

## BOARD FOR CONTRACTORS BOARD MEETING

### Draft MINUTES

The Board for Contractors met on Tuesday, August 2, 2016 at the Department of Professional and Occupational Regulation (DPOR), 9960 Mayland Drive, 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.

Vance T Ayres  
Goutam Chowdhuri  
H. Bailey Dowdy  
Herbert “Jack” Dyer, Jr., Chair  
Jeffery Hux  
Gene E Magruder  
E. G. “Rudy” Middleton  
Jeffrey Shawn Mitchell  
James Oliver, Vice Chair  
Michael D. Redifer  
Troy Smith, Jr.  
Jason Curtis “Jake” Trenary

Board members absent from the meeting: E C Pace, III, and John O’Dell.

Joshua E. Laws, Board council was present at the meeting.

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

Jay DeBoer, Director  
Eric L. Olson, Executive Director  
Anika Coleman, Regulatory Boards Administrator  
Sheila Watkins, Administrative Assistant/Compliance  
Jacqueline Harris, Administrative Assistant/Compliance  
Specialist  
Wendy Duncan, Education Specialist

Board- Chairman Dyer called the meeting to order at 9:06 a.m. He declared a quorum of board members was in attendance.

Call  
To Order

A motion was made by **Mr. Oliver** and seconded by **Mr. Hux** to approve the agenda with an addition: Add 8. A. File # 2014-02535 Scott and Lori Whetzel and Bielski Design Build, Inc. to be heard after completion of Item 6. On the agenda. The motion passed unanimously. Members voting “Yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Hux, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell and Pace were absent.**

Approval of  
the Agenda

**Mr. Oliver** moved to approve the July 11, 2016 minutes as written: **Mr. Hux** seconded the motion which was unanimously approved by members: were: **Ayres, Chowdhuri, Dyer, Dowdy, Hux, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell and Pace were absent.**

Approval of  
Minutes

**Kaan Celebi** addressed the Board and shared his concerns. He alerted the Board that he would like: the Step by Step Guide to be updated; for staff to create a single page/table of fees; wants to have the Expedited Class A license application process option mentioned in the introductory guides; wants a better explanation of the Contractor Transaction Recovery Fund fee and wants staff to insert specialty designations that instructors offer to be listed on the Board approved education provider list. **Mr. Celebi** also wants the Board to consider the BLD split to RBC and CBC and to give special consideration to those who sat for the BLD exam prior to the January 1, 2016 effective date of the split. He wants these successful test takers to be able to qualify for and receive the BLD designation on their license regardless of what date they submitted their license application to the Board’s staff. The Board thanked him for his comments.

Public  
Comment  
Period

**In the matter of Recovery Fund File Number 2016-01578, Johanna Davis, (Claimants) vs. Clarence J Williamson, t/a C & J Landscaping Masonry Work, (Regulant);** the board adopts the claim review, which contains the claim file, exhibits, the Recommendation and facts regarding the recovery fund claim in this matter. **Clarence J Williamson, t/a C & J Landscaping Masonry Work, (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. The **(Claimants) did not** attend the Board meeting in person or by counsel or by any other qualified representative.

File Number  
2016-01578  
Johanna  
Davis  
(Claimant)  
Vs.  
Clarence  
Williamson  
t/a C & J  
Landscaping  
Masonry  
Work  
(Regulant)

**This is a Prima Facie case.**

After discussion, a motion was made by **Mr. Oliver** and seconded by **Mr. Magruder** to adopt 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 does not find substantial evidence that the Claim meets the statutory provisions for reimbursement. The Board Orders that this claim be denied.

The motion passed by a unanimous vote. Members voting “Yes” were **Ayres, Chowdhuri, Dyer, Dowdy, Hux, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell and Pace were absent.**

**In the matter of Recovery Fund File Number 2016-001822, Jesse Marquess, (Claimant) vs. Kenneth Romano d/b/a Kenection, LLC (Regulant);** the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **Kenneth Romano d/b/a Kenection, LLC, (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. The **(Claimant) did not** attend the Board meeting in person or by counsel or by any other qualified representative.

**File Number  
2016-01822  
Jesse  
Marquess  
(Claimant)  
and Kenneth  
Romano  
d/b/a  
Kenection,  
LLC  
(Regulant)**

**This is a Prima Facie case.**

After discussion, a motion was made by **Mr. Middleton** and seconded by **Mr. Magruder** to adopt 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 finds substantial evidence that the Claim does not meet the statutory provisions for reimbursement. The Board orders that this claim be denied.

The motion passed by a majority vote. Members voting “Yes” were: **Ayres, Chowdhuri, Dowdy, Hux, Mitchell, Magruder, Middleton, Trenary, Redifer, and Smith. O’Dell and Pace were absent.** Members voting “no” were: **Oliver and Dyer.**

**In the matter of Prima Facie Recovery Fund File Number 2016-02832, Mr. Dyer** offered a motion seconded by Mr. Oliver to remand this case back to staff in order to conduct an Informal Fact Finding conference.

**File Number  
2016-02832  
Rodney  
Shaw  
V  
Thomas M  
Thompson  
III**

The motion passed by a unanimous vote. Members voting “Yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Hux, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell and Pace were absent.**

**In the matter of Recovery Fund File Number 2016-02832,** the Board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **L & L General Contractors, Inc. t/a The Pool Man** did not appear at the meeting in person, by counsel or by any other qualified individual.

**File Number  
2016-01692  
Michael &  
Connie  
Johnson  
V**

**Michael & Connie Johnson** did not appear at the meeting in person, by counsel

or by any other qualified individual.

After discussion Mr. Oliver offered a motion seconded by Mr. Ayres to deny payment of the claim.

The motion passed by unanimous vote. Members voting “Yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Hux, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell and Pace were absent.**

**In the matter of License Application File Number 2016-02459, Building Mechanical Plumbing, LLC**, the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**Amjad Khan for Building Mechanical Plumbing, LLC** did appear at the Board meeting. Mr. Khan addressed the Board and shared his agreement with the Recommendation. Mr. Redifer the hearing officer was not present.

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

After discussion, a motion was made by **Mr. Oliver** and seconded by **Mr. Trenary** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and approve the application for a Class B Contractor License.

The motion passed by a unanimous vote. Members voting “Yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Hux, Mitchell, Magruder, Middleton, Oliver, Trenary, and Smith. O’Dell and Pace were absent.**

**In the matter of License Application File Number 2016-02627, Michael Gautreaux t/a Fredericksburg Deck Builders, Inc.**, the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**Michael Gautreaux for Michael Gautreaux t/a Fredericksburg Deck Builders, Inc.** did appear at the Board meeting. He addressed the Board and shared his agreement with the recommendation.

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

After discussion, a motion was made by **Mr. Oliver** and seconded by **Mr. Trenary** to amend the recommendation contained in the Summary of the

**L & L  
General  
Contractors,  
Inc. t/a The  
Pool Man**

**File Number  
2016-02459  
Building  
Mechanical  
Plumbing,  
LLC**

**File Number  
2016-02627  
Michael  
Gautreaux  
t/a  
Fredericksb  
urg Deck  
Builders,  
Inc.**

Informal Fact-Finding Conference and approve the application for Change of Responsible Manager and Change of Designated Employee for Fredericksburg Deck Builders, Inc., subject only to the following provisions: Fredericksburg Deck Builders, Inc., will reimburse the Contractor Transaction Recovery Fund with a certified check payable to the “Treasurer of Virginia,” in the amount of \$20,000, no later than February 10, 2017.

The motion passed by unanimous vote. Members voting “Yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Hux, Mitchell, Magruder, Middleton, Oliver, Trenary, and Smith. O’Dell and Pace were absent.**

**In the matter of License Application File Number 2016-02744, Dallas Haynes t/a Haynes Well and Pump Service, 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  
2016-02744  
Dallas  
Haynes t/a  
Haynes Well  
and Pump  
Service, Inc.**

**Dallas Haynes for Dallas Haynes t/a Haynes Well and Pump Service, Inc. did** appear at the Board meeting in person. He addressed the Board and shared his agreement with the recommendation.

Mr. Oliver recused himself from this case and did not participate and did not vote on the matter.

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

After discussion, a motion was made by **Mr. Mitchell** and seconded by **Mr. Dowdy** to adopt the Informal Fact-Finding Conference Memorandum which contained the facts regarding the application, and adopts the Summary of the Informal Fact-Finding Conference and approve the application for a Class Contractor License with ELE, PLB and WWP.

The motion passed unanimously. Members voting “Yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Hux, Mitchell, Magruder, Middleton, Trenary, and Smith. O’Dell and Pace were absent. Oliver and Redifer** were not present and did not vote.

**In the matter of License Application File Number 2016-02538, Ralph Thomas Johnson, Sr., t/a Johnson Real Estate Investor and Home Improvement**, 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  
2016-02538  
Ralph  
Thomas  
Johnson, Sr.,  
t/a Johnson  
Real Estate**

**Ralph Johnson for Ralph Thomas Johnson, Sr., t/a Johnson Real Estate**

**Investor and Home Improvement** did appear at the Board meeting in person. He addressed the Board.

**Investor and Home Improvement**

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. Redifer** to amend the recommendation contained in the Summary of the Informal Fact-Finding Conference, in part. However, the Board will approve the application for a Class B Contractor license pending submission of a financial statement, audited by a certified public accountant in accordance with the current standards set forth by the American Institute of Certified Public Accounts (AICPA) that shows a net worth of at least \$15,000; and the financial statement must be submitted to the Board by February 10, 2017; and failure to provide requested proof of the \$15,000 in net worth will result in denial of the license application.

Members voting “Yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Hux, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell and Pace were absent.**

**In the matter of License Application File Number 2016-02622, Raymond E. Dye, 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  
2016-02622  
Raymond E.  
Dye, Jr.**

**Raymond E. Dye, Jr. did not** appear at the Board meeting in person, by counsel nor by any other qualified representative. The Board noted that Mr. Dye is incarcerated.

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. Oliver** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and approve the application for a Journeyman HVA license.

The motion passed unanimously. Members voting “Yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Hux, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell and Pace were absent.**

**In the matter of License Application File Number 2016-02862, DGB Contracting, LLC,** the Board members reviewed the record, which consisted

**File Number  
2016-02862**

of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**DGB  
Contracting,  
LLC**

**DGB Contracting, LLC** did not appear at the Board meeting. They were not represented by counsel or any other qualified individual.

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. Oliver** to adopt the Informal Fact-Finding Conference Memorandum which contained the facts regarding the application and the Summary. The Board also adopts the Recommendation and approves the application for a Class A Contractor license.

The motion passed with a majority vote. Members voting “Yes” were: **Ayres, Chowdhuri, Dowdy, Hux, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell and Pace were absent. Dyer** voted “no”.

**In the matter of License Application File Number 2016-02863, Eric Devon Borum.** 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  
2016-02863  
Eric Devon  
Borum**

**Eric Devon Borum did not** appear at the Board meeting. He was not represented by counsel or by any other qualified individual. The Board noted that Mr. Borum is incarcerated.

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. Hux** to adopt the Informal Fact-Finding Conference Memorandum which contained the facts regarding the application, and adopts the Summary Recommendation. The Informal Fact-Finding Conference Referral Memorandum and Summary are incorporated as a part of the Order. The Board approves the application for a Journeyman PLB Tradesman License.

The motion passed by a majority vote. Members voting “Yes” were: **Ayres, Chowdhuri, Dowdy, Hux, Mitchell, Magruder, Middleton, Oliver, Dyer, Redifer, and Smith. O’Dell and Pace were absent.** Member voting “no” was: **Trenary.**

**In the matter of Disciplinary File Number 2014-03378, Dameron Marine Construction, 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  
2014-03378  
Dameron  
Marine  
Construction  
, LLC**

**Dameron Marine Construction, LLC, did not** appear at the Board meeting. They were not represented by counsel or by any other qualified individual.

Presiding officers **Mr. Smith and Mr. Pace** were 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. Oliver** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopt the Summary with a finding of no violations.

The motion passed unanimously. Members voting “Yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Hux, Mitchell, Magruder, Middleton, Oliver, Trenary, and Redifer. O’Dell and Pace were absent.** Smith did not vote on this matter.

**In the matter of Disciplinary File Number 2014-02373, Faustino A Barrios t/a AB Construction and Remodeling**, 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  
2014-02373  
Faustino A  
Barrios t/a A  
B  
Construction  
and  
Remodeling**

**Faustino A Barrios t/a AB Construction and Remodeling, did not** appear at the Board meeting in person. They were not represented by counsel, or by any other qualified individual.

Presiding officer **Mr. Hux** 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. Oliver** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopt the Summary. The report of findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Faustino A Barrios** violated the following:

- Count 1: 18 VAC 50-22-260.B.2 effective September 1, 2001**
- Count 2: 18 VAC 50-22-260.B.2 effective February 1, 2006**

The motion passed unanimously. Members voting “Yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell and Pace were absent. Hux did not vote on this**

**matter.**

After discussion a motion was made by **Mr. Oliver** and seconded by **Mr. Middleton** to impose the following monetary penalties:

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

A total monetary penalty of **\$2,000.00**. For violations of Counts 1 and 2, the Board voted to revoke the license and require a member of responsible management successfully complete a Board approved Remedial Education class.

The motion passed by unanimous vote. Members voting “Yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell and Pace were absent. Hux did not vote on this matter.**

**In the matter of Disciplinary File Number 2014-03761, Virginia Heating and Air Conditioning LP**, the Board members reviewed the record, which consisted of the investigative file, transcript and exhibits from the Informal Fact-Finding Conference, and the Summary.

**File Number  
2014-03761  
Virginia  
Heating and  
Air  
Conditioning  
LP**

**Charles Weisman for, Virginia Heating and Air Conditioning LP** did appear at the Board meeting in person. He addressed the Board and shared his agreement.

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

After discussion a motion was made by **Mr. Oliver** and seconded by **Mr. Trenary** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopt the Summary. The report of findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Virginia Heating and Air Conditioning LP** violated the following:

- Count 1: 18 VAC 50-22-260.B.2 effective December 1, 2012**
- Count 2: 18 VAC 50-22-220.A effective September 1, 2001**

The motion passed unanimously. Members voting “Yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell and Pace were absent.**

After discussion a motion was made by **Mr. Oliver** and seconded by **Mr.**

**Redifer** to adopt the following sanctions :

Count 1		\$ 750.00
Count 3		\$ 450.00
Total		\$1,250.00

A total monetary penalty of **\$1,250.00**. For violations of Counts 1 and 3, the Board voted to require the **Virginia Heating and Air Conditioning LP** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the effective date of the order. The Board also imposes the following sanctions: That **Virginia Heating and Air Conditioning LP's** license is suspended until such time as **Virginia Heating and Air Conditioning LP** provides evidence acceptable to the Board that Michael V. Taylor meets the requirements of the Board's regulations to be Qualified Individual for Virginia Plumbing Heating and Air Conditioning LP, by demonstrating that either (1) Taylor is a managing partner of **Virginia Heating and Air Conditioning LP**; or (2) is a full-time employee of **Virginia Heating and Air Conditioning LP**.

**As to Count 2**, the Board closes this aspect of the file with a finding that there is no substantial identity of interest.

The motion passed by unanimous vote. Members voting "Yes" were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O'Dell and Pace were absent.**

**In the matter of Disciplinary File Number 2015-00135, Sunbrite Remodeling 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  
2015-00135  
Sunbrite  
Remodeling  
LLC**

**Seung Lim for Sunbrite Remodeling LLC** did appear at the Board meeting in person. He addressed the Board and shared his disagreement with the recommendation for license revocation.

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

After discussion a motion was made by **Mr. Smith** and seconded by **Mr. Dyer** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary. The Board finds substantial evidence that **Sunbrite Remodeling LLC** violated the following:

Count 1 18 VAC 50-22-260.B.2 Eff: Feb 1, 2006

The motion passed unanimously. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell and Pace were absent.**

After discussion **Mr. Dyer** offered a motion seconded by **Mr. Oliver** to impose the following monetary penalties:

Count 1:       \$ 00.00  
Total           \$ 00.00

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

The motion passed by unanimous vote. Members voting “yes” were **Ayres, Chowdhuri, Dyer, Dowdy, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell and Pace were absent.**

**In the matter of Disciplinary File Number 2015-00656, Michael Ray Montgomery, t/a Old Colony Construction**, 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  
2015-00656  
Michael Ray  
Montgomery  
, t/a Old  
Colony  
Construction**

**Michael Ray Montgomery, t/a Old Colony Construction did not** appear at the Board meeting in person, by counsel nor by any other qualified individual

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

After discussion a motion was made by **Mr. Dyer** and seconded by **Mr. Middleton** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary in part. The Board finds substantial evidence that **Michael Ray Montgomery, t/a Old Colony Construction**, violated the following:

- Count 2 18 VAC 50-22-260.B 9 Eff: Dec 1, 2012
- Count 3 18 VAC 50-22-260.B 10
- Count 4 18 VAC 50-22-260.B 29 three violations
- Count 5 18 VAC 50-22-260.B 33

The motion passed unanimously. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Magruder, Middleton, Trenary, Redifer, and Smith. O’Dell and Pace were absent.**

Mr. Olson shared that two prior cases exist. File 2013-02056. On March 25, 2014, the Board adopted a Consent Order in this case. Respondent admitted to violating Board Regulation 18 VAC 50-22-260.B.6 (misconduct) for failing to

pay a subcontractor for work completed; and Board regulation 18 VAC 50-22-260.B.31 for failing to obtain written change orders. Respondent agreed to monetary penalties and board costs totaling \$1,300.00, and agreed to complete remedial education. According to our records, Respondent complied with the terms of the Consent Order on July 7, 2014.

After discussion **Mr. Magruder** offered a motion seconded by **Mr. Dyer** to impose the following monetary penalties: The Report of Findings and Summary are incorporated as part of the Order.

Count 1:	\$400.00
Count 3:	\$350.00
Count 4:	\$3,000.00 (\$1,000.00 per violation x 3)
Count 5:	\$ 750.00
Total	\$4,500.00

In addition, for violation of Count 2, 3 and 5, the Board requires Michael Ray Montgomery have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the effective date of the Order.

The Board also imposes the following sanctions:

For violation of Count 4, license revocation is imposed. The Board voted to impose license revocation for the violation of Count 4 after reviewing prior disciplinary actions taken against Michael Ray Montgomery (File Number 2013-02056 and 2013-02425. File number 2013-024725 involved a previous violation of Board Regulation 18 VAC 50-22-260.B.29. The Board determined that license revocation was appropriate to protect the public welfare.

As to Counts 1 and 6, the Board closes these aspects of the file with a finding of no violation.

The motion passed by unanimous vote. Members voting “yes” were: **Dowdy, Hux, Dyer, Magruder, Middleton, Oliver, Pace, Redifer, and Smith. Ayres, Mitchell, Giesen, O’Dell, Trenary, and Chowdhuri were absent.**

**In the matter of Disciplinary File Number 2015-01688, Won K Cho t/a The Home Fixer**, 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  
2015-01688  
Won K Cho  
t/a The  
Home Fixer**

**Won K Cho t/a The Home Fixer** did not appear at the Board meeting in person by counsel nor by any other qualified representative.

Presiding officer **Mr. Mitchell** 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. Oliver** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary. The Board finds substantial evidence that **Won K Cho t/a The Home Fixer**. violated the following:

Count 1 18 VAC 50-22-260.B. 2 Eff: Sept 1, 2001

The motion passed unanimously. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell and Pace were absent.**

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

After discussion **Mr. Oliver** offered a motion seconded by **Mr. Trenary** to adopt sanctions. The Board imposes the following monetary penalties:

Count 1:	\$00.
Total	\$ 00.00

In addition, for violation of Count 1, the Board votes to revoke the license.

The motion passed by unanimous vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell and Pace were absent.**

**In the matter of Disciplinary File Number 2014-01997, Superior Project, 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  
2014-01997  
Superior  
Project, Inc.**

**Superior Project, Inc.** did not appear at the Board meeting in person by counsel nor by any other qualified individual.

Presiding officer **Mr. Pace** 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. Oliver** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary. The Board finds substantial evidence that **Superior Project, Inc.** violated the following:

Count 1 18 VAC 50-22-260.B. 2 Eff: Feb 1, 2006

**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 in this matter, and adopts the Summary. The Board finds substantial evidence that **Superior Project, Inc.** violated the following:

Count 1 18 VAC 50-22-260.B. 2 Eff: Feb 1, 2006

The motion passed unanimously. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell and Pace were absent.**

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

After discussion **Mr. Redifer** offered a motion seconded by **Mr. Oliver** to adopt sanctions. The Board imposes the following monetary penalties:

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

In addition, for violation of Count 1, the Board votes to revoke the license.

The motion passed by unanimous vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell and Pace were absent.**

**In the matter of Disciplinary File Number 2015-01032, M L G Construction Services 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  
2015-01032  
M L G  
Construction  
Services Inc.**

**M L G Construction Services Inc.**, did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

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

After discussion a motion was made by **Mr. Hux** and seconded by **Mr. Smith** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary in part. The Board finds substantial evidence that **M L G Construction Services Inc.**, violated the following:

- Count 1 18 VAC 50-22-260.B.33 Eff: Dec 1, 2012
- Count 2 18 VAC 50-22-260.B.27 Eff: Feb 1, 2006
- Count 3 18 VAC 50-22-260.B.27 Eff: Dec 1, 2012

The motion passed unanimously. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, and Smith. O’Dell, and Pace were absent.**

After discussion **Mr. Smith** offered a motion seconded by **Mr. Hux** to impose the following monetary penalties: To adopt the recommendation of the presiding. The Report of Findings and Summary are incorporated as part of the Order.

Count 1:	\$2,500.00
Count 2:	\$ 2,500.00
Count 3:	\$ 2,500.00
Total	\$7,500.00

In addition, for violation of Counts 1, 2, and 3, the Board voted to revoke **M L G Construction Services Inc.** license.

The motion passed by unanimous vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, and Smith. O’Dell, and Pace were absent.**

**In the matter of Disciplinary prima facie File Number 2014-00607, Restoring Hampton Roads Inc., t/a Restoring & Roofing Hampton Roads,** the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**Restoring Hampton Roads Inc., t/a Restoring & Roofing Hampton Roads** 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. Mitchell** to adopt the Report of Findings including exhibits, and to adopt the Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **Restoring Hampton Roads Inc., t/a Restoring & Roofing Hampton Roads** violated the following:

Count 1:	Dec.1, 2012	18 VAC 50-22-260.B.8 (3 violations)
Count 2:	Feb. 1, 2006	18 VAC 50-22-260.B.2
Count 3:		18 VAC 50-22-260.B.15
Count 4:		18 VAC 50-22-210

**File Number  
2014-00607  
Restoring  
Hampton  
Roads Inc.,  
t/a Restoring  
& Roofing  
Hampton  
Roads**

The motion passed unanimously. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

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

Count 1:	\$400.00 per violation	\$ 1,200.00 for 3 violations
Count 2:		\$ 1,100.00
Count 3:		\$ 0.00
Count 4:		\$ 500.00
Total		\$ 2,800.00

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

The motion passed unanimously. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

In addition, for violation of Count 4, the Board imposes license revocation.

**In the matter of Disciplinary prima facie File Number 2014-03027, EZ Home Construction Inc.** the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number  
2014-03027  
EZ Home  
Construction  
Inc.**

**EZ Home Construction Inc.** 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. Oliver** to adopt the Report of Findings including exhibits, and to adopt the Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **EZ Home Construction Inc.** violated the following:

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

The motion passed unanimously. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

After discussion a motion was made by **Mr. Middleton** and seconded by **Mr.**

**Oliver** to impose the following sanctions:

Count 1:		\$ 1,100.00
Count 2:		\$ 0.00
Count 3:		\$ 700.00
Total		\$ 1,800.00

A total monetary penalty of \$1,800.00 was imposed.

The motion passed unanimously. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

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

**In the matter of Disciplinary prima facie File Number 2015-00919, Lonnie J Kitchen, t/a Kitchen’s Exteriors and Additions**, the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number  
 2015-00919  
 Lonnie J  
 Kitchen, t/a  
 Kitchen’s  
 Exteriors  
 and  
 Additions**

**Lonnie J Kitchen, t/a Kitchen’s Exteriors and Additions** 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. Oliver** to adopt the Report of Findings including exhibits, and the Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **Lonnie J Kitchen, t/a Kitchen’s Exteriors and Additions** violated the following:

Count 1:	Feb 1, 2006	18 VAC 50-22-260.B.9
Count 2;		18 VAC 50-260.B.8
Count 3:		18 VAC 50-22-260.B.27

The motion passed unanimously. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

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

Count 1:		\$ 500.00
Count 2:		\$500.00

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

A total monetary penalty of \$2,500.00 was imposed. The motion passed unanimously. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

In addition, for violation of Counts 1, 2, and 3, the Board requires Kitchen have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety days of the effective date of this order.

**In the matter of Prima Facie Disciplinary File Number 2015-00979, G & M Quality Construction**, the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number  
2015-00979  
G & M  
Quality  
Construction**

**G & M Quality Construction** did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by **Mr. Oliver** and seconded by **Mr. Mitchell** to adopt the report of findings including exhibits and the Report of finding. **G & M** violated the following of the Board’s Regulations (**Count 1**) 18 VAC 50-22-220. A with a monetary penalty of \$800.00. **G & M** also agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety days of the Order.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

**In the matter of Prima Facie Disciplinary File Number 2015-01057 Lonnie J Kitchen, t/a Kitchen’s Exteriors and Additions**, the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number  
2015-01057  
Lonnie J  
Kitchen, t/a  
Kitchen’s  
Exteriors  
and  
Additions**

**Lonnie J Kitchen, t/a Kitchen’s Exteriors and Additions** did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by **Mr. Trenary** and seconded by **Mr. Middleton** to adopt the report of findings including exhibits and the Recommendation. **Lonnie J Kitchen, t/a Kitchen’s Exteriors and Additions** violated the following of the

Board's Regulations: **(Count 1)** 18 VAC 50-22-260. B.9; **(Count 2)** 18 VAC 50-22-260.B.9 (2 violations); **(Count 3)** 18 VAC 50-22-260.B.8 **(Count 4)** 18 VAC 50-22-260.B.8 (2 violations): and **(Count 5)** 18 VAC 50-22-260.B.33.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O'Dell, and Pace were absent.**

After discussion a motion was made by **Mr. Middleton and seconded by Mr. Oliver** to impose the following monetary penalties:

Count 1:	\$500.00.
Count 2:	\$1,000.00 (two violations @ \$500.00 each)
Count 3:	\$500.00
Count 4:	\$1,000.00 (two violations @ \$500.00 each)
Count 5:	\$1,000.00
Total	\$4,000.00

For violation of Count 1, 2, 3, 4, and 5 **Lonnie J Kitchen, t/a Kitchen's Exteriors and Additions** also agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety days of the Order.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O'Dell, and Pace were absent.**

**In the matter of Prima Facie Disciplinary File Number 2015-01996 Joseph J John Straka II, t/a Joseph J Straka li Handyman Service**, the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**Joseph J John Straka II, t/a Joseph J Straka li Handyman Service** did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

**File Number  
2015-01996  
Joseph J  
John Straka  
II, t/a Joseph  
J Straka li  
Handyman  
Service**

A motion was made by **Mr. Oliver** and seconded by **Mr. Middleton** to adopt the report of findings including exhibits and the Recommendation. The Board finds substantial evidence that **Joseph J John Straka II, t/a Joseph J Straka li Handyman Service** violated the following of the Board's Regulations: effective December 1, 2012; **(Count 1)** 18 VAC 50-22-260. B.9; **(Count 2)** 18 VAC 50-22-260.B.31; and **(Count 3)** 18 VAC 50-22-260.B.29.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver,**

**Trenary, Redifer, and Smith. O'Dell, and Pace were absent.**

After discussion a motion was made by **Mr. Middleton** and seconded by **Mr. Oliver** to impose the following monetary penalties:

Count 1:	\$400.00.
Count 2:	\$400.00
Count 3:	\$700.00
Total	\$1,500.00

For violation of Count 1, 2, and 3 **Joseph J John Straka II, t/a Joseph J Straka li Handyman** also agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety days of the Order.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O'Dell, and Pace were absent.**

**In the matter of Prima Facie Disciplinary File Number 2015-02348 Gobble and Jarrell LLC**, the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number  
2015-02348  
Gobble and  
Jarrell LLC**

**Gobble and Jarrell LLC** did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to adopt the report of findings including exhibits and the Recommendation. The Board finds substantial evidence that **Gobble and Jarrell LLC** violated the following of the Board's Regulations: effective December 1, 2012; **(Count 1)** 18 VAC 50-22-260. B.9; **(Count 2)** 18 VAC 50-22-260.B.31; and **(Count 3)** 18 VAC 50-22-260.B.29.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O'Dell, and Pace were absent.**

After discussion a motion was made by **Mr. Middleton** and seconded by **Mr. Oliver** to impose the following monetary penalties:

Count 2:	\$0.00
Total	\$0.00

For violation of Count 1 no further action is required. Count 1 is closed. For violation of Count 2, license revocation is imposed.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

**In the matter of Prima Facie Disciplinary File Number 2015-02458 A A Rapid Plumbing HBAC LLC**, the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number  
2015-02458  
A A Rapid  
Plumbing  
HBAC LLC**

**A A Rapid Plumbing HBAC LLC** did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by **Mr. Magruder** and seconded by **Mr. Middleton** to adopt the report of findings including exhibits and the Recommendation. The Board finds substantial evidence that **A A Rapid Plumbing HBAC LLC** violated the following of the Board’s Regulations: effective December 1, 2012; **(Count 1)** 18 VAC 50-22-260. B.8; **(Count 2)** 18 VAC 50-22-260.B.27; and **(Count 3)** 18 VAC 50-22-260.B.33; **(Count 4)** 18 VAC 50-22-260.B.6; **(Count 5)** 18 VAC 50-22-260.B.4.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

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

Count 1:	\$400.00
Count 2:	\$750.00
Count 3:	\$750.00
Count 4:	\$1,000.00
Count 5:	\$ 800.00
Total	\$3,700.00

For violations of Count 3, 4, and 5, license revocation is imposed.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

**In the matter of Prima Facie Disciplinary File Number 2015-02480 Pan-Am Construction & Consultant LLC**, the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number  
2015-02480  
Pan-Am  
Construction**

**Pan-Am Construction & Consultant LLC** did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

**&  
Consultant  
LLC**

A motion was made by **Mr. Redifer** and seconded by **Mr. Middleton** to adopt the report of findings including exhibits and the Recommendation. The Board finds substantial evidence that **Pan-Am Construction & Consultant LLC** violated the following of the Board's Regulations: effective December 1, 2012; **(Count 1)** 18 VAC 50-22-260. B.8; **(Count 2)** 18 VAC 50-22-260.B.27; **(Count 3)** 18 VAC 50-22-260.B.33; **(Count 4)** 18 VAC 50-22-260.B.6; and **(Count 6)** 18 VAC 50-22-260.B.4.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O'Dell, and Pace were absent.**

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

Count 1:	\$400.00.
Count 2:	\$750.00
Count 3:	\$750.00
Count 4:	\$1,000.00
Count 5:	\$800.00
Total	\$3,700.00

For violation of Count 3, 4, and 5 license revocation is imposed.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O'Dell, and Pace were absent.**

**In the matter of Prima Facie Disciplinary File Number 2015-01996 Keystone Development Corporation**, the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number  
2015-02497  
Keystone  
Development  
Corporation**

**Keystone Development Corporation** did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by **Mr. Trenary** and seconded by **Mr. Middleton** to adopt the report of findings including exhibits and the Recommendation. The Board finds substantial evidence that **Keystone Development Corporation** violated the following of the Board's Regulations: effective December 1, 2012; **(Count 1)** 18 VAC 50-22-260. B.6; **(Count 2)** 18 VAC 50-22-260.B.15; and **(Count 3)** 18 VAC 50-22-260.B.6.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

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

Count 1:	\$900.00.
Count 2:	\$1,600.00
Count 3:	\$900.00
Total	\$3,400.00

For violation of Counts 1, 2, and 3 license revocation is imposed.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

**In the matter of Prima Facie Disciplinary File Number 2015-02560 The Gillen Company LLC**, the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number  
2015-02560  
The Gillen  
Company  
LLC**

**The Gillen Company LLC** did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by **Mr. Magruder** and seconded by **Mr. Middleton** to adopt the report of findings including exhibits and the Recommendation. The Board finds substantial evidence that **The Gillen Company LLC** violated the following of the Board’s Regulations: effective December 1, 2012; **(Count 1)** 18 VAC 50-22-260. B.14; **(Count 2)** 18 VAC 50-22-260.B.6; and **(Count 3)** 18 VAC 50-22-260.B.12; **(Count 4)** 18 VAC 50-22-260.B.28; **(Count 5)** 18 VAC 50-22-260.B.2.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

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

Count 1:	\$1,500.00.
Count 2:	\$1,000.00
Count 3:	\$2,000.00
Count 4:	\$2,000.00
Count 5:	\$1,000.00

Total           \$7,500.00

For violation of Count 1, 2, 3, 4, and 5, license revocation is imposed.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

**In the matter of Prima Facie Disciplinary File Number 2015-02759 Raymond J Tighe Jr, t/a Weather Masters Heating & Cooling**, the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number  
2015-02759  
Raymond J  
Tighe Jr, t/a  
Weather  
Masters  
Heating &  
Cooling**

**Raymond J Tighe Jr, t/a Weather Masters Heating & Cooling** did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by **Mr. Redifer** and seconded by **Mr. Middleton** to adopt the report of findings including exhibits and the Recommendation. The Board finds substantial evidence that **Raymond J Tighe Jr, t/a Weather Masters Heating & Cooling** violated the following of the Board’s Regulations: effective December 1, 2012; **(Count 1)** 18 VAC 50-22-260. B.19; and **(Count 2)** 18 VAC 50-22-260.B.28.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

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

Count 1:       \$800.00.  
Count 2:       \$1,850.00  
Total           \$2,650.00

For violation of Count 2, license revocation is imposed.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

**In the matter of Prima Facie Disciplinary File Number 2015-02794 Brehun Taylor Anderson**, the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number  
2015-02794  
Brehun**

**Taylor  
Anderson**

**Brehun Taylor Anderson** did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by **Mr. Magruder** and seconded by **Mr. Hux** to adopt the report of findings including exhibits and the Recommendation. The Board finds substantial evidence that **Brehun Taylor Anderson** violated the following of the Board's Regulations: effective December 1, 2012; **(Count 1)** 18 VAC 50-22-260. B.9; **(Count 2)** 18 VAC 50-22-230.A; and **(Count 3)** 18 VAC 50-22-260.B.31; **(Count 4)** 18 VAC 50-22-260.B.30.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O'Dell, and Pace were absent.**

After discussion a motion was made by **Mr. Trenary** and seconded by **Mr. Oliver** to amend Count 3 and reduce the fee from \$1,500.00 to \$500.00 and to impose the following monetary penalties:

Count 1:	\$100.00.
Count 2:	\$100.00
Count 3:	\$500.00
Count 4:	\$500.00
Total	\$1,200.00

For violation of Count 1, 2, 3, and 4 the Board requires Brehun Taylor Anderson have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety days of the effective date of the Order.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O'Dell, and Pace were absent.**

**In the matter of Prima Facie Disciplinary File Number 2015-03093 Brehun Taylor Anderson**, the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number  
2015-03093  
Brehun  
Taylor  
Anderson**

**Brehun Taylor Anderson** did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by **Mr. Magruder** and seconded by **Mr. Hux** to adopt the report of findings including exhibits and the Recommendation. The Board finds substantial evidence that **Brehun Taylor Anderson** violated the following of the Board's Regulations: effective December 1, 2012; **(Count 1)** 18 VAC 50-

22-260. B.9; **(Count 2)** 18 VAC 50-22-230.A; and **(Count 3)** 18 VAC 50-22-260.B.31; **(Count 4)** 18 VAC 50-22-260.B.14.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

After discussion a motion was made by **Mr. Hux** and seconded by **Mr. Oliver** to impose the following monetary penalties:

Count 1:	\$100.00.
Count 2:	\$100.00
Count 3:	\$500.00
Count 4:	\$2,000.00
Total	\$2,700.00

For violation of Count 4 license revocation is imposed.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

**In the matter of Ace Handyman & Remodeling of the Peninsula, Inc.**

**Mr. Reginald Forrester of Ace Handyman & Remodeling of the Peninsula, Inc.** attended the Board meeting and requested that the Board remand this case to an Informal Fact Finding Conference.

After discussion, Mr. Oliver offered a motion seconded by Mr. Chowdhuri to remand this 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, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

**In In the matter of Prima Facie Disciplinary File Number 2015-03193 In/Ex Maintenance Service, LLC**, the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**In/Ex Maintenance Service, LLC** did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

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

**File Number**  
**2015-03125**  
**Ace**  
**Handyman**  
**&**  
**Remodeling**  
**of the**  
**Peninsula,**  
**Inc.**

**File Number**  
**2015-03193**  
**In/Ex**  
**Maintenance**  
**Service, LLC**

the report of findings including exhibits and the Recommendation. The Board finds substantial evidence that **In/Ex Maintenance Service, LLC** violated the following of the Board's Regulations: effective December 1, 2012; (**Count 1**) 18 VAC 50-22-260. B.9; (**Count 2**) 18 VAC 50-22-260.B.27; and (**Count 3**) 18 VAC 50-22-230.B.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O'Dell, and Pace were absent.**

After discussion a motion was made by **Mr. Trenary** and seconded by **Mr. Oliver** to impose the following monetary penalties:

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

For violation of Count 1, 2, and 3, the Board requires **In/Ex Maintenance Service, LLC** have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety days of the effective date of the Order.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O'Dell, and Pace were absent.**

**In the matter of Prima Facie Disciplinary File Number 2015-03204 Thomas Allen, t/a One Way Home Improvements**, the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**Thomas Allen, t/a One Way Home Improvements** did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by **Mr. Magruder** and seconded by **Mr. Oliver** to adopt the report of findings including exhibits and the Recommendation. The Board finds substantial evidence that **Thomas Allen, t/a One Way Home Improvements** violated the following of the Board's Regulations: effective December 1, 2012; (**Count 1**) 18 VAC 50-22-260. B.27; (**Count 2**) 18 VAC 50-22-260.B.15; February 1, 2006 (**Count 3**) 18 VAC 50-22-260.B.22; December 1, 2012 (**Count 4**) 18 VAC 50-22-260.B.23; February 1, 2006; (**Count 5**) 18 VAC 50-22-260.B.28; and (**Count 6**) 18 VAC 50-22-260.B.2.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver,**

**File Number**  
**2015-03204**  
**Thomas**  
**Allen, t/a**  
**One Way**  
**Home**  
**Improvements**

**Trenary, Redifer, and Smith. O'Dell, and Pace were absent.**

Mr. Olson shared that there is a prior case against this Regulant. File Number 2015-02326. On October 20, 2015, the Board adopted a Consent Order in this case. Respondent admitted to violating Board Regulation 18 VAC 50-22-260.B.31 for failing to obtain written change orders. Respondent agreed to monetary penalties and board costs totaling \$550.00, and agreed to complete remedial education. According to ETS, Respondent has failed to comply with the terms of the Consent Order. The license is currently suspended.

After discussion a motion was made by **Mr. Trenary** and seconded by **Mr. Oliver** to impose the following monetary penalties:

Count 1:	\$850.00.
Count 2:	\$2,000.00
Count 3:	\$00.00
Count 4:	\$650.00
Count 5:	\$1,000.00
Count 6:	\$2,000.00
Total	\$6,500.00

For violation of Count 1, 2, 5, and 6 license revocation is imposed.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O'Dell, and Pace were absent.**

**In the matter of Prima Facie Disciplinary File Number 2016-00285 Scott W Marks, t/a T & S Little Details**, the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number  
2016-00285  
Scott W  
Marks, t/a T  
& S Little  
Details**

**Scott W Marks, t/a T & S Little Details** did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by **Mr. Oliver** and seconded by **Mr. Smith** to adopt the report of findings including exhibits and the Recommendation. The Board finds substantial evidence that **Scott W Marks, t/a T & S Little Details** violated the following of the Board’s Regulations: effective December 1, 2012; **(Count 1)** 18 VAC 50-22-260. B.9; February 1, 2006 **(Count 2)** 18 VAC 50-22-260.B.28; December 1, 2014 **(Count 3)** 18 VAC 50-22-260.B.22; **(Count 4)** 18 VAC 50-22-260.B.23.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O'Dell, and Pace were absent.**

After discussion a motion was made by **Mr. Hux** and seconded by **Mr. Oliver** to impose the following monetary penalties:

Count 1:	\$400.00.
Count 2:	\$1,750.00
Count 3:	\$00.00
Count 4:	\$650.00
Total	\$2,800.00

For violation of Count 1, and 2, license revocation is imposed.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

**In the matter of Prima Facie Disciplinary File Number 2016-00333 Do Kim & Minh Vo, t/a Metropolis Remodeling**, the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number  
2016-00333  
Do Kim &  
Minh Vo, t/a  
Metropolis  
Remodeling**

**Do Kim & Minh Vo, t/a Metropolis Remodeling** did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by **Mr. Oliver** and seconded by **Mr. Smith** to adopt the report of findings including exhibits and the Recommendation. The Board finds substantial evidence that **Do Kim & Minh Vo, t/a Metropolis Remodeling** violated the following of the Board’s Regulations: effective December 1, 2012; **(Count 1)** 18 VAC 50-22-260. B.13; **(Count 2)** 18 VAC 50-22-230.B.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

Mr. Olson shared that a prior exists. File Number 2015-02402. One June 2, 2015, the Board entered a Final Order in this case to pay a Recovery Fund claim in the amount of \$20,000.00. According to ETS, Respondent has not reimbursed the Recovery Fund.

After discussion a motion was made by **Mr. Trenary** and seconded by **Mr. Oliver** to impose the following monetary penalties:

Count 1:	\$1,500.00.
Count 2:	\$800.00
Total	\$2,300.00

For violation of Count 1, license revocation is imposed.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

**In the matter of Prima Facie Disciplinary File Number 2016-00516 G & S Painting and Renovations Co LLC**, the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number  
2016-00516  
G & S  
Painting and  
Renovations  
Co LLC**

**G & S Painting and Renovations Co LLC** did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by **Mr. Oliver** and seconded by **Mr. Middleton** to adopt the report of findings including exhibits and the Recommendation. The Board finds substantial evidence that **G & S Painting and Renovations Co LLC** violated the following of the Board’s Regulations: effective December 1, 2012; **(Count 1)** 18 VAC 50-22-210.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

After discussion a motion was made by **Mr. Trenary** and seconded by **Mr. Smith** to impose the following monetary penalties:

Count 1:       \$00.00.  
Total           \$00.00

For violation of Count 1, license revocation is imposed.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

**In the matter of Prima Facie Disciplinary File Number 2016-00764 Brehun Taylor Anderson**, the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number  
2016-00764  
Brehun  
Taylor  
Anderson**

**Brehun Taylor Anderson** did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by **Mr. Middleton** and seconded by **Mr. Trenary** to adopt the report of findings including exhibits and the Recommendation. The Board

finds substantial evidence that **Brehun Taylor Anderson** violated the following of the Board's Regulations: effective December 1, 2014; **(Count 1)** 18 VAC 50-22-260. B.9; **(Count 2)** 18 VAC 50-22-260.B.9; December 1, 2012 **(Count 3)** 18 VAC 50-22-230.A; **(Count 4)** 18 VAC 50-22-230.A; December 1, 2014; **(Count 5)** 18 VAC 50-22-260.B.8; and **(Count 6)** 18 VAC 50-22-260.B.16; .

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O'Dell, and Pace were absent.**

After discussion a motion was made by **Mr. Trenary** and seconded by **Mr. Oliver** to impose the following monetary penalties:

Count 1:	\$100.00.
Count 2:	\$100.00
Count 3:	\$100.00
Count 4:	\$100.00
Count 5:	\$400.00
Count 6:	\$2,000.00
Total	\$2,800.00

For violation of Count 6 the Board imposes license revocation.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O'Dell, and Pace were absent.**

**In the matter of Prima Facie Disciplinary File Number 2016-01592 Brehun Taylor Anderson**, the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number**  
**2016-01592**  
**Brehun**  
**Taylor**  
**Anderson**

**Brehun Taylor Anderson** did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by **Mr. Middleton** and seconded by **Mr. Trenary** to adopt the report of findings including exhibits and the Recommendation. The Board finds substantial evidence that **Brehun Taylor Anderson** violated the following of the Board's Regulations: effective December 1, 2012; **(Count 1)** 18 VAC 50-22-260. B.9; **(Count 2)** 18 VAC 50-22-230.A; and **(Count 3)** 18 VAC 50-22-260.B.16.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O'Dell, and Pace were absent.**

After discussion Mr. Oliver offered a motion to move revocation to Count 3 and remove it from Count 1. The Board had further discussion and then a motion was made by **Mr. Trenary** and seconded by **Mr. Middleton** to impose the following monetary penalties:

Count 1:	\$100.00.
Count 2:	\$100.00
Count 3:	\$2,000.00
Total	\$2,200.00

For violation of Count 3, the Board imposes license revocation. The Board voted to impose license revocation for the violation in Count 3 because the licensee's conduct rises to a level sufficient to warrant license revocation, and is consistent with the Board's precedent in past cases involving similar conduct.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O'Dell, and Pace were absent.**

**In the matter of Prima Facie Disciplinary File Number 2016-01743 Mark Patrick King t/a SK Contractors**, the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number**  
**2016-01743**  
**Mark**  
**Patrick**  
**King, t/a SK**  
**Contractors**

**Mark Patrick King t/a SK Contractors** did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to adopt the report of findings including exhibits and the Recommendation. The Board finds substantial evidence that **Mark Patrick King t/a SK Contractors** violated the following of the Board's Regulations: effective December 1, 2012; (**Count 1**) 18 VAC 50-22-260. B.29.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O'Dell, and Pace were absent.**

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

Count 1:	\$700.00.
Total	\$700.00

For violation of Count 1, the Board requires **Mark Patrick King t/a SK Contractors** have a member of Responsible Management successfully

complete a Board-approved remedial education class within ninety days of the effective date of the Order.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

**In the matter of Prima Facie Disciplinary File Number 2016-01964 William Bradley Parr t/a Applied Restorative Contracting**, the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number  
2016-01964  
William  
Bradley Parr  
t/a Applied  
Restorative  
Contracting**

**William Bradley Parr t/a Applied Restorative Contracting** did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by **Mr. Oliver** and seconded by **Mr. Trenary** to adopt the report of findings including exhibits and the Recommendation. The Board finds substantial evidence that **William Bradley Parr t/a Applied Restorative Contracting** violated the following of the Board’s Regulations: effective September 1, 2001; **(Count 1)** 18 VAC 50-22-260. B.28; February 1, 2006 **(Count 2)** 18 VAC 50-22-260.B. 28; and **(Count 3)** 18 VAC 50-22-260.B.28; December 1, 2012 **(Count 4)** 18 VAC 50-22-260.B.22; **(Count 5)** 18 VAC 50-22-260.B.23; **(Count 6)** 18 VAC 50-22-260.B.13.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

After discussion a motion was made by **Mr. Middleton** and seconded by **Mr. Mitchell** to impose the following monetary penalties:

Count 1:	\$1,750.00.
Count 2:	\$1,750.00
Count 3:	\$1,750.00
Count 4:	\$00.00
Count 5:	\$650.00
Count 6:	\$1,300.00
Total	\$7,200.00

For violation of Counts 1, 2, 3, 4, and 6 the Board imposes license revocation.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

**In the matter of Prima Facie Disciplinary File Number 2016-02005 B&B Exteriors LLC of Virginia**, the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number  
2016-02005  
B&B  
Exteriors  
LLC of  
Virginia**

**B&B Exteriors LLC of Virginia** did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by **Mr. Middleton** and seconded by **Mr. Oliver** to adopt the report of findings including exhibits and the Recommendation. The Board finds substantial evidence that **B&B Exteriors LLC of Virginia** violated the following of the Board's Regulations: effective December 1, 2012; (**Count 1**) 18 VAC 50-22-260. B.13 (2 violations).

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O'Dell, and Pace were absent.**

After discussion a motion was made by **Mr. Trenary** and seconded by **Mr. Oliver** to impose the following monetary penalties:

Count 1:	\$2,600.00. (\$1,300.00 per violation)
Total	\$2,600.00

For violation of Count 1 the Board imposes license revocation.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O'Dell, and Pace were absent.**

**In the matter of Prima Facie Disciplinary File Number 2016-02006 Titan Construction Contractors, Inc.**, the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number  
2016-02006  
Titan  
Construction  
Contractors,  
Inc.**

**Titan Construction Contractors, Inc.** did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by **Mr. Oliver** and seconded by **Mr. Middleton** to adopt the report of findings including exhibits and the Recommendation. The Board finds substantial evidence that **Titan Construction Contractors, Inc.** violated the following of the Board's Regulations: effective December 1, 2012; (**Count 1**) 18 VAC 50-22-210.

The motion passed with a unanimous "yes" vote. Members voting "yes" were:

**Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O'Dell, and Pace were absent.**

After discussion a motion was made by **Mr. Trenary** and seconded by **Mr. Oliver** to impose the following monetary penalties:

Count 1:       \$450.00.  
Total           \$1,200.00

For violation of Count 1, the Board imposes license revocation.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O'Dell, and Pace were absent.**

**In the matter of Prima Facie Disciplinary File Number 2016-02308 Edward Stevenson Mechanical & Bldg Corp**, the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

File Number  
**2016-02308**  
**Edward**  
**Stevenson**  
**Mechanical**  
**& Bldg Corp**

**Edward Stevenson Mechanical & Bldg Corp**, did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by **Mr. Oliver** and seconded by **Mr. Hux** to adopt the report of findings including exhibits and the Recommendation. The Board finds substantial evidence that **Edward Stevenson Mechanical & Bldg Corp**, violated the following of the Board’s Regulations: effective December 1, 2012; **(Count 1)** 18 VAC 50-22-210.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O'Dell, and Pace were absent.**

Mr. Olson shared with the Board that **Edward Stevenson Mechanical & Bldg Corp**, had a prior. File Number 2015-01054. On October 20, 2015, the Board adopted a Consent Order in this case. Respondent admitted to violating Board Regulation 18 VAC 50 22 260.B.33 for failing to obtain a required mechanical permit; and Board Regulation 18 VAC 50-22-260.B.31 for failing to obtain written change orders. Respondent agreed to monetary penalties and board costs totaling \$1,300.00, and agreed to complete remedial education. According to ETS, Respondent has failed to comply with the terms of the Consent Order. Respondent’s license is currently suspended.

After discussion a motion was made by **Mr. Trenary** and seconded by **Mr. Oliver** to impose the following monetary penalties:

Count 1: \$450.00.  
Total \$450.00

For violation of Count 1, the Board imposes license revocation.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace** were absent.

**In the matter of Consent Order File Number 2016-01030 Brian Furrow t/a Sunfire Construction.**

**File Number  
2016-01030  
Brian  
Furrow t/a  
Sunfire  
Construction**

**Mr. Furrow attended the meeting and requested that the Board remand this case back to a hearing as he has new evidence to present.**

After discussion, a motion was made by **Mr. Oliver** and seconded by **Mr. Middleton** to remand this case back to Board staff to be prepared for an Informal Fact Finding Conference.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace** were absent.

**In the matter of Consent Order File Number 2016-01849, Mojo Custom Homes LLC**, the board reviewed the Consent Order as seen and agreed to by **Mojo Custom Homes LLC**. **Mojo Custom Homes LLC** did not attend the Board meeting in person, nor by counsel or any qualified representative.

**File Number  
2016-01849  
Mojo  
Custom  
Homes LLC**

A motion was made by **Mr. Hux** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **Mojo Custom Homes LLC** acknowledges an understanding of the charges and neither admits nor denies the following violations of the Board’s Regulations as outlined in the Report of Findings. **Mojo Custom Homes LLC** consents to the following term (s). **(Count 1)** 18 VAC 50-22-260. B.29 with a monetary penalty of \$700.00. **Mojo Custom Homes LLC** also agrees to Board Costs in the amount of \$150.00. **Mojo Custom Homes LLC** agrees to pay a total of \$850.00.

In addition, for violation of Count 1, **Mojo Custom Homes LLC** 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, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace** were absent.

**In the matter of Consent Order File Number 2016-01389 Captain Construction of VA LLC** the board reviewed the Consent Order as seen and agreed to by **Captain Construction of VA LLC**. **Matthew Coleman for Captain Construction of VA LLC** did attend the Board meeting in person. He requested the Board remand his case back to staff to conduct an Informal Fact Finding Conference as he has new evidence about the case.

**File Number**  
**2016-01389**  
**Captain**  
**Construction**  
**of VA LLC**

A motion was made by **Mr. Hux** and seconded by **Mr. Oliver** to remand the case back to staff for the purpose of conducting an Informal Fact Findings Conference.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace** were absent.

**In the matter of Consent Order File Number 2016-02435, Select Construction Co Inc.**, the board reviewed the Consent Order as seen and agreed to by **Select Construction Co Inc.**. **Select Construction Co Inc.**, did not attend the Board meeting in person, nor by counsel or any qualified representative.

**File Number**  
**2016-02435**  
**Select**  
**Construction**  
**Co Inc.**

Mr. Mitchell recused himself from voting on this case. He left the room.

A motion was made by **Mr. Oliver** and seconded by **Mr. Ayres** to ratify the proposed Consent Order offer wherein **Select Construction Co Inc.**, acknowledges an understanding of the charges and admits to the violation (s) of the Counts as outlined in the Report of Findings. **Select Construction Co Inc.** consents to the following terms. (**Count 1**) 18 VAC 50-22-260. B.29 with a monetary penalty of \$700.00. **Select Construction Co Inc.** agrees to Board costs of \$150.00. **Select Construction Co Inc.**, agrees to pay **\$850.00**.

For violation of Count 1, **Select Construction Co Inc.**, agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety days of the Order.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace** were absent.

**In the matter of Consent Order File Number 2015-00121, Pacific Development & Investment LLC**, the board reviewed the Consent Order as seen and agreed to by **Pacific Development & Investment LLC** did not attend

**File Number**  
**2015-00121**  
**Pacific**

the Board meeting in person, nor by counsel or any qualified representative.

A motion was made by **Mr. Oliver** and seconded by **Mr. Ayres** to ratify the proposed Consent Order offer wherein **Pacific Development & Investment LLC** acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. **Pacific Development & Investment LLC consents to the** following violations of the Board's Regulations :

**Development  
&  
Investment  
LLC**

Count 1:		18 VAC 50-22-260 B.22
Count 2:		18 VAC 50-22-260.B.23
Count 3:		18 VAC 50-22-210

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

Count 1:		\$00.00
Count 2:		\$650.00
Count 3:		\$450.00
Board Costs		\$150.00
Total		\$1,250.00

In addition, for violation of Counts 1, 2, and 3, **Pacific Development & Investment LLC** agrees to revocation of its license.

Further, the Board shall waive imposition of the \$650.00 monetary penalty for Count 2 and shall waive the imposition of the \$450.00 monetary penalty for Count 3.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O'Dell, and Pace** were absent.

**In the matter of Consent Order File Number 2015-01388, Heath Stamper, t/a H & H Roofing Company** the board reviewed the Consent Order as seen and agreed to by **Heath Stamper, t/a H & H Roofing Company** did not attend the Board meeting in person by counsel or by any other qualified individual.

**File Number  
2015-01388  
Heath  
Stamper, t/a  
H & H  
Roofing  
Company**

A motion was made by **Mr. Ayres** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **Heath Stamper, t/a H & H Roofing Company**, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. **Heath Stamper, t/a H & H Roofing Company consents to the** following violations

of the Board's Regulations : (**Count 1**) 18 VAC 50-22-260.B.5 with a monetary penalty of \$1,250.00; Count 2 18 VAC 22-260.B.23 with a monetary penalty of \$ 750.00. **Heath Stamper** also agrees to Board Costs in the amount of \$150.00. **Heath Stamper** agrees to pay \$2,150.00.

For violation of Counts 1, and 2, **Heath Stamper** 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, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O'Dell, and Pace** were absent.

**In the matter of Consent Order File Number 2015-02506, Integrity II Home Improvements Inc.**, the board reviewed the Consent Order as seen and agreed to by **William Martin. Integrity II Home Improvements Inc.** did not attend the Board meeting in person, by counsel or by any other qualified individual.

**File Number**  
**2015-02506**  
**Integrity II**  
**Home**  
**Improvements**  
**Inc.**

A motion was made by **Mr. Oliver** and seconded by **Mr. Ayres** to ratify the proposed Consent Order offer wherein **Integrity II Home Improvements Inc.** admits to the following violations of the Board's Regulations (**Count 1**) 18 VAC 50-22-260. B.17 with a monetary penalty of \$2,500.00 and (**Count 2**) 18 VAC 50-22-260.B.29 with a monetary penalty of \$2,500.00. **Integrity II Home Improvements Inc.** also agrees to Board Costs in the amount of \$150.00. **Integrity II Home Improvements Inc.** agrees to pay \$5,150.00.

For Counts 1 and 2, **Integrity II Home Improvements Inc.** agrees to a two year probation of its license as of the effective date of the Order. During this two year probation, **Integrity II Home Improvements Inc.** agrees to comply with the regulations of the board for Contractors, and to provide to the Board, by the fifteenth of each month, and in a form acceptable to the Board, a written statement from **Integrity II Home Improvements Inc.** with the following information: provide the permit number, permit type, and the issuing locality for all permits issued to **Integrity II Home Improvements Inc.** or its subcontractors during the previous month; provide a list of all of **Integrity II Home Improvements Inc.** work site locations by address for the previous month; provide the name and license number of all subcontractors hired by **Integrity II Home Improvements Inc.** during the previous month; and, **Integrity II Home Improvements Inc.** must report if they did not perform any work during the previous month.

If **Integrity II Home Improvements Inc.** violates any terms of this probation, its license will be suspended for thirty days or until such time as compliance is obtained, whichever is longer.

In addition, the Board shall waive imposition of the \$2,500.00 monetary penalty for Count 2 provided **Integrity II Home Improvements Inc.** complies with the terms and conditions as outlined above during its two year probation period. If **Integrity II Home Improvements Inc.** fails to comply with these conditions, then the full monetary penalty will be automatically imposed.

Further, for violation of Counts 1 and 2, **Integrity II Home Improvements Inc.** 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, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

**In the matter of Consent Order File Number 2015-02958, Stephen M Willis,** the board reviewed the Consent Order as seen and agreed to by **Stephen M Willis. Stephen M Willis,** did not attend the Board meeting in person, nor by counsel or any qualified representative.

**File Number  
2015-02958  
Stephen M  
Willis**

A motion was made by **Mr. Oliver** and seconded by **Mr. Hux** to ratify the proposed Consent Order offer wherein **Stephen M Willis** acknowledges an understanding of the charges and admits to the following violations of the Counts as outlined in the Report of Findings. Stephen M Willis consents to the following term (s):

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

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

Count 1:		\$400.00
Count 2:		\$1,450.00
Board Costs		\$150.00
Total		\$2,000.00

Further, the Board shall waive imposition of the \$400.00 monetary penalty for Count 1 provided Stephen M Willis provides a copy of his current contract within ninety days of the effective date of the Order. The contract must be in compliance with Board Regulation 18 VAC 50-222-260.B.9. If Stephen M Willis fails to comply with this condition, then the full monetary penalty will be automatically imposed.

In addition, for violation of Counts 1 and 2, **Stephen M Willis** agrees to have a member of responsible management successfully complete the Board's Remedial Education class within ninety days of the effective date of the Order.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O'Dell, and Pace** were absent.

**In the matter of Consent Order File Number 2015-03127, Peace Construction LLC.** the board reviewed the Consent Order as seen and agreed to by **Peace Construction LLC**, did not attend the Board meeting in person, by counsel nor by any other qualified representative.

**File Number**  
**2015-03127**  
**Peace**  
**Construction**  
**LLC**

A motion was made by **Mr. Oliver** and seconded by **Mr. Hux** to ratify the proposed Consent Order offer wherein **Peace Construction LLC** acknowledges an understanding of the charges and admits to the following violations of the counts as outlined in the Report of Findings, **Peace Construction LLC** consents to the following term (s): **(Count 1) 18 VAC 50-22-260. B.9** and agrees to a monetary penalty of **\$400.00**; **Count 2: 18 VAC 50-22-260.B.10** and agrees to a monetary penalty of **\$350.00**; **Count 3: 18 VAC 50-22-260.B.15** and agrees to a monetary penalty of **\$1,450.00**. They also agree to Board Costs in the amount of \$150.00. **Peace Construction LLC** agrees to pay **\$2,350.00**.

Further, for violation of Counts 1, 2, and 3, **Peace Construction LLC** 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, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O'Dell, and Pace** were absent.

**In the matter of Consent Order File Number 2016-00144 Sanford Alan Sullivan, t/a SAS Services,** the board reviewed the Consent Order as seen and agreed to by **Sanford Alan Sullivan**, did not attend the Board meeting in person by counsel nor by any other qualified representative.

**File Number**  
**2016-00144**  
**Sanford**  
**Alan**  
**Sullivan, t/a**  
**SAS Services**

A motion was made by **Mr. Oliver** and seconded by **Mr. Ayres** to ratify the proposed Consent Order offer wherein **Sanford Alan Sullivan, t/a SAS Services** acknowledges an understanding of the charges admits to the following violations of the Counts as outlined in the Report of Findings. **Sanford Alan Sullivan** consents to the following term(s): **(Count 1) 18 VAC 50-22-260.B.8** and agrees to a monetary penalty of **\$400.00**. **(Count 2) 18 VAC 50-22-**

**260.B.9** and agrees to a monetary penalty of **\$400.00; (Count 3) 18 VAC 50-22-260.B.27 (two violations at \$750.00 each)** and agrees to a monetary penalty of \$2,450.00. **Sanford Alan Sullivan, t/a SAS Services** also agrees to Board Costs in the amount of **\$150.00. Sanford Alan Sullivan, t/a SAS Services** agree to pay **\$2,450.00.**

In addition for violation of Counts 1, 2 and 3 **Sanford Alan Sullivan, t/a SAS Services** agrees to a member of Responsible Management for successfully to complete a Board approved Remedial Education class.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace** were absent.

**In the matter of Consent Order File Number 2016-00537, US Metro Builders LLC** the board reviewed the Consent Order as seen and agreed to by **US Metro Builders LLC** did not attend the Board meeting in person, nor by counsel or any qualified representative.

**File Number**  
**2016-00537**  
**US Metro**  
**Builders**  
**LLC**

A motion was made by **Mr. Oliver** and seconded by **Mr. Ayres** to ratify the proposed Consent Order offer wherein Alex Debrito for **US Metro Builders LLC** acknowledges an understanding of the charges admits to the following violations of the Counts as outlined in the Report of Findings. **US Metro Builders LLC** consents to the following term(s): **(Count 1)18 VAC 50-22-260.B.27** and agrees to a monetary penalty of **\$750.00. US Metro Builders LLC** also agrees to Board Costs in the amount of **\$150.00. US Metro Builders LLC** also agrees to pay \$900.00.

Further for violation of Count 1, **US Metro Builders LLC** 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, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace** were absent.

**In the matter of Consent Order File Number 2016-00709, Trust Builders LLC,** the board reviewed the Consent Order as seen and agreed to by **Trust Builders LLC.** did not attend the Board meeting in person, nor by counsel or any qualified representative.

**File Number**  
**2016-00709**  
**Trust**  
**Builders**  
**LLC**

A motion was made by **Mr. Ayres** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **Trust Builders LLC.** acknowledges an understanding of the charges admits to the following violations of the Counts as

outlined in the Report of Findings. **Trust Builders LLC** consents to the following term(s): **(Count 1) 18 VAC 50-22-260.B.9** and agrees to a monetary penalty of \$400.00; **(Count 2) 18 VAC 50-22-260.B.6** and agrees to a monetary penalty of \$750.00; and **(Count 3) 18 VAC 50-22-260.B.15** and agrees to a monetary penalty of \$1,250.00. **Trust Builders LLC** also agrees to Board Costs in the amount of **\$150.00**. **Trust Builders LLC** agrees to pay \$2,550.00.

Further, the Board shall waive imposition of the \$400.00 monetary penalty for Count 1 provided **Trust Builders LLC** 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 **Trust Builders LLC** fails to comply with this condition, then the full monetary penalty will be automatically imposed.

In addition, for violation of Counts 1 through 3, **Trust Builders LLC** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the Order.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

**In the matter of Consent Order File Number 2016-00722, Blue Ridge Chimney Services. t/a Chimney Sweep.**, the board reviewed the Consent Order as seen and agreed to by **Christopher Guy** did not attend the Board meeting in person by counsel or by any other qualified person.

**File Number**  
**2016-00722**  
**Blue Ridge**  
**Chimney**  
**Services. t/a**  
**Chimney**  
**Sweep**

A motion was made by **Mr. Oliver** and seconded by **Mr. Ayres** to ratify the proposed Consent Order offer wherein **Blue Ridge Chimney Services. t/a Chimney Sweep** acknowledges an understanding of the charges and admits to the following violation of the Board’s Regulations **(Count 1) 18 VAC 50-22-260.B.9** and agrees to a monetary penalty of **\$200.00**; **(Count 2) 18 VAC 50-22-260.B.33** and agrees to a monetary penalty of **\$350.00**; **(Count 3) 18 VAC 50-22-260.B.31** and agrees to a monetary penalty of **\$200.00**. **Blue Ridge Chimney Services. t/a Chimney Sweep** also agrees to Board Costs in the amount of **\$150.00** and agrees to pay **\$900.00**.

In addition, the Board shall waive imposition of the \$200.00 monetary penalty for Count 1 provided Blue Ridge Chimney Services submits 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 Blue Ridge Chimney Services, t/a Chimney Sweep fails to comply with this condition, then the full monetary penalty will be automatically imposed.

Further, for violation of Counts 1, 2, and 3, **Blue Ridge Chimney Services. t/a**

**Chimney Sweep** 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, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace** were absent.

**In the matter of Consent Order File Number 2016-00875, Marcel’s Home Building & Improvement LLC**, the board reviewed the Consent Order as seen and agreed to by **Marcel’s Home Building & Improvement LLC** did not attend the Board meeting in person by counsel or by any other qualified representative.

File Number  
**2016-00875**  
**Marcel’s**  
**Home**  
**Building &**  
**Improvement**  
**LLC**

A motion was made by **Mr. Oliver** and seconded by **Mr. Ayres** to ratify the proposed Consent Order offer wherein **Marcel’s Home Building & Improvement LLC** admits to the following violation of the Board’s Regulations **(Count 1) 18 VAC 50-22-260. B.8 (two violations at \$400.00 each)** and agrees to a monetary penalty of **\$800.00**; **(Count 2) 18 VAC 50-22-260. B.9 (three violations at \$400.00 each)** and agrees to a monetary penalty of **\$750.00**; and **(Count 3) 18 VAC 50-22-260. B.5** and agrees to a monetary penalty of **\$1,200.00**; **(Count 3) 18 VAC 50-22-260.B.6 (three violations at \$750.00 each)** and agrees to a monetary penalty of **\$2,250.00**; **(Count 4) 18 VAC 50-22-260.B.29** and agrees to a monetary penalty of **\$550.00**. They also agree to Board Costs in the amount of **\$150.00**. **Marcel’s Home Building & Improvement LLC** agrees to pay **\$4,950.00** and **they** agree to have a member of Responsible Management successfully complete a Board-approved remedial education class for violation of Counts 1 through 4.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace** were absent.

**In the matter of Consent Order File Number 2016-01185 Wedge Construction Inc.**, the board reviewed the Consent Order as seen and agreed to by **Ben J Benita**. **Wedge Construction Inc.** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number  
**2016-01185**  
**Wedge**  
**Construction**  
**Inc.**

A motion was made by **Mr. Ayres** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **Wedge Construction Inc.** acknowledges an understanding of the charges and admits to the following violations of the Counts as outlined in the Report of Findings. **Wedge Construction Inc.** consents to the following term(s): admits to the following violations of the Board’s Regulations **(Count 1) 18 VAC 50-22-260.B.31** and agrees to a monetary penalty of **\$400.00**. **Wedge Construction Inc.** also

agrees to Board costs in the amount of **\$150.00**. **Wedge Construction Inc.** agree to pay a total of **\$550.00** and it is noted that a member of Responsible Management for **Wedge Construction Inc.** agrees to successfully complete a Board-approved remedial education class within ninety days of the effective date of the Order.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace** were absent.

**In the matter of Consent Order File Number 2016-01240 Mauricio Garcia, t/a Garcia Roofing** the board reviewed the Consent Order as seen and agreed to by **Mauricio Garcia. Mauricio Garcia, t/a Garcia Roofing.** did not attend the Board meeting in person, or by counsel or any qualified representative.

**File Number**  
**2016-01240**  
**Mauricio**  
**Garcia, t/a**  
**Garcia**  
**Roofing**

A motion was made by **Mr. Ayres** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **Mauricio Garcia, t/a Garcia Roofing** admits to the following violations of the Board’s Regulations: **(Count 1) 18 VAC 50-22-260.B.9** and agrees to a monetary penalty of **\$400.00**; and **(Count 2) 18 VAC 50-22-260.B.2** and agrees to a monetary penalty of **\$1,000.00** ; **(Count 3) 18 VAC 50-22-260.B.28 (five violations at \$1,750.00 each)** and agrees to a monetary penalty of **\$8,750.00** ; **(Count 4) 18 VAC 50-22-260.B.6** and agrees to a monetary penalty of **\$8000.00** **Mauricio Garcia, t/a Garcia Roofing** also agree to Board costs in the amount of **\$150.00**. **Mauricio Garcia, t/a Garcia Roofing** agrees to pay a total of **\$10,750.00**.

In addition, for violation of Count 3, **Mauricio Garcia** agrees to revocation of his license.

Further, the board shall waive \$8,250.00 of the monetary penalty and license revocation for Count 3 provided **Mauricio Garcia** satisfies the judgments and provides the Board with proof of the satisfactions within six months of the effective date of the Order. If **Mauricio Garcia** fails to comply with the conditions, then the full monetary penalty and license revocation will be automatically imposed.

Also, for violation of Count 4, **Mauricio Garcia** agrees to report his current mailing and/or physical address to the board, in writing within thirty days of the effective date of the Order. If **Mauricio Garcia** fails to comply with these conditions, then his license will be suspended until he reports his current mailing and/or physical address to the Board, in writing.

Additionally, for violation of Counts 1, 2, 3, and 4, **Mauricio Garcia** 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, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

**In the matter of Consent Order File Number 2016-01375 Randy Bozzell Custom Homes LLC** the board reviewed the Consent Order as seen and agreed to by **Randy Bozzell. Randy Bozzell Custom Homes LLC** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number  
**2016-01375**  
**Randy**  
**Bozzell**  
**Custom**  
**Homes LLC**

A motion was made by **Mr. Oliver** and seconded by **Mr. Ayres** to ratify the proposed Consent Order offer wherein **Randy Bozzell Custom Homes LLC** acknowledges an understanding of the charges and admits to the following violations of the Counts as outlined in the Report of Findings. **Randy Bozzell Custom Homes LLC: (Count 1) 18 VAC 50-22-260.B.8** and agrees to a monetary penalty of **\$250.00; (Count 2) 18 VAC 50-22-260.B.9** and agrees to a monetary penalty of **\$1,500.00 ; (Count 3) 18 VAC 50-22-260.B.31** and agrees to a monetary penalty of **\$250.00 ; (Count 4) 18 VAC 50-22-260.B.33** and agrees to a monetary penalty of **\$1,500.00 ; (Count 5) 18 VAC 50-22-260.B.5** and agrees to a monetary penalty of **\$2,500.00 ; and (Count 6) 18 VAC 50-22-260.B.25** and agrees to a monetary penalty of **\$1,500.00 Randy Bozzell Custom Homes LLC** also agrees to Board costs in the amount of **\$150.00. Randy Bozzell Custom Homes LLC** agrees to pay a total of **\$7,650.00.**

For violation of Count 1 through 6, **Randy Bozzell Custom Homes LLC** 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, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

**In the matter of Consent Order File Number 2016-01410 Tom Augliere,** the board reviewed the Consent Order as seen and agreed to by **Tom Augliere,** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number  
**2016-01410**  
**Tom**  
**Augliere**

A motion was made by **Mr. Ayres** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **Tom Augliere** acknowledges an understanding of the charges and admits to the following violations of the Counts as outlined in the Report of Findings. **Tom Augliere** consents to the following terms: **(Count 1) 18 VAC 50-22-230.A** and agrees to a monetary penalty of **\$350.00; (Count 2) 18 VAC 50-22-260.B.9** and agrees to a monetary penalty of **\$400.00; (Count 3) 18 VAC 50-22-260.B.31** and agrees to

a monetary penalty of **\$400.00; (Count 4) 18 VAC 50-22-260.B.26** and agrees to a monetary penalty of **\$650.00; (Count 5) 18 VAC 50-22-260.B.27** and agrees to a monetary penalty of **\$650.00**. **Tom Augliere** also agrees to Board costs in the amount of **\$150.00**. **Tom Augliere** agrees to pay a total of **\$2,600.00**.

The Board shall waive imposition of the \$400.00 monetary penalty for Count 2 provided **Tom Augliere** provides a copy of his 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 **Tom Augliere** fails to comply with this condition, then the full monetary penalty will be automatically imposed.

In addition, the Board agrees to waive the \$650.00 monetary penalty for Count 5 provided **Tom Augliere** obtains the building contractors (BLD) classification within ninety days of the effective date of the Order. If **Tom Augliere** fails to comply with this condition then the full monetary penalty will be imposed.

Further, for violation of Counts 1, 2, 3, 4, and 5, **Tom Augliere** agrees 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, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace** were absent.

**In the matter of Consent Order File Number 2016-01434 Harold L Lehman, t/a Lehman Construction Co**, the board reviewed the Consent Order as seen and agreed to by **Harold Lehman**. **Harold L Lehman, t/a Lehman Construction Co** did not attend the Board meeting in person, nor by counsel or any qualified representative.

**File Number**  
**2016-01434**  
**Harold L**  
**Lehman, t/a**  
**Lehman**  
**Construction**  
**Co**

A motion was made by **Mr. Ayres** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **Harold Lehman** acknowledges an understanding of the charges and admits to the following violations of the Counts as outlined in the Report of Findings. **Harold Lehman** consents to the following terms: **(Count 1) 18 VAC 50-22-260.B.18** and agrees to a monetary penalty of **\$800.00**. **Harold Lehman** also agrees to Board costs in the amount of **\$150.00**. **Harold Lehman** agrees to pay **\$950.00**.

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

Further, the Board shall waive imposition of the \$800.00 monetary penalty and license revocation for Count 1 provided **Harold L Lehman** obtains a license for the new business entity within ninety days of the Order. If **Harold L Lehman**

fails to comply with this condition, then the full monetary penalty and license revocation will be automatically imposed.

Also for violation of Count 1, **Harold Lehman** 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, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

**In the matter of Consent Order File Number 2016-01468, Faith Builders Inc.**, the board reviewed the Consent Order as seen and agreed to by **Robin Walker. Faith Builders Inc.**, did not attend the Board meeting in person, nor by counsel or any qualified representative.

**File Number**  
**2016-01468**  
**Faith**  
**Builders Inc.**

A motion was made by **Mr. Ayres** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **Taylor & Associates Construction Specialists Inc.**, acknowledges an understanding of the charges and admits to the following violations of the Counts as outlined in the Report of Findings. **Faith Builders Inc.**: consents to the following terms: **(Count 1) 18 VAC 50-22-260.B.15** and agrees to a monetary penalty of **\$1,450.00**; **(Count 2) 18 VAC 50-22-260.B.24** and agrees to a monetary penalty of **\$600.00** and **(Count 3) 18 VAC 50-22-260.B.2** and agrees to a monetary penalty of **\$1,000.00**. **Faith Builders Inc.**, also agrees to Board costs in the amount of **\$150.00**. **Faith Builders Inc.**, agrees to pay a total of **\$3,200.00** and agrees to revocation of its license.

Further the Board shall waive imposition of the \$600.00 monetary penalty and license revocation for Count 2 provided **Faith Builders Inc.**, pays the \$2,400.00 fine imposed by the Department of Labor and Industry in full and provides the board with proof of payment within six months of the effective date of the Order and the Board shall waive imposition of the \$1,000.00 monetary penalty and license revocation for Count 3 provided Faith Builders Inc. pays the judgments and tax liens in full and provides the board with proof of payment within six months of the effective date of the Order. If Faith Builders Inc. fails to comply with the conditions, then license revocation and the full monetary penalties will be automatically imposed.

Also, for violation of Count, **Faith Builders Inc.**, 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, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver,**

**Trenary, Redifer, and Smith. O'Dell, and Pace were absent.**

**In the matter of Consent Order File Number 2016-01560 Alfredo Alvarez,** the board reviewed the Consent Order as seen and agreed to by **Alfredo Alvarez Garcia.** **Alfredo Alvarez** did not attend the Board meeting in person, nor by counsel or any qualified representative.

**File Number**  
**2016-01560**  
**Alfredo**  
**Alvarez**

A motion was made by **Mr. Oliver** and seconded by **Mr. Ayres** to ratify the proposed Consent Order offer wherein **Alfredo Alvarez** acknowledges an understanding of the charges and admits to the following violations of the Counts as outlined in the Report of Findings. **Alfredo Alvarez** consents to the following terms: **(Count 1) 18 VAC 50-22-260.B.8** and agrees to a monetary penalty of **\$350.00**; **(Count 2) 18 VAC 50-22-260.B.33 (four violations at \$750.00 each)** and agrees to a monetary penalty of **\$3,000.00** and **(Count 3) 18 VAC 50-22-260.B.27** and agrees to a monetary penalty of **\$650.00**; **(Count 4) 18 VAC 50-22-260.B.27** and agrees to a monetary penalty of **\$650.00** **Alfredo Alvarez** also agrees to Board costs in the amount of **\$150.00**. **Alfredo Alvarez** agrees to pay **\$4,800.00**.

Also **Alfredo Alvarez** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class for violation of Counts 1, 2, 3, and 4.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O'Dell, and Pace were absent.**

**In the matter of Consent Order File Number 2016-01619 Marvin J Ricks Jr, t/a Innovative Finishes,** the board reviewed the Consent Order as seen and agreed to by **Marvin J Ricks for Marvin J Ricks Jr, t/a Innovative Finishes,** did not attend the Board meeting in person, nor by counsel or any qualified representative.

**File Number**  
**2016-01619**  
**Marvin J**  
**Ricks Jr, t/a**  
**Innovative**  
**Finishes**

A motion was made by **Mr. Ayres** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **P Marvin J Ricks Jr, t/a Innovative Finishes,** acknowledges an understanding of the charges and admits to the following violations of the Counts as outlined in the Report of Findings. **Marvin J Ricks Jr, t/a Innovative Finishes:** consents to the following terms: **(Count 1) 18 VAC 50-22-260.B.31** and agrees to a monetary penalty of **\$400.00**; and **Marvin J Ricks Jr, t/a Innovative Finishes,** also agrees to Board costs in the amount of **\$150.00**. **Marvin J Ricks Jr, t/a Innovative Finishes** agrees to pay **\$550.00**.

Further, for violation of Count 1, **Marvin J Ricks Jr, t/a Innovative Finishes**

and 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, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

**In the matter of Consent Order File Number 2016-01635 Robert W Worsham, t/a R W Worsham Siding Co**, the board reviewed the Consent Order as seen and agreed to by **Robert W Worsham for Robert W Worsham, t/a R W Worsham Siding Co** did not attend the Board meeting in person, nor by counsel or any qualified representative.

**File Number**  
**2016-01635**  
**Robert W**  
**Worsham,**  
**t/a R W**  
**Worsham**  
**Siding Co**

A motion was made by **Mr. Ayres** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **Robert W Worsham, t/a R W Worsham Siding Co** acknowledges an understanding of the charges and admits to the following violations of the Counts as outlined in the Report of Findings. **Robert W Worsham, t/a R W Worsham Siding Co** consents to the following terms: (Count 1) **18 VAC 50-22-260.B.8** and agrees to a monetary penalty of **\$250.00**; (Count 2) **18 VAC 50-22-260.B.27** and agrees to a monetary penalty of **\$650.00**; (Count 3) **18 VAC 50-22-260.B.33** and agrees to a monetary penalty of **\$750.00**. **Robert W Worsham, t/a R W Worsham Siding Co** also agrees to Board costs in the amount of **\$150.00** and agrees to pay a total of **\$1,900.00** and agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class for violation of Count 1 through 3.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

**In the matter of Consent Order File Number 2016-01705 Brian Furrow, t/a Sunfire Construction** the board reviewed the Consent Order as seen and agreed to by **Brian Furrow**. **Brian Furrow, t/a Sunfire Construction** did not attend the Board meeting in person, or by counsel or any qualified representative.

**File Number**  
**2016-01705**  
**Brian**  
**Furrow, t/a**  
**Sunfire**  
**Construction**

A motion was made by **Mr. Oliver** and seconded by **Mr. Ayres** to ratify the proposed Consent Order offer wherein **Brian Furrow** acknowledges an understanding of the charges and admits to the following violations of the Counts as outlined in the Report of Findings. **Brian Furrow** consents to the following terms: (Count 1) **18 VAC 50-22-260.B.27** and agrees to a monetary penalty of **\$650.00**; (Count 2) **18 VAC 50-22-260.B.27** and agrees to a monetary penalty of **\$650.00**. **Brian Furrow, t/a Sunfire Construction** also

agrees to Board costs in the amount of **\$150.00**. **Brian Furrow, t/a Sunfire Construction** agrees to pay **\$1,450.00**.

Further, for violation of Counts 1 and 2, **Brian Furrow** 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, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace** were absent.

**In the matter of Consent Order File Number 2016-01766 Mario A Ramirez, t/a M & M Painting and Renovations Co** the board reviewed the Consent Order as seen and agreed to by **Mario A Ramirez, for Mario A Ramirez, t/a M & M Painting and Renovations Co**. **Mario A Ramirez, t/a M & M Painting and Renovations Co** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number  
**2016-01766**  
**Mario A**  
**Ramirez, t/a**  
**M & M**  
**Painting and**  
**Renovations**  
**Co**

A motion was made by **Mr. Ayres** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **Mario A Ramirez, t/a M & M Painting and Renovations Co** acknowledges an understanding of the charges and admits to the following violations of the Counts as outlined in the Report of Findings. **Mario A Ramirez, t/a M & M Painting and Renovations Co**: consents to the following terms: **(Count 1) 18 VAC 50-22-260.B.27** and agrees to a monetary penalty of **\$650.00**. **Mario A Ramirez, t/a M & M Painting and Renovations Co** also agrees to Board costs in the amount of **\$150.00**. **Mario A Ramirez, t/a M & M Painting and Renovations Co** agrees to pay **\$800.00**.

**Further for violation of Count 1, Mario A Ramirez, t/a M & M Painting and Renovations Co**, agrees to have a member of Responsible Management to successfully complete a Board-approved Remedial Education

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace** were absent.

**In the matter of Consent Order File Number 2016-01801 Thomas L Johnson** the board reviewed the Consent Order as seen and agreed to by **Thomas L Johnson**. **Thomas L Johnson** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number  
**2016-01801**  
**Thomas L**  
**Johnson**

A motion was made by **Mr. Oliver** and seconded by **Mr. Ayres** to ratify the proposed Consent Order offer wherein **Thomas L Johnson** acknowledges an

understanding of the charges and admits to the following violations of the Counts as outlined in the Report of Findings. **Thomas L Johnson** consents to the following terms: **(Count 1) 18 VAC 50-22-260.B.8** and agrees to a monetary penalty of **\$350.00**. **Thomas L Johnson** also agrees to Board costs in the amount of **\$150.00 and** to pay a total of **\$500.00**.

In addition, the Board shall waive imposition of the \$350.00 monetary penalty for Count 1 provided **Thomas L Johnson** provides a copy of his current contract within ninety days of the Order. The contract must be in compliance with Board Regulation 18 VAC 50-22-260.B.9. If Thomas L Johnson fails to comply with this condition, then the full monetary penalty will be automatically imposed.

Further, for violation of Count 1, **Thomas L Johnson** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety days of the effective date of the order.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace** were absent.

**In the matter of Consent Order File Number 2016-01923 Debra Murray, t/a Murray Contracting Services**, the board reviewed the Consent Order as seen and agreed to by **Debra Murray. Debra Murray, t/a Murray Contracting Services** did not attend the Board meeting in person, nor by counsel or any qualified representative.

**File Number**  
**2016-01923**  
**Debra**  
**Murray, t/a**  
**Murray**  
**Contracting**  
**Services**

A motion was made by **Mr. Ayres** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **Debra Murray, t/a Murray Contracting Services** acknowledges an understanding of the charges and admits to the following violations of the Counts as outlined in the Report of Findings. **Debra Murray, t/a Murray Contracting Services** consents to the following terms: **(Count 1) 18 VAC 50-22-260.B.28** and agrees to a monetary penalty of **\$1,750.00**. **Debra Murray, t/a Murray Contracting Services** also agrees to Board costs in the amount of **\$150.00 and** to pay a total of **\$1,900.00**.

For violation of Count 1, **Debra Murray** agrees to revocation of her license.

In addition, for violation of Count 1, **Debra Murray, t/a Murray Contracting Services** agrees to have a member of Responsible Management successfully complete remedial education within ninety (90) days of the effective date of the Order.

Further, the Board shall waive imposition of the \$1,750.00 monetary penalty

and license revocation for Count 1, provided **Debra Murray** satisfies the judgment and provides the Board with proof of the satisfaction within ninety days of the Order. If **Debra Murray** fails to comply with these conditions, then the full monetary penalty and license revocation will be automatically imposed.

Further, for violation of Count 1, **Debra Murray, t/a Murray Contracting Services** 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, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace** were absent.

**In the matter of Consent Order File Number 2016-01943 Residential Construction LLC** the board reviewed the Consent Order as seen and agreed to by **Darryl L Fenner for Residential Construction LLC** did not attend the Board meeting in person, nor by counsel or any qualified representative.

**File Number**  
**2016-01943**  
**Residential**  
**Construction**  
**LLC**

A motion was made by **Mr. Oliver** and seconded by **Mr. Ayres** to ratify the proposed Consent Order offer wherein **Residential Construction LLC**, admits to the following violations of the Board’s Regulations and consents to the following terms: **(Count 1) 18 VAC 50-22-260.B.9** and agrees to a monetary penalty of **\$400.00**; **(Count 2) 18 VAC 50-22-260.B.28** and agrees to a monetary penalty of **\$1,750.00** . **Residential Construction LLC** agrees to Board costs of \$150.00 and agrees to pay a total of **\$2,300.00**

In addition, for violation of Count 2, **Residential Construction LLC** agrees to revocation of its license.

Further, for violation of Counts 1 and 2, **Residential Construction LLC** agrees to have a member of Responsible Management successfully complete remedial education within ninety days of the effective of the order.

In addition, the Board shall waive imposition of the \$1,750.00 monetary penalty and license revocation for Count 2 provided **Residential Construction LLC** satisfies the judgment and provides the Board with proof of the satisfaction within ninety days of the effective date of the Order. If **Residential Construction LLC** fails to comply with these conditions, then the full monetary penalty and license revocation will be automatically imposed.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace** were absent.

**In the matter of Consent Order File Number 2016-01976 Anthony Robert Curcio Sr, t/a A C Home Improvements;** the board reviewed the Consent Order as seen and agreed to by **Anthony Curcio for Anthony Robert Curcio Sr, t/a A C Home Improvements** did not attend the Board meeting in person, nor by counsel or any qualified representative.

**File Number**  
**2016-01976**  
**Anthony**  
**Robert**  
**Curcio Sr,**  
**t/a A C**  
**Home**  
**Improvements**

A motion was made by **Mr. Ayres** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **Anthony Robert Curcio Sr, t/a A C Home Improvements** acknowledges an understanding of the charges and admits to the following violations of the Counts as outlined in the Report of Findings. **Anthony Robert Curcio Sr, t/a A C Home Improvements** consents to the following terms: **(Count 1) 18 VAC 50-22-260.B.9** and agrees to a monetary penalty of **\$400.00**; **(Count 2) 18 VAC 50-22-260.B.27** and agrees to a monetary penalty of **\$850.00**; **(Count 3) 18 VAC 50-22-260.B.2** and agrees to a monetary penalty of **\$1,000.00**. **Anthony Robert Curcio Sr, t/a A C Home Improvements** also agrees to Board costs in the amount of **\$150.00** and to pay a total of **\$2,200.00**.

In addition, for violation of Count 3, **Anthony Robert Curcio Sr, t/a A C Home Improvements** agrees to revocation of his license.

Further, the Board shall waive imposition of the \$400.00 monetary penalty for Count 1, shall waive the imposition of the \$650.00 monetary penalty for Count 2 and shall waive the imposition of the \$1,000.00 monetary penalty for Count 3.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace** were absent.

**In the matter of Consent Order File Number 2016-02055 Browne Brothers Carpentry Inc.** the board reviewed the Consent Order as seen and agreed to by **Charles Browne for Browne Brothers Carpentry Inc.** did not attend the Board meeting in person, nor by counsel or any qualified representative.

**File Number**  
**2016-02055**  
**Browne**  
**Brothers**  
**Carpentry**  
**Inc.**

A motion was made by **Mr. Oliver** and seconded by **Mr. Ayres** to ratify the proposed Consent Order offer wherein **Browne Brothers Carpentry Inc.** acknowledges an understanding of the charges and admits to the following violations of the Counts as outlined in the Report of Findings. **Browne Brothers Carpentry Inc.** consents to the following terms: **(Count 1) 18 VAC 50-22-260.B.29** and agrees to a monetary penalty of **\$700.00**.

**Browne Brothers Carpentry Inc.** also agrees to Board costs in the amount of **\$150.00** and to pay a total of **\$850.00**.

In addition, for violation of Count 1, **Browne Brothers Carpentry Inc.** agrees

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, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace** were absent.

**In the matter of Consent Order File Number 2016-02056 Gits Masonry Inc.** the board reviewed the Consent Order as seen and agreed to by **Jacques Gits. Gits Masonry Inc.** did not attend the Board meeting in person, nor by counsel or any qualified representative.

**File Number**  
**2016-02056**  
**Gits**  
**Masonry**  
**Inc.**

A motion was made by **Mr. Oliver** and seconded by **Mr. Ayres** to ratify the proposed Consent Order offer wherein **Gits Masonry Inc.** acknowledges an understanding of the charges and admits to the following violations of the Counts as outlined in the Report of Findings. **Gits Masonry Inc.** consents to the following terms: **(Count 1) 18 VAC 50-22-260.B.29** and agrees to a monetary penalty of **\$700.00. Gits Masonry Inc.** also agrees to Board costs in the amount of **\$150.00 and** to pay a total of **\$850.00.**

In addition, for violation of Count 1, **Gits Masonry Inc.** agrees 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, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace** were absent.

**In the matter of Consent Order File Number 2016-02057 C & R Carpentry Inc.** the board reviewed the Consent Order as seen and agreed to by **Juan Rodriquez. C & R Carpentry Inc.** did not attend the Board meeting in person, nor by counsel or any qualified representative.

**File Number**  
**2016-02057**  
**C & R**  
**Carpentry**  
**Inc.**

A motion was made by **Mr. Ayres** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **C & R Carpentry Inc.** acknowledges an understanding of the charges and admits to the following violations of the Counts as outlined in the Report of Findings. **C & R Carpentry Inc.** consents to the following terms: **(Count 1) 18 VAC 50-22-260.B.29** and agrees to a monetary penalty of **\$700.00. C & R Carpentry Inc.** also agrees to Board costs in the amount of **\$150.00 and** to pay a total of **\$850.00.**

In addition, for violation of Count 1, **C & R Carpentry Inc.** 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, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

**In the matter of Consent Order File Number 2016-02058 Omega Contracting LLC** the board reviewed the Consent Order as seen and agreed to by **Gustavo Avrla. Omega Contracting LLC** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number  
**2016-02058**  
**Omega**  
**Contracting**  
**LLC**

A motion was made by **Mr. Ayres** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **Omega Contracting LLC** acknowledges an understanding of the charges and admits to the following violations of the Counts as outlined in the Report of Findings **Omega Contracting LLC** consents to the following terms: **(Count 1) 18 VAC 50-22-260.B.29** and agrees to a monetary penalty of **\$700.00. Omega Contracting LLC** also agrees to Board costs in the amount of **\$150.00** and to pay a total of **\$850.00.**

For violation of Count 1, **Omega Contracting LLC** 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, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

**In the matter of Consent Order File Number 2016-02059 Landmark Building Group LLC** the board reviewed the Consent Order as seen and agreed to by **Ryan Carbelli. Landmark Building Group LLC** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number  
**2016-02059**  
**Landmark**  
**Building**  
**Group LLC**

A motion was made by **Mr. Oliver** and seconded by **Mr. Ayres** to ratify the proposed Consent Order offer wherein **Landmark Building Group LLC** acknowledges an understanding of the charges and admits to the following violations of the Counts as outlined in the Report of Findings. **Landmark Building Group LLC** consents to the following terms: **(Count 1) 18 VAC 50-22-260.B.29** and agrees to a monetary penalty of **\$700.00.**

**Landmark Building Group LLC** also agrees to Board costs in the amount of **\$150.00** and to pay a total of **\$850.00.** In addition, **Landmark Building Group LLC** 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, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

**In the matter of Consent Order File Number 2016-02060 KBS Inc.** the board reviewed the Consent Order as seen and agreed to by **William A Paulette. KBS Inc.** did not attend the Board meeting in person, nor by counsel or any qualified representative.

**File Number**  
**2016-02060**  
**KBS Inc.**

A motion was made by **Mr. Oliver** and seconded by **Mr. Ayres** to ratify the proposed Consent Order offer wherein **KBS Inc.** acknowledges an understanding of the charges and admits to the following violations of the Counts as outlined in the Report of Findings. **KBS Inc.;** consents to the following terms: **(Count 1) 18 VAC 50-22-260.B.29** and agrees to a monetary penalty of **\$700.00. KBS Inc.** also agrees to Board costs in the amount of **\$150.00 and** to pay a total of **\$ 850.00.**

Further for violation of Count 1, **KBS Inc.** agrees to successfully complete a Board-approved remedial education class within ninety days of the Order.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

**In the matter of Consent Order File Number 2016-02062 Performance Electric Inc.** the board reviewed the Consent Order as seen and agreed to by **Todd Miller. Performance Electric Inc.** did not attend the Board meeting in person, nor by counsel or any qualified representative.

**File Number**  
**2016-02062**  
**Performance**  
**Electric Inc.**

A motion was made by **Mr. Oliver** and seconded by **Mr. Ayres** to ratify the proposed Consent Order offer wherein **Performance Electric Inc.** acknowledges an understanding of the charges and admits to the following violations of the Counts as outlined in the Report of Findings. **Performance Electric Inc.** consents to the following terms: **(Count 1) 18 VAC 50-22-260.B.29** and agrees to a monetary penalty of **\$700.00. Performance Electric Inc.** also agrees to Board costs in the amount of **\$150.00 and** to pay a total of **\$850.00.**

Further for violation of Count 1, **Performance Electric Inc.** 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, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver,**

**Trenary, Redifer, and Smith. O'Dell, and Pace were absent.**

**In the matter of Consent Order File Number 2016-02164 Apex Waterproofing Inc.** the board reviewed the Consent Order as seen and agreed to by **Michelle Orsini for Apex Waterproofing Inc.** **Apex Waterproofing Inc.** did not attend the Board meeting in person, nor by counsel or any qualified representative.

**File Number**  
**2016-02164**  
**Affordable**  
**Remodeling**  
**LLC**

A motion was made by **Mr. Ayres** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **Apex Waterproofing Inc.** acknowledges an understanding of the charges and admits to the following violations of the Counts as outlined in the Report of Findings. **Apex Waterproofing Inc.** consents to the following terms: **(Count 1) 18 VAC 50-22-260.B.31** and agrees to a monetary penalty of **\$400.00.** **Apex Waterproofing Inc.** also agrees to Board costs in the amount of **\$150.00** and to pay a total of **\$550.00.**

Further for violation of Count 1, **Apex Waterproofing Inc.** 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, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O'Dell, and Pace were absent.**

**In the matter of Consent Order File Number 2016-02182 Franklin Ramos t/a Bragg & Company Construction** the board reviewed the Consent Order as seen and agreed to by **Franklin Ramos.** **Franklin Ramos t/a AYF Drywall,** did not attend the Board meeting in person by counsel nor by any other qualified individual.

**File Number**  
**2016-02182**  
**Franklin**  
**Ramos t/a**  
**AYF**  
**Drywall**

A motion was made by **Mr. Ayres** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **Franklin Ramos t/a AYF Drywall** acknowledges an understanding of the charges and admits to the following violations of the Counts as outlined in the Report of Findings. **Franklin Ramos t/a AYF Drywall** consents to the following terms: **(Count 1) 18 VAC 50-22-260.B.29** and agrees to a monetary penalty of **\$700.00.** **Franklin Ramos t/a AYF Drywall** also agrees to Board costs in the amount of **\$150.00** and to pay a total of **\$950.00.**

In addition, for violation of Count 1, **Franklin Ramos, t/a AYF Drywall** 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, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace** were absent.

**In the matter of Consent Order File Number 2016-02183 NVR INC, T/A Ryan Homes/NV Homes** the board reviewed the Consent Order as seen and agreed to by **Brett Hetrick. NVR INC, T/A Ryan Homes/NV Homes** did attend the Board meeting in person, nor by counsel or any qualified representative.

**File Number  
2016-02183  
NVR INC,  
T/A Ryan  
Homes/NV  
Homes**

A motion was made by **Mr. Oliver** and seconded by **Mr. Ayres** to ratify the proposed Consent Order offer wherein **NVR INC, T/A Ryan Homes/NV Homes** acknowledges an understanding of the charges and admits to the following violations of the Counts as outlined in the Report of Findings. **NVR INC, T/A Ryan Homes/NV Homes** consents to the following terms: **(Count 1) 18 VAC 50-22-260.B.29** and agrees to a monetary penalty of **\$1,400.00**. **NVR INC, T/A Ryan Homes/NV Homes** also agrees to Board costs in the amount of **\$150.00 and** to pay a total of **\$1,550.00**.

Further for violation of Count 1, **NVR INC, T/A Ryan Homes/NV Homes** agrees to have a member of Responsible Management successfully complete a Board approved Remedial Education class within ninety days of the order.

Further, it is acknowledged that **NVR INC** is implementing “the NVR Virginia plan” to address subcontractor compliance with state licensing law.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace** were absent.

**In the matter of Consent Order File Number 2016-02184 Annandale Millwork and Allied Systems Corporation** the board reviewed the Consent Order as seen and agreed to by **Gene Froggle. Annandale Millwork and Allied Systems Corporation** did not attend the Board meeting in person, nor by counsel or any qualified representative.

**File Number  
2016-02184  
Annandale  
Millwork  
and Allied  
Systems  
Corporation**

A motion was made by **Mr. Oliver** and seconded by **Mr. Ayres** to ratify the proposed Consent Order offer wherein **Annandale Millwork and Allied Systems Corporation** acknowledges an understanding of the charges and admits to the following violations of the Counts as outlined in the Report of Findings. **Annandale Millwork and Allied Systems Corporation** consents to the following terms: **(Count 1) 18 VAC 50-22-260.B.29** and agrees to a monetary penalty of **\$700.00**. **Annandale Millwork and Allied Systems Corporation** also agrees to Board costs in the amount of **\$150.00 and** to pay a

total of **\$850.00**.

Further for violation of Count 1, **Annandale Millwork and Allied Systems Corporation** 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, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace** were absent.

**In the matter of Consent Order File Number 2016-02220 A & S Contract Co** the board reviewed the Consent Order as seen and agreed to by **Jin Song**. **A & S Contract Co** did not attend the Board meeting in person, nor by counsel or any qualified representative.

**File Number**  
**2016-02220**  
**A & S**  
**Contract Co**

A motion was made by **Mr. Ayres** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **A & S Contract Co** acknowledges an understanding of the charges and admits to the following violations of the Counts as outlined in the Report of Findings. **A & S Contract Co** consents to the following terms: **(Count 1) 18 VAC 50-22-260.B.29** and agrees to a monetary penalty of **\$1,000.00**; **(Count 2) 18 VAC 50-22-260. B.13** and agrees to a monetary penalty of **\$1,300.00**. **A & S Contract Co** also agrees to Board costs in the amount of **\$150.00 and** to pay a total of **\$2,450.00**.

It is noted that a member of Responsible Management successfully completed a Board-approved remedial education class pursuant to the terms of the consent Order entered into on December 15, 2015.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace** were absent.

**In the matter of Consent Order File Number 2016-02222 Bayshore Roofing Inc.** the board reviewed the Consent Order as seen and agreed to by **Allen E. Brantley**. **Bayshore Roofing Inc.** did not attend the Board meeting in person, nor by counsel or any qualified representative.

**File Number**  
**2016-02222**  
**Bayshore**  
**Roofing Inc.**

A motion was made by **Mr. Oliver** and seconded by **Mr. Ayres** to ratify the proposed Consent Order offer wherein **Bayshore Roofing Inc.** acknowledges an understanding of the charges and admits to the following violations of the Counts as outlined in the Report of Findings. **Bayshore Roofing Inc.** consents to the following terms: **(Count 1) 18 VAC 50-22-260.B.29** and agrees to a monetary penalty of **\$700.00**. **Bayshore Roofing Inc.** also agrees to Board costs in the amount of **\$150.00 and** to pay a total of **\$850.00**.

For violation of Count1, **Bayshore Roofing Inc.** agrees to have a member of Responsible Management successfully completed a Board-approved remedial education class.

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

**In the matter of Consent Order File Number 2016-02432 ACE Carpentry Inc.** the board reviewed the Consent Order as seen and agreed to by **Robert F. Polk. ACE Carpentry Inc.** did not attend the Board meeting in person, nor by counsel or any qualified representative.

**File Number**  
**2016-02432**  
**ACE**  
**Carpentry**  
**Inc.**

A motion was made by **Mr. Oliver** and seconded by **Mr. Ayres** to ratify the proposed Consent Order offer wherein **ACE Carpentry Inc.** acknowledges an understanding of the charges and admits to the following violations of the Counts as outlined in the Report of Findings. **ACE Carpentry Inc.** consents to the following terms: **(Count 1) 18 VAC 50-22-260.B.29** and agrees to a monetary penalty of **\$700.00.** **ACE Carpentry Inc.** also agrees to Board costs in the amount of **\$150.00 and** to pay a total of **\$850.00.**

For violation of Count1, **ACE Carpentry Inc.** agrees to have a member of Responsible Management successfully completed a Board-approved remedial education class.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace** were absent.

**In the matter of Consent Order File Number 2016-02435 Select Construction Co Inc.** the board reviewed the Consent Order as seen and agreed to by **Allen Kabari. Select Construction Co Inc.** did not attend the Board meeting in person, nor by counsel or any qualified representative.

**File Number**  
**2016-02435**  
**Select**  
**Construction**  
**Co Inc.**

A motion was made by **Mr. Oliver** and seconded by **Mr. Ayres** to ratify the proposed Consent Order offer wherein **Select Construction Co Inc.** acknowledges an understanding of the charges and admits to the following violations of the Counts as outlined in the Report of Findings. **Select Construction Co Inc.** consents to the following terms: **(Count 1) 18 VAC 50-22-260.B.29** and agrees to a monetary penalty of **\$750.00.** **Select Construction Co Inc.** also agrees to Board costs in the amount of **\$150.00 and** to pay a total of **\$850.00.**

For violation of Count1, **Select Construction Co Inc.** 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, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

**In the matter of Consent Order File Number 2016-02436 GEM Building Corp** the board reviewed the Consent Order as seen and agreed to by **Marcus J Gravely. GEM Building Corp** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number  
**2016-02436**  
**GEM**  
**Building**  
**Corp**

A motion was made by **Mr. Oliver** and seconded by **Mr. Smith** to ratify the proposed Consent Order offer wherein **GEM Building Corp** acknowledges an understanding of the charges and admits to the following violations of the Counts as outlined in the Report of Findings. **GEM Building Corp** consents to the following terms: **(Count 1) 18 VAC 50-22-260.B.29** and agrees to a monetary penalty of **\$1,400.00. GEM Building Corp** also agrees to Board costs in the amount of **\$150.00 and** to pay a total of **\$1,550.00.**

It is noted that a member of Responsible Management **GEM Building Corp** was required to complete a Board-approved remedial education class pursuant to the terms of the consent Order entered into on December 15, 2015.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

**In the matter of Consent Order File Number 2016-02437 Frye Properties Inc.** the board reviewed the Consent Order as seen and agreed to by **D B Frye Jr.. Frye Properties Inc.** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File Number  
**2016-02437**  
**Frye**  
**Properties**  
**Inc.**

A motion was made by **Mr. Oliver** and seconded by **Mr. Smith** to ratify the proposed Consent Order offer wherein **Frye Properties Inc.** acknowledges an understanding of the charges and admits to the following violations of the Counts as outlined in the Report of Findings. **Frye Properties Inc.** consents to the following terms: **(Count 1) 18 VAC 50-22-260.B.29** and agrees to a monetary penalty of **\$700.00. Frye Properties Inc.** also agrees to Board costs in the amount of **\$150.00 and** to pay a total of **\$850.00.**

Further, for violation of Count1, **Frye Properties Inc.** agrees to have a member of Responsible Management successfully completed a Board-approved

remedial education class.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

**In the matter of Consent Order File Number 2016-02612 Rhetson Companies Inc.** the board reviewed the Consent Order as seen and agreed to by **Brian Clodfelter. Rhetson Companies Inc.** did not attend the Board meeting in person, nor by counsel or any other qualified representative.

**File Number  
2016-02612  
Rhetson  
Companies  
Inc.**

A motion was made by **Mr. Ayres** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **Rhetson Companies Inc.** acknowledges an understanding of the charges and admits to the following violations of the Counts as outlined in the Report of Findings. **Rhetson Companies Inc.** consents to the following terms: **(Count 1) 18 VAC 50-22-260.B.29** and agrees to a monetary penalty of **\$700.00. Rhetson Companies Inc.** also agrees to Board costs in the amount of **\$150.00 and** to pay a total of **\$850.00.**

Further for violation of Count 1, **Rhetson Companies Inc.** agrees that a member of Responsible Management will successfully complete a Board-approved remedial education class.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

At 10:37 am **Mr. Oliver** motioned, “**Mr. Chairman, I move that this meeting be recessed and that the Board immediately reconvene in closed meeting for the purpose of consultation with legal counsel and briefings by staff members pertaining to actual litigation as permitted by §2.2-3711.A.7 of the Code of Virginia. The following non-members will be in attendance to reasonable aid the consideration of the topic. Jay DeBoer, Josh Laws, Nick Christner and Eric Olson. This motion is made with respect to the matters identified as agenda item 8 A. File number 2014-02535.**” The motion was seconded by **Mr. Hux.**

**8. A.**

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace were absent.**

At 10:56 am **Mr. Dyer** offered a motion to reconvene the meeting. **Mr. Smith** seconded the motion.

**Back to  
Order**

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace** were absent.

**Mr. Olson** read the **Certification of Closed Meeting**.

**Certification  
of Closed  
Meeting**

**WHEREAS, the Board for Contractors has convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and**

**WHEREAS, §2.2-3712 OF THE Code of Virginia requires a certification by this Board for Contractors that such closed meeting was conducted in conformity with Virginia law;**

**NOW, THEREFORE, BE IT RESOLVED that the Board for Contractors hereby certifies that, to the best of each member’s knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Board for Contractors.**

**Mr. Olson** conducted the:

Call for Vote:

**Members responding “Aye”:** Vance T. Ayres, Goutam Chowdhuri, Herbert “Jack” Dyer, Jr., H. Bailey Dowdy, Jeffery Hux, Gene E. Magruder, Erby G. “Rudy” Middleton, III, Jeffrey Shawn Mitchell, James Oliver, Michael Redifer, Troy Smith, Jr., and Jason “Jake” Trenary.

**Members absent were:** David Giesen, John O’Dell and E. C. “Chick” Pace, III.

**Mr. Oliver** offered a motion seconded by **Mr. Trenary** to reopen file **2014-02535**.

**Reopen Case  
2014-02535  
Scott & Lori  
Whetzel and  
Bielski  
Design  
Build, Inc.**

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O’Dell, and Pace** were absent.

On March 3, 2015, the Board met and reviewed the record for **2014-02535** in this

**Claim**

matter. Scott Whetzel did appear at the Board meeting in person. The Board adopted the Amended Claim Review, which contained the facts regarding the recovery fund claim in this matter. However, the Board rejected the Recommendation. The Board did not find substantial evidence that the Claim met the statutory provisions for reimbursement. The Board ordered that the claim be denied.

**Reversal**

On August 2, 2016, the Board voted to reconsider this matter. **Mr Oliver** offered a motion seconded by **Mr. Trenary** that: Pursuant to Section 54.1-1120© of the Code of Virginia, the Board determined that the Regulant' s conduct which gave rise to the Claim constituted improper and dishonest conduct, based on Regulant' s continued incompetence. The Board determined the Claim meets the statutory provisions for reimbursement, and recommends reversing its previous decision to deny the Claim. The Amended Claim Review and Recommendation are incorporated as a part of the Order.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O'Dell, and Pace were absent.**

Mr. Trenary offers a motion that the claim be approved in the amount of \$20,000.00. Mr. Oliver seconds the motion.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O'Dell, and Pace were absent.**

**Mr. Dyer gave the Board a break for lunch at 11 am. Dyer reconvened the meeting at 11:14 am.**

**Break for Lunch and Reconvene**

**Education Report**

**7. New Business**

**Wendy Duncan the Board's Education Specialist** presented Staff's recommendation of approval for # 000019 **Associated Builders and Contractors of Virginia** course for **Plumbing Classroom training** to be retroactive to January 2014.

Following discussion and review **Mr. Redifer** offered a motion seconded by **Mr. Oliver** to approve as recommended retroactive to January 2014.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O'Dell, and Pace were absent.**

**Education Report Continued**

**Wendy Duncan the Board's Education Specialist** presented Staff's recommendation of approval for # **Blue Crab Technical Academy 000369** course for **HVAC Classroom** training.

Following discussion and review **Mr. Redifer** offered a motion seconded by **Mr. Dowdy** to approve # **Blue Crab Technical Academy 000369 –HVAC Classroom** training.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O'Dell, and Pace** were absent.

**Wendy Duncan the Board's Education Specialist** presented Staff's recommendation of approval for # **International Ground Source Heat Pump Association** course for **HVAC Classroom** training.

Following discussion and review **Mr. Middleton** offered a motion seconded by **Mr. Trenary** to approve # **International Ground Source Heat Pump Association –HVAC Classroom and Certified Water Well Providers Classroom** training as amended.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O'Dell, and Pace** were absent.

**Wendy Duncan the Board's Education Specialist** presented Staff's recommendation of approval for # **Virginia Water Well Association 000090** course for **Water Well Classroom** training.

Following discussion and review **Mr. Redifer** offered a motion seconded by **Mr. Trenary** to approve # **Virginia Water Well Association 000090 –Water Well Classroom** training.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Chowdhuri, Dyer, Dowdy, Mitchell, Magruder, Middleton, Oliver, Trenary, Redifer, and Smith. O'Dell, and Pace** were absent.

**Eric Olson** the Board's executive director shared with the Board that the examination contract was awarded to PSI. They will continue to be our exam vendor. The contract terms include terms for enhanced security features with provisions for DPOR to have increased access.

**7. B.**  
**Examination**  
**Contract**  
**Update**

**Revisit Experience requirements for tradesmen and Qualified Individuals**

**Board Members** discussed experience requirements at length. They talked about documentation for experience that needs to be provided to the Board's staff to be reviewed when processing applications for licensure. Included in the discussion was whether or not to give consideration of the fact that you've held a license in another state or in Virginia and if that will count towards experience.

**Mr. Middleton** offered a motion that was seconded by **Mr. Oliver** to consider tradesman licensure in Virginia towards meeting experience requirements for tradesman licensing.

**7. D. Pre Licensing Seminar**

Mr. Olson shared that the Board's staff will be preparing a presentation for October 2016 to take place at DPOR. It will include information about the pre licensure process. We will focus on providing informational assistance in how to fill out a contractor application for licensure. This seminar will also include information of: rules and regulations of the Board for Contractors; permitting class and Miss Utility.

**7. E. Remedial Education**

**Wendy Duncan** shared that all is continuing to go well with the remedial education class registration, attendance and curriculum.

**7. F. Proposed Licensing Agreement Elevator Mechanics – Maryland**

Mr. Olson shared that he is awaiting a response to an email he sent them concerning an agreement proposal. Upon receipt of a response he will share the information with the Board.

**7.G. Board Member Training**

The governor's office will provide on Board member replacement. We will discuss sanctions, retesting and probation in the future.

The Board meeting adjourned at 12:22 pm.

**7. C.  
Tradesman  
and  
Qualified  
Individual  
Experience**

**Adjourn-  
ment**

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Herbert "Jack" Dyer, Jr., Chairman

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Jay W. DeBoer, Secretary

**Copy teste:**

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Custodian of the Record