DBA Energy Solutions** be approved as a certifying organization for Residential Building Energy Analysts. **Mr. Dyer** offered a motion that was seconded by **Mr. Hux** to recommend approval as a certifying organization for RBEA and to request that staff draft guidelines and present applying standards for Board review at the next meeting.

**Community
Housing
Partners
DBA Energy
Solutions**

The vote was unanimous. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.**

At 11:13, Mr. Dyer called a recess for the purposes of allowing the board members to get their lunch and prepare for new board member training.

**Recess and
Reconvene**

At 11:30, Mr. Dyer called the meeting back to order and turned the floor over to Ms. Spruill.

Mindy Spruill conducted Board member Training.

**Board
Member
Training**

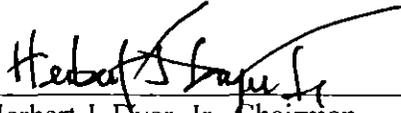
Mr. Dyer thanked Ms. Spruill for a fine job.

Sheila Watkins requested the board members to complete their travel vouchers and Conflict of Interest forms and to give them to her at the end of the meeting for processing.

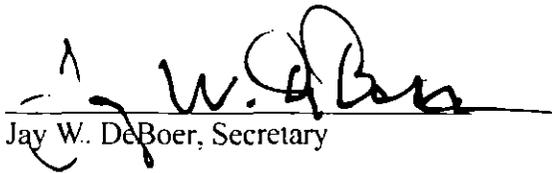
**Completion
of
Paperwork**

There being no further business to come before the board, the meeting was adjourned at 12:32 PM upon a motion by **Dowdy** and seconded by **Chowdhuri**. The vote was unanimous. Members voting "yes" were: **Ayres, Chowdhuri, Dowdy, Hux, Magruder, Middleton, Mitchell, Pace, Redifer, and Trenary. Giesen, Oliver, Smith and Vander Pol were absent.**

**Adjourn-
ment**



Herbert J. Dyer, Jr., Chairman



Jay W. DeBoer, Secretary

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: Vance T. Ayres
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: April 14, 2015
(Date)
5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

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

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

or

I did not participate in the transaction.

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

Vance T. Ayres
Signature

April 14, 2015
Date

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

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

1. Name: Goutam Chowdhuri
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: April 14, 2015
(Date)
5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

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

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

Goutam Chowdhuri
Signature

April 14, 2015
Date

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

TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government

1. Name: Bailey Dowdy
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: April 14, 2015
(Date)
5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

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

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

or

I did not participate in the transaction.

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



Signature

April 14, 2015
Date

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

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

1. Name: Herbert "Jack" Dyer, Jr.
(Name of Board Member)

2. Title: Board Member

3. Agency: Board for Contractors
(Name of Board)

4. Meeting/IFF Date: April 14, 2015
(Date)

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

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

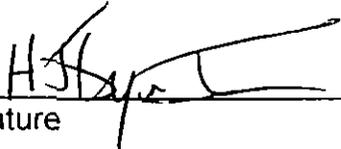
I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

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

or

I did not participate in the transaction.

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


Signature

April 14, 2015
Date

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

TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government

1. Name: Jeffery W Hux
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: April 14, 2015
(Date)
5. I have a personal interest in the following transaction:

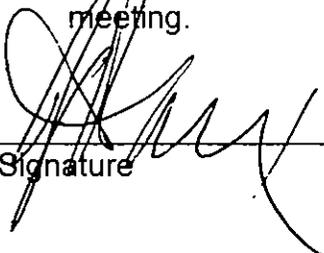
(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

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

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

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



Signature

April 14, 2015
Date

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

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

1. Name: Gene E. Magruder
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: April 14, 2015
(Date)
5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

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

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

Gene E. Magruder
Signature

April 14, 2015
Date

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

TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government

1. Name: Erby G. "Rudy" Middleton, III
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: April 14, 2015
(Date)
5. I have a personal interest in the following transaction:

_____ (Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

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

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

E. G. Middleton III
Signature

April 14, 2015
Date

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

TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government

1. Name: Jeffrey S. Mitchell
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: April 14, 2015
(Date)
5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

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

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


Signature

April 14, 2015
Date

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

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

1. Name: E. C. "Chick" Pace, III
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: April 14, 2015
(Date)
5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

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

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

or

I did not participate in the transaction.

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



Signature

April 14, 2015
Date

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

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

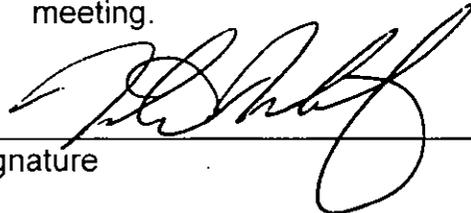
1. Name: Michael Redifer
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: April 14, 2015
(Date)
5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

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

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



Signature

April 14, 2015
Date

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

TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government

1. Name: Jason Curtis Trenary
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: April 14, 2015
(Date)
5. I have a personal interest in the following transaction:

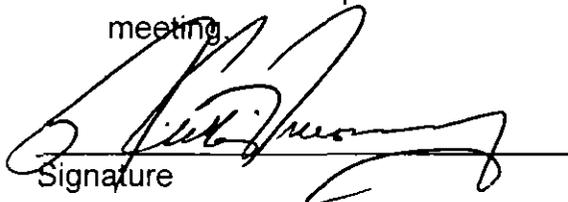
(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

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

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

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


Signature

April 14, 2015
Date