

BOARD FOR CONTRACTORS BOARD MEETING

Draft MINUTES

The Board for Contractors met on Tuesday, **August 8, 2017** 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 16 members on this board, in which nine constitutes a quorum pursuant to §54.1-1102.

Vance Ayres
Sheila Bynum-Coleman
Herbert "Jack" Dyer, Jr., Chair
Jeffery Hux
Gene Magruder
James Oliver, Vice Chair
E. C. "Chick" Pace, III
Michael D. Redifer
Deborah L. Tomlin
Jason Curtis "Jake" Trenary

Board member(s) absent from the meeting: and
David Giesen, John O'Dell, H. Bailey Dowdy,
Jeffrey Shawn Mitchell, and E. G. Rudy
Middleton.

Joshua 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
Adrienne Mayo, 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 9:11 a.m. 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. The motion passed unanimously. Members voting “Yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

Approval of
the Agenda

Mr. Oliver moved to approve the **June 20, 2017** minutes as written: **Mr. Hux** seconded the motion which was unanimously approved by members: were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

Approval of
Minutes

There was no public comment.

Public
Comment
Period

In the matter of Prima Facie Recovery Fund File Number 2017-02083, Justin and Jessica Combs, (Claimant) vs. American Construction Company of Virginia (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **American Construction Company of Virginia (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. The **(Claimant) Jessica and Justin Combs did** attend the Board meeting in person.

File
Number
2017-02083
Justin and
Jessica
Combs
(Claimant)
Vs
American
Constructio
n Company
of Virginia
(Regulant)

This is a Prima Facie case.

After discussion, a motion was made by **Mr. Oliver** and seconded by **Mr. Trenary** 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 meet the statutory provisions for reimbursement. The Board orders that this claim be paid in the amount of \$20,000.00. Pursuant to 54.1-1123 (B), payments may be reduced on a prorated basis based upon the number of claims received. **Payment of interest is prohibited by Virginia Code 54.1-1123 from the Recovery Fund.**

The motion passed by a unanimous vote. Members voting “Yes” were:

Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.

In the matter of Prima Facie Recovery Fund File Number 2017-02195, Karyn Victory, (Claimant) vs. J A Custom Builders (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **J A Custom Builders (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. The **(Claimant) Karyn Victory did** attend the Board meeting in person.

**File Number
2017-02195
Karyn Victory
(Claimants)
Vs
J A Custom Builders
(Regulant)**

This is a Prima Facie case.

After discussion, a motion was made by **Mr. Hux** and seconded by **Mr. Oliver** 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 meet the statutory provisions for reimbursement. The Board orders that this claim be paid in the amount of \$20,000.00. Pursuant to 54.1-1123 (B), payments may be reduced on a prorated basis based upon the number of claims received. **Payment of interest is prohibited by Virginia Code 54.1-1123 from the Recovery Fund.** The Board orders that this claim be paid in the amount of **\$20,000.00.**

The motion passed by a unanimous vote. Members voting "Yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

In the matter of Prima Facie Recovery Fund File Number 2017-02281, Joseph Brandon Sims, (Claimant) vs. Moe's Masonry & Restoration, LLC. (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **Moe's Masonry & Restoration, LLC. (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. The **(Claimant) Joseph Brandon Sims did not** attend the Board meeting in person.

**File Number
2017-02281
Joseph Brandon Sims
(Claimants)
Vs
Moe's Masonry & Restoration**

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 finds substantial evidence that the Claim does meet the statutory provisions for reimbursement. The Board orders that this claim be paid in the amount of \$20,000.00. Pursuant to 54.1-1123 (B), payments may be reduced on a prorated basis based upon the number of claims received.

, LLC.
(Regulant)

The motion passed by a unanimous vote. Members voting "Yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

In the matter of Prima Facie Recovery Fund File Number 2017-02350, Genorse Gilbert, III, (Claimant) vs. C. L. Ducre Homes, LLC (Regulant); the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter. **C. L. Ducre Homes, LLC (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative. The **(Claimant) Genorse Gilbert, III did not** attend the Board meeting in person.

File
Number
2017-02350
Genorse
Gilbert, III
(Claimants)
C. L. Ducre
Homes,
LLC
(Regulant)

This is a Prima Facie case.

After discussion, a motion was made by **Mr. Trenary** and seconded by **Mr. Oliver** 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 meet the statutory provisions for reimbursement. The Board orders that this claim be paid in the amount of **\$20,000.00**. Pursuant to **54.1-1123 (B)**, payments may be reduced on a prorated basis based upon the number of claims received.

The motion passed by a unanimous vote. Members voting "Yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

In the matter of License Application File Number 2017-01478, Lamardo Kendall Acker, the Board members reviewed the record,

File
Number

which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference. Mr. Acker participated in the Conference by phone.

**2017-01478
Lamardo
Kendall
Acker**

Lamardo Kendall Acker did not appear at the Board meeting in person. He is incarcerated.

The presiding Board representative **Ms. Eldridge** 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. Hux** to amend the recommendation contained in the Summary of the Informal Fact-Finding Conference and deny the application for the Journeyman HVA Tradesman license based on his serious and extensive criminal history.

The motion passed by a unanimous vote. Members voting "Yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

In the matter of License Application File Number 2017-02058, Jimmy's Woodsmithing, LLP 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
2017-02058
Jimmy's
Woodsmith
ing, LLP**

James on behalf of Jimmy's, Applicant; Rhianna Kalajaninen; Tiffany Franklin Witness participated in the IFF. **Franklin** participated by telephone.

Ms. Franklin is incarcerated and did not attend the Board meeting.

The presiding Board representative **Ms. Eldridge** and did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Hux** and seconded by **Mr. Oliver** 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 approves the application for **Jimmy's Woodsmithing, LLP** for a Class C Contractor license.

The motion passed unanimously. Members voting "Yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin,**

Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.

In the matter of License Application File Number 2017-02092, Charles Vincent Kirchner 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
2017-02092
Charles
Vincent
Kirchner**

Charles Vincent Kirchner attended the IFF.

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

The presiding Board representative **Ms. Eldridge** and did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Oliver** and seconded by **Mr. Magruder** 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 approves the application for **Charles Vincent Kirchner** for a Master Electrical Tradesman license.

The motion passed by majority vote. Members voting "Yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

In the matter of License Application File Number 2017-02229, Tristan Armani White 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
2017-02229
Tristan
Armani
White**

Tristan Armani White attended the IFF.

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

The presiding Board representative **Ms. Eldridge** and did not participate in the discussion and did not vote.

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

Mr. Magruder 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 Tristan Armani White for a Journeyman Electrician's license.

The motion passed with a majority vote. Members voting "Yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Oliver, Tomlin, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.** Members voting "No" were: **Trenary and Pace.**

In the matter of License Application File Number 2017-02259, Independent Lighting Corporation the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

Scott Joseph Carpenter, on behalf of Independent Lighting Corporation attended the IFF.

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

The presiding Board representative **Ms. Eldridge** and did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Oliver** and seconded by **Mr. Hux** 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 recommends approval of the application for **Independent Lighting Corporation** for a change of Responsible Management for their Class A Contractor license be approved.

The motion passed with a unanimous vote. Members voting "Yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

In the matter of License Application File Number 2017-02412, Aaron Raymond Mills 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
2017-02259
Independent
Lighting
Corporatio
n**

**File
Number
2017-02412
Aaron**

**Raymond
Mills**

Aaron Raymond Mills, and witnesses: Everitt Simms and David Bridges participated in the IFF by telephone.

Aaron Raymond Mills, applicant did not appear at the Board meeting in person by counsel nor by any other qualified individual. Mills is incarcerated.

The presiding Board representative **Ms. Eldridge** and did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Oliver** and seconded by **Mr. Magruder** 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 approves the application for **Aaron Raymond Mills** for a Journeyman Electrician license.

The motion passed by unanimous vote. Members voting "Yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

In the matter of License Application File Number 2017-02413, Doors By Design International, LLC t/a Clark Hall Doors 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
2017-02413
Doors By
Design
Internation
al, LLC t/a
Clark Hall
Doors**

Paul Seitz, Jr. appeared on behalf of **Doors By Design International, LLC t/a Clark Hall Doors** attended the IFF.

Paul Seitz, Jr. and Patricia Kesling, did appear at the Board meeting in person. He addressed the Board.

The presiding Board representative **Ms. Eldridge** and did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Oliver** and seconded by **Mrs. Bynum-Coleman** 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 approves the application for **Doors By Design International, LLC t/a Clark Hall Doors** for a Class A Contractor license be approved.

The motion passed by majority vote. Members voting "Yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.** Member voting "no" was Pace.

In the matter of License Application File Number 2017-02415, Randy Roger Thomas t/a Top Start Services 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
2017-02415
Randy
Roger
Thomas t/a
Top Start
Services**

Randy Thomas attended the IFF along with witness Brenda Ferrell.

Mr. Thomas did not appear at the Board meeting in person, by counsel nor by any other qualified individual.

The presiding Board representative **Ms. Eldridge** and did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Pace** and seconded by **Mr. Oliver** 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 recommends approval of the application for **Randy Roger Thomas t/a Top Start Services** for a Class C Contractor license.

The motion passed unanimously. Members voting "Yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

In the matter of License Application File Number 2017-02441, Sharon Louise Porter 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
2017-02441
Sharon
Louise
Porter**

Sharon Louise Porter participated in the IFF by telephone along with witnesses: Aubrey Hughes and Sharon Dunn.

Sharon Louise Porter did not appear at the Board meeting in person, by counsel nor by any other qualified representative. She is incarcerated.

The presiding Board representative **Ms. Eldridge** and did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** 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 approves the application for **Sharon Louise Porter** for a Journeyman Electrician license.

The motion passed by unanimous vote. Members voting "Yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.** Trenary voted "no".

In the matter of License Application File Number 2017-02459, Stocks General Contractors, LLC the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

David Stocks on behalf of Stocks General Contractors, LLC attended the IFF.

Stocks General Contractors, LLC did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

The presiding Board representative **Ms. Eldridge** and did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Oliver** and seconded by **Mr. Magruder** 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 approves the application for **Stocks General Contractors, LLC** for a Class C Contractor license application.

The motion passed by a majority vote. Members voting "Yes" were: **Ayres, Bynum-Coleman, Hux, Magruder, Oliver, Tomlin, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.** Trenary, Pace and Dyer voted "no".

**File
Number
2017-02459
Stocks
General
Contractor
s, LLC**

In the matter of License Application File Number 2017-02720, Fitz-N-Sons Builders, LLC the Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2017-02720
Fitz-N-Sons Builders, LLC**

Tony Fitzgerald on behalf of Fitz-N-Sons Builders, LLC attended the IFF.

Tony Fitzgerald for Fitz-N-Sons Builders, LLC applicant did appear at the Board meeting. He addressed the Board.

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

After discussion, a motion was made by **Mr. Oliver** and seconded by **Mr. Hux** 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 approves the application for **Fitz-N-Sons Builders, LLC** for a Class A Contractor's license with conditions. The Board is requiring Mr. Fitzgerald to retake the three part business exam as a condition of licensure.

The motion passed with a majority vote. Members voting "Yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.** Pace voted "no".

In the matter of License Application File Number 2017-02733, Daniel DeWitt, IV 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
2017-02733
Daniel DeWitt, IV**

Daniel DeWitt, IV attended the IFF.

Daniel DeWitt, IV did appear at the Board meeting in person. He addressed the Board.

The presiding Board representative **Ms. Eldridge** and did not participate in the discussion and did not vote.

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

approves the application for **Daniel DeWitt, IV** for a Class C Contractor license.

The motion passed with a “majority vote”. Members voting “yes” were: **Bynum-Coleman, Dyer, Magruder, Pace, Oliver, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.** Members voting “No” were: **Ayres, Hux and Trenary.**

Wendy Duncan Education Specialist for the Board shared information with the Board on the following Education Provider Applicants and the staff recommendation.

**New
Business
Education
Report**

Mrs. Duncan shared that staff recommends approval for: **ABC Contractors Licensia Inc.** as a New Provider with one course being Contractor pre-license education in the classroom setting.

Following application review and discussion **Mr. Oliver** offered a motion seconded by **Mr. Trenary** to approve **ABC Contractors Licensia Inc.** as recommended by staff.

The motion passed with a unanimous vote. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

Mrs. Duncan shared that staff recommends approval for: **Virginia Water Well Association** for one course being Certified Water Well Systems Provider Continuing Education in the classroom setting.

Following application review and discussion **Mr. Oliver** offered a motion seconded by **Mr. Trenary** to approve **Virginia Water Well Association** as recommended by staff.

The motion passed with a unanimous vote. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

Trisha L Henshaw, Executive Director, Board for Waterworks & Wastewater Works Operators and Onsite Sewage System Professionals (WWWOSSP) addressed the Board with a request for the Board for Contractors to amend its current requirements for the

**SDS
Qualified
Individuals
Guidance**

Qualified Individual on licenses holding the SDS specialty.

**Request
Document**

New regulations, promulgated by WWWOOSSP, have separated the licensing of On-Site Sewage Professionals into journeyman and master categories. WWWOOSSP has requested that the Board for Contractors require the Qualified Individual of a licensee holding the SDS specialty hold a valid master installer license, one of the newly created levels of licensure. This would bring it to the same level of regulation as trade-related specialties, resulting in consistent licensure requirements for contractor licensees.

After discussion, Mr. Redifer offered a motion seconded by Mr. Trenary to require that the Board adopt the request of WWWOOSSP and require the Qualified Individual of a Contractor's License holding the SDS specialty obtain and maintain a valid master installer license. The effective date of this requirement will be January 1, 2018.

The motion passed with a unanimous vote. Members voting yes were: Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.

Eric Olson updated the Board on remedial education statistics and provided a sampling of comments received from participants regarding course content, scheduling, and desire that the remedial education class be used in place of the pre-license education class. No action was required by the Board.

**Remedial
Education**

Eric Olson updated the Board on legislation that became effective on July 1st. This included the addition of a new board member and the changing of the quorum to nine. As the new board member has yet to be appointed this will place an increased level of responsibility on the Board to ensure that attendance is adequate to conduct business. It will now take nine votes to impose a sanction on a licensee instead of eight which, when coupled with the recusing of participants in the investigation or informal fact finding conference, can require a minimum of 11 or 12 board members to vote. No action was required by the Board.

**Legislative
Report**

Eric Olson reported on the proposed regulations that would add drug lab remediators as a specialty to the current regulations. The public

**Adoption of
Final
Regulations**

comment period has ended and there have been no comments received. Staff recommends that the Board adopt the regulations as final.

After discussion **Mr. Oliver** offered a motion seconded by **Ms. Bynum-Coleman** for the Board to adopt the regulations as final.

The motion passed with a unanimous vote. Members voting yes were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

The Board recessed at 10:10 am.

Recess

Mr. Dyer called the meeting back to order at 10:17 am.

**Return
from
Recess**

In the matter of Disciplinary File Number 2015-01498, Virginia Driveway 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
2015-01498
Virginia
Driveway
LLC**

Richard Koehler on behalf of Virginia Driveway LLC along with Attorney Richard Scott did attend the Informal Fact Finding conference in person.

Virginia Driveway LLC did not attend the Board meeting in person. Attorney Scott submitted a handout for the Board's review and it was distributed to the Board.

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

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

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

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

The motion passed by unanimous vote. Members voting "Yes" were: **Ayres, Bynum-Coleman, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

After further discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Magruder** 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 will amend the terms of probation. The Board imposes the following monetary penalties:

| | | |
|-----------------|--------------------|---------------------------|
| Count 1: | \$400.00 | remedial education |
| Count 2: | \$ 1,100.00 | |
| Total | \$ 1,500.00 | |

In addition, for violations of Count 1, the Board voted to require **Virginia Driveway LLC** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the effective date of the Order.

The Board also imposes the following sanctions:

For violation of Count 2, the Board places **Virginia Driveway LLC** on probation for 90 days from the effective date of the Order under the condition that **Virginia Driveway LLC** provides evidence acceptable to the Board that it has satisfied the judgment owed to Freedom First Federal Credit Union. The Board further waives imposition of the monetary penalty if **Virginia Driveway LLC** successfully completes probation. If **Virginia Driveway LLC** fails to provide the Board with proof of the satisfaction of the judgement within 90 days of the Order, license revocation and the full monetary penalty will be imposed. Additionally, for violation of Count 2, the Board required **Virginia driveway LLC** to submit an **audited financial statement** upon renewal of its license.

The motion passed by unanimous vote. Members voting "Yes" were: **Ayres, Bynum-Coleman, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

In the matter of Disciplinary File Number 2015-02735, Shore Ventures Inc, the Board members reviewed the record, which consisted of the investigative file, transcript and exhibits from the Informal Fact-

File
Number
2015-02735

Finding Conference, and the Summary.

Michael Megge on behalf of, **Shore Ventures Inc**, and Chris Harold (Harrell), Witness, Daniel Whalen and Karen Whalen Complainants attended the IFF.

Michael Megge on behalf of Shore Ventures Inc did attend the Board meeting in person. He addressed the Board and shared that he wanted the record to state he reserves his right of rejection.

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

After discussion a motion was made by **Mr. Pace** and seconded by **Mrs. Bynum-Coleman** 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 Board finds substantial evidence that **Shore Ventures Inc** violated the following.

Count 1: 18 VAC 50-22-260.B.8
Count 2: 18 VAC 50-22-260.B.6

The motion passed unanimously. Members voting "Yes" were: **Ayres, Bynum-Coleman, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer**. **David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

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

| | | |
|-----------------|--|--------------------|
| Count 1: | | \$ 400.00 |
| Count 2: | | \$ 800.00 |
| Total | | \$ 1,200.00 |

In addition, for violation of Counts 1 and 2, the Board voted to require a member of responsible management to successfully complete a Board approved Remedial Education class within 90 days of the effective date of the order.

As to Count 2, the Board closes this aspect of the file with a finding of no violation.

The motion passed by unanimous vote. Members voting "Yes" were: **Ayres, Bynum-Coleman, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer**. **David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

In the matter of Disciplinary File Number 2016-02204, Baldwin Builders Inc., t/a Baldwin Pools, 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
2016-02204
Baldwin
Builders
Inc., t/a
Baldwin
Pools**

Baldwin Builders Inc., t/a Baldwin Pools, did not appear at the Informal Fact Finding meeting in person, by counsel, or by any other qualified representative.

Baldwin Builders Inc., t/a Baldwin Pools did not attend the Board meeting in person, by counsel nor by any qualified representative.

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

After discussion a motion was made by **Mr. Pace** 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 adopts Summary # 2. The Report of Findings and Summary #2 are incorporated as part of the Order. The Board finds substantial evidence that **Baldwin Builders Inc., t/a Baldwin Pools** violated the following.

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

The motion passed unanimously. Members voting “Yes” were: **Ayres, Bynum-Coleman, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

Mr. Olson shared that priors exists: **Baldwin Builders, Inc., t/a Baldwin Pools** – on April 25, 2017, **Baldwin Builders, Inc., t/a Baldwin Pools** was found in violation of the Board for Contractors Regulations for failure to complete work, misconduct, and failure to use a change order. Final Order 2014-03658 resulted in fines of \$2600, revocation of the license, and assignment of Remedial Education. Compliance has not been obtained.

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

| | | |
|-----------------|--|--------------------|
| Count 2: | | \$ 2,500.00 |
| Total | | \$ 2,500.00 |

In addition, for violation Count 2, the Board voted to impose revocation of the license. As to Count 1, the Board closes this aspect of the file with a finding of no violation.

The motion passed by unanimous vote. Members voting “Yes” were: **Ayres, Bynum-Coleman, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer.** **David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

In the matter of Disciplinary File Number 2016-00797 Glenn Shearin t/a Durhamite Industries, 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
2016-00797
Glenn
Shearin t/a
Durhamite
Industries**

Mr. Glenn Shearin on behalf of Glenn Shearin, t/a Durhamite Industries did attend the reconvened Informal Fact Finding conference in person. Mr. Glenn Revels and Charlie Gerber also attended the IFF.

Mr. Glenn Shearin on behalf of Glenn Shearin, t/a Durhamite Industries did appear at the Board meeting in person. He addressed the Board and shared his agreement with the recommendations. Charlie Gerber, Henrico Building Inspector attended the meeting and addressed the Board.

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

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

- Count 1 18 VAC 50-22-260.B.6**
- Count 2 18 VAC 50-22-260.B.33**

The motion passed by unanimous vote. Members voting “yes” were: **Ayres, Bynum-Coleman, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer.** **David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

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

Pace to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary. The Board imposes the following monetary penalties:

| | |
|-----------------|-------------------|
| Count 1: | \$800.00 |
| Count 2: | \$800.00 |
| Total | \$1,600.00 |

In addition, for violation of Counts 1 and 2, the Board voted to require **Glenn Shearin t/a Durhamite Industries** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the effective date of this order.

The motion passed by unanimous vote. Members voting “yes” were: **Ayres, Bynum-Coleman, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer.** **David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

In the matter of Disciplinary File Number 2016-03099 Joseph Charles Draego, t/a Handbilt Homes, 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
2016-03099
Joseph
Charles
Draego, t/a
Handbilt
Homes**

Joseph Charles Draego (Respondent) and May Guenin, witness did attend the Informal Fact Finding conference in person.

Joseph Charles Draego, t/a Handbilt Homes did not appear at the Board meeting in person, by counsel nor by any other qualified individual.

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

After discussion a motion was made by **Mr. Trenary** and seconded by **Mr. Hux** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Joseph Charles Draego, t/a Handbilt Homes** violated the following:

| | |
|----------------|------------------------------|
| Count 1 | 18 VAC 50-22-260.B.33 |
| Count 2 | 18 VAC 50-22-260.B.31 |

The motion passed by unanimous vote. Members voting “yes” were:

Ayres, Bynum-Coleman, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.

After discussion a motion was made by **Mr. Trenary** and seconded by **Mr. Redifer** 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 imposes the following monetary penalties:

| | |
|-----------------|-------------------|
| Count 1: | \$750.00 |
| Count 2: | \$400.00 |
| Total | \$1,150.00 |

In addition, for violation of Counts 1 and 2, the Board votes to require **Joseph Charles Draego, t/a Handbilt Homes** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the effective date of the order.

The motion passed by unanimous vote. Members voting "yes" were: **Ayres, Bynum-Coleman, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

In the matter of Disciplinary File Number 2016-01172 Aljase 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
2016-01172
Aljase LLC**

Aljase LLC. did not appear at the Informal Fact Finding conference in person in person, by counsel nor by any other qualified individual.

Enrique Acosta on behalf of Aljase LLC did appear at the Board meeting. He addressed the Board and requested the Board's consideration for no revocation.

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

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

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

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

Count 3 18 VAC 50-22-260.B.7

The motion passed by unanimous vote. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

After discussion a motion was made by **Ms. Bynum-Coleman** and seconded by **Mr. Redifer** to adopt the Revised Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary removing revocation and replacing it with Remedial Education. The Board imposes the following monetary penalties:

| | |
|-----------------|-------------------|
| Count 1: | \$1,750.00 |
| Count 2: | \$1,150.00 |
| Count 3: | \$0.00 |
| Total | \$2,900.00 |

In addition, for violation of Counts 1, 2, and 3, the Board voted to require **Aljase LLC**. have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the effective date of the order.

The motion failed by majority vote. Members voting “yes” were: **Ayres, Bynum-Coleman, and Magruder. David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.** Members voting “no” were: **Pace, Redifer, Hux Oliver, Tomlin, Trenary, and Dyer.**

There was additional discussion and Mr. Dyer offered a motion seconded by Mr. Hux to revert back to the original recommendation of:

| | | |
|-----------------|-------------------|-----------------------|
| Count 1: | \$1,750.00 | and revocation |
| Count 2: | \$1,150.00 | and revocation |
| Count 3: | \$0.00 | and revocation |
| Total | \$2,900.00 | |

The motion failed by majority vote. Members voting “yes” were: **Hux, Oliver, and Redifer Pace, Tomlin, Trenary, and Dyer. David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.** Members voting “no” were: **Ayres, Magruder and Bynum-Coleman.**

The Board discussed this matter again and Mr. Dyer offered a motion seconded by Mr. Hux to accept sanctions as recommended.

**Mr. Oliver shared that there is a judgment that has not been paid.
Mr. Dyer withdrew his motion.**

Mr. Oliver offered a motion seconded by Bynum-Coleman to sanction as follows:

| | | |
|-----------------|-------------------|--|
| Count 1: | \$1,750.00 | and 90 days probation to satisfy judgment and provide the Board with satisfactory proof |
| Count 2: | \$1,150.00 | |
| Count 3: | \$0.00 | |
| Total | \$2,900.00 | |

Mr. Oliver withdrew this motion.

Board members had additional discussion and then Mr. Oliver offered a motion seconded by Mr. Redifer to impose the following monetary penalties:

| | |
|-----------------|-------------------|
| Count 1: | \$1,750.00 |
| Count 2: | \$1,150.00 |
| Count 3: | \$0.00 |
| Total | \$2,900.00 |

The motion passed by unanimous vote. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

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

In the matter of Disciplinary File Number 2014-01307 Faraon Nunez, 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
2014-01307
Faraon
Nunez**

Vanessa Nunez, on behalf of Faraon Nunez did attend the Informal Fact Finding conference in person.

Vanessa Nunez, on behalf of Faraon Nunez did appear at the Board meeting in person. She addressed the Board and shared Nunez request for consideration of a reduction in the fines.

Presiding officer **Mr. O’Dell** 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. Hux** 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 voted to reduce the sanction for Count 1. The Report of Findings and Summary are incorporated as part of the Order.

The Board finds substantial evidence that **Faraon Nunez** violated the following:

Count 1: 18 VAC 50-30-190.2

The motion passed by unanimous vote. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

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

| | | |
|-----------------|-----------------|--------------------------------|
| Count 1: | \$850.00 | reduced from \$1,250.00 |
| Total | \$850.00 | |

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

The motion passed by unanimous vote. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

In the matter of Disciplinary File Number 2014-01309 The World of Tile 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
2014-01309
The World
of Tile Inc**

Vanessa Nunez on behalf of The World of Tile Inc, did attend the Informal Fact Finding conference in person.

Vanessa Nunez on behalf of The World of Tile Inc did not appear at

the Board meeting in person. She addressed the Board on behalf of **The World of Tile Inc.** and requested the Board's consideration for a reduction in fines.

Presiding officer **Mr. O'Dell** 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. Magruder** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary with a reduction in fines. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **The World of Tile Inc** violated the following:

Count 1 18 VAC 50-22-260.B.2

After discussion a motion was made by **Mr. Oliver** and seconded by **Mrs. Bynum-Coleman** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary, in part. The Board imposes the following monetary penalties:

| | | |
|-----------------|-----------------|--------------------------------|
| Count 1: | \$850.00 | reduced from \$1,250.00 |
| Total | \$850.00 | |

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, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer.** **David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

In the matter of Disciplinary File Number 2014-01310 Premier Design Group 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
2014-01310
Premier
Design
Group LLC

Vanessa Nunez on behalf of Premier Design Group LLC did attend the Informal Fact Finding conference in person.

Vanessa Nunez on behalf of Premier Design Group LLC did attend the Board meeting in person. She addressed the Board and requested consideration of a reduction in fines.

Presiding officer **Mr. O'Dell** 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 adopts the Summary, in part. The Report of Findings and Summary, in part are incorporated as part of the Order. The Board finds substantial evidence that **Premier Design Group LLC** violated the following:

- Count 1 18 VAC 50-22-260.B.2**
- Count 2 18 VAC 50-22-260.B.28**
- Count 3 18 VAC 50-22-260.B.28**
- Count 4 18 VAC 50-22-230.B**

The motion passed by unanimous vote. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

After discussion a motion was made by **Mr. Oliver** and seconded by **Mr. Magruder** 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 imposes the following monetary penalties:

- Count 1: \$850.00 reduced from \$1,250.00**
- Count 2: \$1,000.00**
- Count 3: \$1,000.00 reduced from \$2,000.00**
- Count 4: \$600.00 remove revocation and amend this to Remedial Education**
- Total \$3,450.00**

In addition, for violation of Count 4 the Board votes to require **Premier Design Group LLC** to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the effective date of the order.

For violation of Counts 1-3 the Board votes to revoke the license.

The motion passed by unanimous vote. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

**File
Number
2015-01646
Main
Contractor
LLC**

In the matter of Disciplinary File Number 2015-01646, Main Contractor 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.

Dooil Shin on behalf of Main Contractor LLC did appear at the Informal Fact Finding Conference and at the Board meeting. He addressed the Board through a handout.

Presiding officer **Mr. O'Dell** 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. Pace** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary, in part. The Report of Findings and Summary are incorporated as part of the Order.

The Board finds substantial evidence that **Main Contractor LLC** violated the following:

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

The motion passed by unanimous vote. Members voting "Yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

After discussion **Mr. Oliver** offered a motion seconded by **Mr. Hux** to impose the following penalty:

| | | |
|----------|--|----------|
| Count 1: | | \$500.00 |
| Total | | \$500.00 |

Mr. Hux withdrew his second and the motion died.

After additional discussion **Mr. Oliver** offered a motion seconded by **Ms. Bynum-Coleman** to impose the following penalty:

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

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

The motion passed by unanimous vote. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer.** **David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

In the matter of Disciplinary File Number 2016-02405, The Hariston Corp, 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
2016-02405
The
Hariston
Corp**

Roberto Javier and attorney Wilford Yeargan attended the Informal Fact Finding Conference and the Board meeting in person. They addressed the Board and shared their disagreement with the Recommendation.

Presiding officer **Mr. O’Dell,** 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 **Mrs. Bynum-Coleman** 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 Board finds substantial evidence that **The Hariston Corp** violated the following.

Count 2: 18 VAC 50-22-210

The motion passed unanimously. Members voting “Yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer.** **David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

After discussion **Mr. Oliver** offered a motion seconded by **Mrs. Bynum-Coleman** to impose the following sanctions:

| | | |
|-----------------|--|------------------|
| Count 1: | | \$ 450.00 |
| Total | | \$450.00 |

In addition, for violation of Count 1, the Board voted to impose license revocation.

The motion passed by unanimous vote. Members voting “Yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer.** **David Giesen, H. Bailey Dowdy, Middleton,**

O'Dell, and Mitchell, were absent.

In the matter of Disciplinary File Number 2014-01178, Hung Quang Nguyen, 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
2014-01178
Hung
Quang
Nguyen**

Hung Quang Nguyen did appear at the Informal Fact Finding Conference along with **Arthur Cook**, his Attorney. Nguyen did not attend the Board meeting. He was not represented by counsel or any other qualified individual.

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. Oliver** and seconded by **Mr. Hux** 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 Board finds substantial evidence that **Hung Quang Nguyen** violated the following.

Count 1: 18 VAC 50-30-190.2

Count 2: 18 VAC 50-30-190.2

The motion passed unanimously. Members voting "Yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, and Trenary. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

After discussion **Mr. Oliver** offered a motion seconded by **Mrs. Bynum-Coleman** to impose the following sanctions:

| | | |
|----------|--|------------|
| Count 1: | | \$1,050.00 |
| Count 2: | | \$1,050.00 |
| Total | | \$2,100.00 |

In addition, for violation of Count 1 and 2, the Board voted to impose license revocation.

The motion passed by unanimous vote. Members voting "Yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, and Trenary. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

In the matter of Disciplinary File Number 2014-01179, E HVAC 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
2014-01179
E HVAC Inc.**

E HVAC Inc attended the Informal Fact Finding Conference and the Board meeting with counsel, **Arthur Cook**.

E HVAC Inc did not attend the Board 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. Magruder** 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 Board finds substantial evidence that **E HVAC Inc** violated the following.

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

The motion passed unanimously. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, and Trenary. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

After discussion a motion was made by **Mr. Oliver** and seconded by **Mrs. Bynum-Coleman** to impose the following sanctions:

| | | |
|-----------------|--|-------------------|
| Count 1: | | \$1,050.00 |
| Total | | \$1,050.00 |

In addition, for violation of Count 1, the Board voted to impose license revocation.

The motion passed unanimously. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, and Trenary. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

In the matter of Disciplinary File Number 2014-01934 Karl Karim Mirpanah, 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
2014-01934
Karl Karim
Mirpanah**

Karl Karim Mirpanah, was represented at the Informal Fact Finding conference by his attorney, Turkessa Bynum Rollins.

Attorney Bynum Rollins appeared at the Board meeting in person. She addressed the Board.

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. 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 adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Karl Karim Mirpanah** violated the following:

Count 1 18 VAC 50-30-190. 2

The motion passed by unanimous vote. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, and Trenary. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

After discussion a motion was made by **Mr. Oliver** and seconded by **Mr. Pace** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary. The Board imposes the following monetary penalties:

| | |
|-----------------|--------------------|
| Count 1: | \$ 1,050.00 |
| Total | \$ 1,050.00 |

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

The motion passed by unanimous vote. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, and Trenary. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

In the matter of Disciplinary File Number 2014-01935, Trust Electric **File**

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.

Number
2014-01935
Trust
Electric
LLC

Attorney Bynum Rollins for Trust Electric LLC Respondent; attended the Informal Fact Finding Conference and the Board meeting. She addressed the Board on behalf of **Trust Electric LLC** requesting probation in lieu of revocation.

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. Oliver** and seconded by **Mrs. Bynum-Coleman** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary. The Board finds substantial evidence that **Trust Electric LLC** violated the following:

Count 1 18 VAC 50-22-260.B.2

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

The motion passed unanimously. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

After discussion **Mr. Oliver** offered a motion seconded by **Mrs. Bynum-Coleman** to impose the following sanctions:

| | |
|-----------------|-------------------|
| Count 1: | \$1,050.00 |
| Count 2: | \$1,050.00 |
| Total | \$2,100.00 |

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

The motion passed by unanimous vote. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

In the matter of Disciplinary File Number 2015-02277 Douglas G. Taylor, 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
2015-02277
Douglas G.

Taylor

Douglas G. Taylor did attend the Informal Fact Finding conference in person and the Board meeting. He addressed the Board requesting no suspension of license. Benjamin Haught and Vernon Carter also attended the Board meeting. They each addressed the Board.

Presiding officer **Mr. Schroder** 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. Redifer** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary, in part. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Douglas G. Taylor** violated the following:

Count 1 18 VAC 50-30-190.11

Count 2 18 VAC 50-30-190.12

The motion passed by unanimous vote. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer.** **David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

After discussion a motion was made by **Mr. Oliver** and seconded by **Mrs. Bynum-Coleman** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary in part. The Board imposes the following penalties:

Count 1: \$ 0.00 Remedial Ed in lieu of Suspension

Count 2: \$ 0.00 Fine reduced from \$500.00 to Rem Ed

Total \$ 0.00

For violation of Counts 1,-2, the Board requires **Douglas Taylor** to successfully complete a Board-approved remedial education class within 90 days of the effective date of the Order.

The motion passed by unanimous vote. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer.** **David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

In the matter of Disciplinary File Number 2015-02635 Douglas G

File

Taylor 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.

Number
2015-02635
Douglas G
Taylor

Douglas G Taylor did attend the Informal Fact Finding conference in person.

Douglas G Taylor did appear at the Board meeting in person. He addressed the Board requesting no revocation and a lower fine. Benjamin Haught and Vernon attended the meeting also.

Presiding officer **Mr. Schroder** 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. Hux** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary in part. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Douglas G Taylor** violated the following:

Count 1 18 VAC 50-30-190.11
Count 2 18 VAC 50-30-190.12

The motion passed by unanimous vote. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

After discussion a motion was made by **Mr. Hux** 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 imposes the following penalties:

| | | |
|-----------------|-----------------|---------------------------------------|
| Count 1: | \$000.00 | Remedial Ed with no revocation |
| Count 2: | \$000.00 | no fine with Remedial Ed |
| Total | \$000.00 | |

In addition, for violation of Count 1 and 2, the Board votes to require **Douglas G Taylor** complete remedial within 90 days of the order.

The motion passed by a unanimous vote. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

In the matter of Disciplinary File Number 2014-01318 Sultan Maqsood Kiyani 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
2014-01318
Sultan
Maqsood
Kiyani**

Sultan Maqsood Kiyani did attend the Informal Fact Finding conference.

Sultan Maqsood Kiyani did appear at the Board meeting in person. He addressed the Board and requested that consideration be given not to revoke his license and that the fines would be lowered.

Presiding officer **Mr. Trenary** 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. Hux** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary in part. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Sultan Maqsood Kiyani** violated the following:

Count 1 18 VAC 50-30-190. 2

The motion passed by unanimous vote. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, and Redifer.** **David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

After discussion a motion was made by **Mr. Oliver** and seconded by **Mr. Magruder** 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 imposes the following monetary penalties:

| | | |
|-----------------|-------------------|-------------------|
| Count 1: | \$1,000.00 | revocation |
| Total | \$1,000.00 | |

In addition, for violation of Count 1, the Board voted to impose license revocation.

The motion passed by unanimous vote. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, and Redifer.** **David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

In the matter of Disciplinary File Number 2014-01319 AC Quicktech Services Incorporated 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.

Sultan Kiyani on behalf of AC Quicktech Services Incorporated did attend the Informal Fact Finding conference in person.

Sultan Kiyani on behalf of AC Quicktech Services Incorporated did appear at the Board meeting in person. He addressed the Board.

Presiding officer **Mr. Trenary** 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 **Mrs. Bynum-Coleman** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary in part. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **AC Quicktech Services Incorporated** violated the following:

- Count 1 18 VAC 50-22-260.B.2**
- Count 2 18 VAC 50-22-260.B.13**

The motion passed by unanimous vote. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, and Redifer.** **David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

After discussion a motion was made by **Mr. Oliver** and seconded by **Mrs. Bynum-Coleman** to impose the following penalties.

| | |
|-----------------|--------------------|
| Count 1: | \$ 2,000.00 |
| Count 2: | \$ 1,500.00 |
| Total | \$ 3,500.00 |

In addition, for violation of Count 1 and 2, the Board voted to revoke the license.

The motion passed by unanimous vote. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, and Redifer.** **David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

**File
Number
2014-01319
AC
Quicktech
Services
Incorporated**

In the matter of Disciplinary File Number 2014-01320 S&K HVAC and Appliance 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
2014-01320
S&K HVAC
and
Appliance
Inc**

Sultan Kiyani for S&K HVAC and Appliance Inc did attend the Informal Fact Finding conference in person.

Sultan Kiyani for S&K HVAC and Appliance Inc did appear at the Board meeting in person. He addressed the Board.

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

- Count 1 18 VAC 50-22-260.B.2**
- Count 2 18 VAC 50-22-260.B 13**

The motion passed by unanimous vote. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

After discussion a motion was made by **Mr. Oliver** and seconded by **Mrs. Bynum-Coleman** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary. The Board imposes the following monetary penalties:

- Count 1: \$2,000.00**
- Count 2: \$1,500.00**

In addition, for violation of Count 1 and 2, the Board votes to impose license revocation.

The motion passed by unanimous vote. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin,**

and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.

In the matter of Disciplinary File Number 2015-00328 Jimmy Rudy Palma, t/a Jyp Drywall & Painting, 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
2015-00328
Jimmy
Rudy
Palma, t/a
Jyp Drywall
& Painting**

Jimmy Rudy Palma, t/a Jyp Drywall & Painting participated in the Informal Fact Finding conference.

Jimmy Rudy Palma, t/a Jyp Drywall & Painting did appear at the Board meeting in person. He shared his disagreement with the Recommendation.

Presiding officer **Mr. Trenary** 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 **Mrs. Bynum-Coleman** to adopt the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Summary. The Report of Findings and Summary are incorporated as part of the Order. The Board finds substantial evidence that **Jimmy Rudy Palma, t/a Jyp Drywall & Painting** violated the following:

Count 1 18 VAC 50-22-260.B.2

The motion passed by unanimous vote. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

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

| | |
|-----------------|------------------|
| Count 1: | \$ 250.00 |
| Total | \$ 250.00 |

In addition, for violation of Count 1, the Board voted to impose license revocation.

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

Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.

Chairman Dyer welcomed Senator Bill DeSteph to our meeting. Mr. DeSteph shared that he was in attendance to observe the process.

Senator Bill DeSteph

In the matter of Disciplinary File Number 2015-00702 Cook Siding & Window Co. 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 2015-00702 Cook Siding & Window Co. Inc.

Mr. Oliver shared that he had to recuse himself from this case due to previous business dealings with the company.

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

After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Pace** to continue this case to the next Board meeting because there was not a quorum to hear the case.

The motion passed by unanimous vote. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Tomlin, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

In the matter of Prima Facie Disciplinary File Number 2014-03186 Spatial Construction LLC the Board reviewed: the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

File Number 2014-03186 Spatial Construction LLC

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

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to adopt the report of findings which contains the facts regarding the regulatory and/or statutory issues in this matter, and adopts the Recommendation. The Report of Findings and Recommendation are incorporated as part of the Order. The Board finds substantial evidence that **Spatial**

Construction LLC violated the following:

| | | |
|-----------------|--|------------------------------|
| Count 1: | | 18 VAC 50-22-260.B.2 |
| Count 2: | | 18 VAC 50-22-260.B.20 |

The motion was adopted by a unanimous vote. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer.** **David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

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

| | | |
|-----------------|--|-------------------|
| Count 1: | | \$1,100.00 |
| Count 2: | | \$1,300.00 |
| Total | | \$2,400.00 |

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

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer.** **David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

In the matter of Disciplinary prima facie File Number 2015-00311, Quality One Contractors LLC the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File
Number
2015-00311
Quality One
Contractor
s LLC**

Quality One Contractors LLC 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. Oliver** and seconded by **Mr. Redifer** to adopt the Report of Findings including exhibits, which contains the facts regarding the regulatory and /or statutory issues in this matter and to adopt the Recommendation. They are incorporated as part of the Order. The Board finds substantial evidence that **Quality One Contractors LLC** violated the following:

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

The motion passed unanimously. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin,**

Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.

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

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

A total monetary penalty of **\$1,000.00** was imposed. For violation of Count 1, license revocation is imposed.

The motion passed unanimously. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

In the matter of Disciplinary prima facie File Number 2015-00813, Hien Thanh Quach, t/a K L Construction, the Board met and reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File
Number
 2015-00813
 Hien Thanh
 Quach, t/a
 K L
 Constructio
 n**

Hien Thanh Quach, t/a K L Construction did not appear at the Board meeting in person, by counsel, or by any other qualified representative.

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

The Board finds substantial evidence that **Hien Thanh Quach, t/a K L Construction** violated the following:

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

The motion passed unanimously. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

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

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

A total monetary penalty of **\$0.00** was imposed. In addition, for violation of Count 1, the Board imposes revocation of license.

The motion passed unanimously. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

Chairman Dyer recessed the meeting for eight minutes from 11:38 am to 11:46 am.

Recess and Reconvene

In the matter of Disciplinary prima facie File Number 2016-00904, Construction Services & Management of Virginia Inc, the Board met and reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

File Number 2016-00904 Construction Services & Management of Virginia Inc

Construction Services & Management of Virginia Inc did not appear at the Board meeting in person, by counsel, or by any other qualified representative.

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

The Board finds substantial evidence that **Construction Services & Management of Virginia Inc,** violated the following:

| | | |
|-----------------|-----------------------|------------------------------|
| Count 1: | | 18 VAC 50-22-260. B.9 |
| Count 2: | | 18 VAC 50-22-260.B.15 |
| Count 3: | Two violations | 18 VAC 50-22-260.B.31 |

The motion passed unanimously. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

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

Redifer to impose the following sanctions:

| | | |
|-----------------|---------------|--------------------|
| Count 1: | | \$ 400.00 |
| Count 2: | | \$ 1,450.00 |
| Count 3: | 2@ 400.00 ea. | \$ 800.00 |
| Total | | \$2,650.00 |

A total monetary penalty of **\$2,650.00** was imposed. In addition, for violation of Count 2, the Board imposes revocation of license. Revocation was removed from Counts 1 and 3.

The motion passed unanimously. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer.** **David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

In the matter of Disciplinary prima facie File Number 2016-01135, Robert Conrad Huffman the Board met and reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File
 Number
 2016-01135
 Robert
 Conrad
 Huffman**

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

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

The Board finds substantial evidence that **Robert Conrad Huffman** violated the following:

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

The motion passed unanimously. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer.** **David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

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

| | | |
|-----------------|-------------|-----------------------------------|
| Count 1: | Remedial Ed | \$0.00 |
| Count 2: | Remedial Ed | \$650.00 instead of \$0.00 |
| Total | | \$650.00 |

A total monetary penalty of **\$650.00** was imposed. In addition, for violation of Counts 1 and 2, the Board imposes successful completion of remedial education by responsible manager within 90 days of the order: in lieu of revocation as the offenses do not rise to the level of revocation.

The motion passed unanimously. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

In the matter of Disciplinary prima facie File Number 2016-02871, Design Build Office LLC, the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File
Number
2016-02871
Design
Build Office
LLC**

Design Build Office LLC 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. Oliver** and seconded by **Mr. Magruder** 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 **Design Build Office LLC** violated the following:

| | | |
|-----------------|--|-------------------------------|
| Count 1: | | 18 VAC 50-22-260. B.31 |
|-----------------|--|-------------------------------|

The motion passed unanimously. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

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

| | | |
|-----------------|--|-----------------|
| Count 1: | | \$200.00 |
|-----------------|--|-----------------|

A total monetary penalty of **\$200.00** was imposed. In addition, for violation of Count 1 the Board requires **Design Build Office 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 unanimously. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer.** **David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

In the matter of Prima Facie Disciplinary File Number 2017-00426, Reuben A Nicholas, t/a Nicholas Carpenter Contractor, the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File
 Number
 2017-00426
 Reuben A
 Nicholas,
 t/a Nicholas
 Carpenter
 Contractor**

Reuben A Nicholas, t/a Nicholas Carpenter Contractor 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 **Mrs. Bynum-Coleman** to adopt the report of findings including exhibits and the Report of finding. They are incorporated as part of the Order. The Board finds substantial evidence that **Reuben A Nicholas, t/a Nicholas Carpenter Contractor** violated the following:

| | | |
|-----------------|--|------------------------------|
| Count 1: | | 18 VAC 50-22-260. B.9 |
| Count 2: | | 18 VAC 50-22-260.B.33 |
| Count 3: | | 18 VAC 50-22-260.B.28 |

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer.** **David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

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

| | | |
|-----------------|--|-------------------|
| Count 1: | | \$400.00 |
| Count 2: | | \$800.00 |
| Count 3: | | \$1,700.00 |
| Total | | \$2,900.00 |

A total monetary penalty of **\$2, 900.00** was imposed. In addition, for violation of Count 3 the Board imposes license revocation.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

In the matter of Prima Facie Disciplinary File Number, 2017-00501, American Cabinet Refacers, the Board met and reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File
Number
2017-00501
American
Cabinet
Refacers**

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

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

The Board finds substantial evidence that **American Cabinet Refacers** violated the following:

| | | |
|-----------------|--|-------------------------|
| Count 1: | | 18 VAC 50-22-210 |
|-----------------|--|-------------------------|

The motion passed unanimously. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

After discussion a motion was made by **Mr. Oliver** and seconded by **Mrs. Bynum-Coleman** to impose the following sanctions:

| | | |
|-----------------|--|---------------|
| Count 1: | | \$0.00 |
| Total | | \$0.00 |

A total monetary penalty of **\$0.00** was imposed. In addition, for violation of 1, the Board imposes revocation of license.

The motion passed unanimously. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

In the matter of Prima Facie Disciplinary File Number 2017-00812 Nova Remodelers LLC, the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File
Number
2017-00812
Nova
Remodeler
s LLC**

A motion was made by **Mr. Oliver** and seconded by **Mr. Magruder** to adopt the report of findings including exhibits and the Report of finding. They are incorporated as part of the Order. The Board finds substantial evidence that **Nova Remodelers LLC** violated the following:

| | | |
|-----------------|--|------------------------------|
| Count 1: | | 18 VAC 50-22-260. B.9 |
| Count 2: | | 18 VAC 50-22-260.B.27 |
| Count 3: | | 18 VAC 50-22-260.B.31 |
| Count 4: | | 18 VAC 50-22-260.B.33 |
| Count 5: | | 18 VAC 50-22-260.B.25 |
| Count 6: | | 18 VAC 50-22-260.B.5 |
| Count 7: | | 18 VAC 50-22-260.B.22 |

The motion was adopted by a unanimous vote. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

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

| | | |
|-----------------|--|-------------------|
| Count 1: | | \$400.00 |
| Count 2: | | \$650.00 |
| Count 3: | | \$400.00 |
| Count 4: | | \$750.00 |
| Count 5: | | \$1,000.00 |
| Count 6: | | \$1,250.00 |
| Count 7: | | \$0.00 |
| Total | | \$4,450.00 |

For violation of Count 1- 4, the Board requires **Nova Remodelers 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 Board imposes license revocation for violations of Counts 5-7.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver,**

Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.

In the matter of Prima Facie Disciplinary File Number 2017-01226, Lester Fowler, t/a Lester Fowler Contractor, the Board met and reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File
Number
2017-01226
Lester
Fowler, t/a
Lester
Fowler
Contractor**

Lester Fowler, t/a Lester Fowler Contractor did not appear at the Board meeting in person, by counsel, or by any other qualified representative.

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

The Board finds substantial evidence that **Lester Fowler, t/a Lester Fowler Contractor** violated the following:

| | | |
|-----------------|--|------------------------------|
| Count 1: | | 18 VAC 50-22-260.B.28 |
| Count 2: | | 18 VAC 50-22-260.B.22 |
| Count 3: | | 18 VAC 50-22-260.B.23 |
| Count 4: | | 18 VAC 50-22-260.B.13 |

The motion passed unanimously. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

After discussion a motion was made by **Mr. Oliver** and seconded by **Mrs. Bynum-Coleman** to impose the following sanctions:

| | | |
|-----------------|--|--------------------|
| Count 1: | | \$1,750.00 |
| Count 2: | | \$0.00 |
| Count 3: | | \$650.00 |
| Count 4: | | \$1,300.00 |
| Total | | \$ 3,700.00 |

A total monetary penalty of **\$3,700.00** was imposed. In addition, for violation of Counts 1, 2, 3, and 4 the Board imposes revocation of license.

The motion passed unanimously. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer.** **David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

In the matter of Prima Facie Disciplinary File Number 2017-01262 Blue Moon Construction LLC, the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation. **Blue Moon Construction LLC** did not appear at the Board meeting in person, by counsel nor by any other qualified representative.

**File
Number
2017-01262
Blue Moon
Constructio
n LLC**

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 **Blue Moon Construction LLC** violated the following of the Board’s Regulations:

(Count 1:) 18 VAC 50-22-210.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer.** **David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

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

| | |
|-----------------|---------------|
| Count 1: | \$0.00 |
| Total | \$0.00 |

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

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer.** **David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

In the matter of Prima Facie Disciplinary File Number 2017-01373 O T Howell Roofing Company Inc, the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File
Number
2017-01373
O T Howell**

**Roofing
Company
Inc**

O T Howell Roofing Company 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. Hux** to adopt the report of findings including exhibits and the Recommendation. The Board finds substantial evidence that **O T Howell Roofing Company Inc** violated the following of the Board's Regulations:

Effective: (Count 1) 18 VAC 50-22-210.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

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

| | |
|-----------------|-----------------|
| Count 1: | \$ 00.00 |
| Total | \$ 00.00 |

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

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

In the matter of Prima Facie Disciplinary File Number, 2017-01734, Accent Landscaping Inc., t/a Accent Concrete the Board met and reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File
Number
2017-01734
Accent
Landscapin
g Inc., t/a
Accent
Concrete**

Accent Landscaping Inc., t/a Accent Concrete did not appear at the Board meeting in person, by counsel, or by any other qualified representative.

After discussion a motion was made by **Mr. 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 adopts the Recommendation. The Report of Findings and Recommendation are incorporated as part of this Order.

The Board finds substantial evidence that **Accent Landscaping Inc., t/a Accent Concrete**, violated the following:

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

The motion passed unanimously. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

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

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

A total monetary penalty of **\$0.00** was imposed. In addition, for violation of Count 1, the Board imposes revocation of license.

The motion passed unanimously. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

In the matter of Prima Facie Disciplinary File Number 2017-02003 Cypress Builders LLC, the Board met and reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File
Number
2017-02003
Cypress
Builders
LLC**

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

After discussion a motion was made by **Mr. 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 adopts the Recommendation. The Report of Findings and Recommendation are incorporated as part of this Order.

The Board finds substantial evidence that **Cypress Builders LLC** violated the following:

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

The motion passed unanimously. Members voting “yes” were **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin,**

Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.

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

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

A total monetary penalty of **\$0.00** was imposed. In addition, for violation of Count 1, the Board imposes revocation of license.

The motion passed unanimously. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

In the matter of Prima Facie Disciplinary File Number 2017-02247, Evergreen Home Rehab LLC, the Board met and reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File
Number
2017-02247
Evergreen
Home
Rehab LLC**

Evergreen Home Rehab LLC did not appear at the Board meeting in person, by counsel, or by any other qualified representative.

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

The Board finds substantial evidence that **Evergreen Home Rehab LLC** violated the following:

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

The motion passed unanimously. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

After discussion a motion was made by **Mr. Oliver** and seconded by **Mrs. Bynum-Coleman** to impose the following sanctions:

| | | |
|-----------------|--|-------------------|
| Count 1: | | \$1,350.00 |
|-----------------|--|-------------------|

| | | |
|--------------|--|-------------------|
| Total | | \$1,350.00 |
|--------------|--|-------------------|

A total monetary penalty of **\$1,350.00** was imposed. In addition, for violation of Count 1, the Board imposes revocation of license.

The motion passed unanimously. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

In the matter of Prima Facie Disciplinary File Number 2017-02255, Angle3 Design/build Construction LLC, the Board met and reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File
 Number
 2017-02255
 Angle3
 Design/build
 d
 Constructio
 n LLC**

Angle3 Design/build Construction LLC did not appear at the Board meeting in person, by counsel, or by any other qualified representative.

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

The Board finds substantial evidence that **Angle3 Design/build Construction LLC** violated the following:

| | | |
|-----------------|----------------|------------------------------|
| Count 1: | | 18 VAC 50-22-230. B |
| Count 2: | Two violations | 18 VAC 50-22-260.B.28 |
| Count 3: | | 18 VAC 50-22-260.B.22 |
| Count 4: | | 18 VAC 50-22-260.B.23 |

The motion passed unanimously. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

Mr. Olson shared that priors exists. Angle3 Design/Build Construction LLC – on November 8, 2016, Angle3 Design/Build Construction, LLC was found in violation of the Board for Contractors Regulations for failing to report a change in business entity and for providing inaccurate information to the Board for Contractors. Consent Order 2016-02163 resulted in fines of \$1450, revocation of licensure, and assignment of Remedial Education, with the revocation waived if documentation of good

standing of the entity with the Virginia State Corporation Commission. Compliance with the SCC was obtained, but the fine was not paid, resulting in the suspension of the license on February 10, 2017.

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

| | | |
|-----------------|------------------|---------------------------------|
| Count 1: | From Bad Address | \$ 0.00 To No Sanction |
| Count 2: | Revocation | \$2,500.00 |
| Count 3: | No Sanction | |
| Count 4: | | \$650.00 and Remedial Ed |
| Total | | \$3,150.00 |

A total monetary penalty of **\$3,150.00** was imposed. In addition, for violation of Count 2 and 3, the Board imposes revocation of license. For violation of Count 4, the Board requires **Angle3 Design/build Construction 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 unanimously. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

In the matter of Prima Facie Disciplinary File Number 2017-02476 TCI Inc the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File
Number
2017-02476
Tci Inc**

TCI 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. Redifer** to adopt the report of findings including exhibits and the Recommendation. The Board finds substantial evidence that **TCI Inc**, violated the following of the Board's Regulations:

(Count 1) 18 VAC 50-22-210

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy,**

Middleton, O'Dell, and Mitchell, were absent.

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

Count 1: \$0.00.
Total \$0.00

For violation of Count 1, the Board imposes license revocation. The Report of Findings and Recommendation are incorporated as part of the Order.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer.** **David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

In the matter of Prima Facie Disciplinary File Number 2017-02758 Roger L Moss, t/a Year Round Roofing the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

File
Number
2017-02758
Roger L
Moss, t/a
Year Round
Roofing

Roger L Moss, t/a Year Round Roofing 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. Pace** to adopt the report of findings including exhibits and the Recommendation, in part. The Board finds substantial evidence that **Roger L Moss, t/a Year Round Roofing**, violated the following of the Board's Regulations:

(Count 1) 18 VAC 50-22-260.B.28

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer.** **David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

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

Count 1: \$1,900.00.
Total \$1,900.00

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

Report of Findings and Recommendation in part are incorporated as part of the Order.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer.** **David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

In the matter of Prima Facie Disciplinary File Number 2017-02761 Healthy Home Modifications the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File
Number
2017-02761
Healthy
Home
Modificatio
ns**

Healthy Home MODifications 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 **Mrs. Bynum-Coleman** to adopt the report of findings including exhibits and the Recommendation in part. The Board finds substantial evidence that **Healthy Home Modifications**, violated the following of the Board’s Regulations:

- (Count 1) 18 VAC 50-22-260.B.28**
- (Count 2) 18 VAC 50-22-260.B.7**

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer.** **David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

After discussion a motion was made by **Mr. Oliver** and seconded by **Mrs. Bynum-Coleman** to impose the following monetary penalties due to the seriousness and nature of the offense:

| | |
|-----------------|-------------------|
| Count 1: | \$1,900.00 |
| Count 2: | \$ 0.00 |
| Total | \$1,900.00 |

For violation of Counts 1 and 2, the Board imposes license revocation. The Report of Findings and Recommendation in part are incorporated as part of the Order.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer.** **David Giesen, H. Bailey Dowdy,**

Middleton, O'Dell, and Mitchell, were absent.

In the matter of Prima Facie Disciplinary File Number 2017-02898 Hendersons Elite Contracting Inc the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File
Number
2017-02898
Henderson
s Elite
Contracting
Inc**

Hendersons Elite Contracting 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 **Mrs. Bynum-Coleman** to adopt the report of findings including exhibits and the Recommendation in part. The Board finds substantial evidence that **Hendersons Elite Contracting Inc**, violated the following of the Board's Regulations:

(Count 1) 18 VAC 50-22-260.B.28

(Count 2) 18 VAC 50-22-260.B.7

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

Mr. Olson shared that: Hendersons Elite Contracting – on November 10, 2015, Hendersons Elite Contracting was found in violation of the Board for Contractors Regulations for failure to use a change order and for working outside the scope of the license. Consent Order 2015-01719 resulted in fines of \$1900, board costs of \$150, and assignment of Remedial Education. Compliance was obtained on March 28, 2017.

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

| | |
|-----------------|-------------------|
| Count 1: | \$1,900.00 |
| Count 2: | \$ 0.00 |
| Total | \$1,900.00 |

For violation of Counts 1 and 2, the Board imposes license revocation. The Report of Findings and Recommendation in part are incorporated as part of the Order.

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

were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

In the matter of Prima Facie Disciplinary File Number 2017-02899 Hilltop Construction Co., Inc. the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File
Number
2017-02899
Hilltop
Constructio
n Co., Inc.**

Hilltop Construction Co., 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. Hux** to adopt the report of findings including exhibits and the Recommendation, in part. The Board finds substantial evidence that **Hilltop Construction Co., Inc.** violated the following of the Board's Regulations:

- (Count 1) 18 VAC 50-22-260.B.28**
- (Count 2) 18 VAC 50-22-260.B.7**

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

Mr. Olson shared that priors exists: Hilltop Construction Company, Inc. – on June 2, 2015, Hilltop Construction Company was found in violation of the Board for Contractors Regulations for missing contract elements, failure to use a change order, failure to report a change in Responsible Management, and failure to report a change in business entity. Consent Order 2015-01852 resulted in fines of \$1650, board costs of \$150, voluntary surrender of the license, and assignment of Remedial Education. Compliance was not obtained and the license expired in July of 2015.

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

| | |
|-----------------|-------------------|
| Count 1: | \$1,900.00 |
| Count 2: | \$ 0.00 |
| Total | \$1,900.00 |

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

The Report of Findings and Recommendation in part are incorporated as part of the Order.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

In the matter of Prima Facie Disciplinary File Number 2017-02901 Kjb Companies, t/a Infinity Design & Remodeling the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File
Number
2017-02901
Kjb
Compaines
, t/a Infinity
Design &
Remodelin
g**

Kjb Companies, t/a Infinity Design & 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. Hux** to adopt the report of findings including exhibits and the Recommendation. The Board finds substantial evidence that **Kjb Companies, t/a Infinity Design & Remodeling**, violated the following of the Board’s Regulations:

(Count 1) 18 VAC 50-22-260.B.7

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

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

| | |
|-----------------|----------------|
| Count 1: | \$0.00. |
| Total | \$0.00 |

For violation of Count 1, the Board imposes license revocation. The Report of Findings and Recommendation are incorporated as part of the Order.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

In the matter of Prima Facie Disciplinary File Number 2017-02902 Joseph Stanley, t/a Allstate Materials the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number
2017-02902
Joseph Stanley, t/a Allstate Materials**

Joseph Stanley, t/a Allstate Materials 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 **Mrs. Bynum-Coleman** to adopt the report of findings including exhibits and the Recommendation. The Board finds substantial evidence that **Joseph Stanley, t/a Allstate Materials**, violated the following of the Board's Regulations:

(Count 1) 18 VAC 50-22-260.B.7

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

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

Count 1: \$0.00.
Total \$0.00

For violation of Count 1, the Board imposes license revocation. The Report of Findings and Recommendation are incorporated as part of the Order.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

In the matter of Prima Facie Disciplinary File Number 2017-02932 David Lee Bryan the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number
2017-02932
David Lee Bryan**

David Lee Bryan 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 in part. The Board finds substantial evidence that **David Lee Bryan**, violated the following of the Board's Regulations:

(Count 1) 18 VAC 50-22-260.B.28

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

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

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

| | |
|-----------------|-------------------|
| Count 1: | \$1,900.00 |
| Count 2: | \$ 0.00 |
| Total | \$1,900.00 |

For violation of Counts 1 and 2, the Board imposes license revocation. The Report of Findings and Recommendation are incorporated as part of the Order.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

In the matter of Prima Facie Disciplinary File Number 2017-02903 Chad Bates the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

File
Number
2017-02903
Chad Bates

Chad Bates 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 **Chad Bates**, violated the following of the Board's Regulations:

(Count 1) 18 VAC 50-22-260.B.28

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

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

Count 1: \$1,900.00
Total \$1,900.00

For violation of Count 1, the Board imposes license revocation. The Report of Findings and Recommendation are incorporated as part of the Order.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

In the matter of Prima Facie Disciplinary File Number 2017-02908 Alton Anthony Kelly, t/a All Remodeling the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

Alton Anthony Kelly, t/a All 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 **Mrs. Bynum-Coleman** to adopt the report of findings including exhibits and the Recommendation. The Board finds substantial evidence that **Alton Anthony Kelly, t/a All Remodeling**, violated the following of the Board’s Regulations:

(Count 1) 18 VAC 50-22-260.B.7

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

File
Number
2017-02908
Alton
Anthony
Kelly, t/a All
Remodelin
g

Mr. Olson shared that priors exists: Alton Anthony Kelly t/a All Remodeling – July 11, 2016, Alton Kelly t/a All Remodeling was found in violation of the Board for Contractors Regulations for assisting another to violation § 54.1 of the Code of Virginia. Consent Order 2016-00155 resulted in fines of \$1000, board costs of \$150, and assignment of Remedial Education. Compliance was obtained in September of 2016.

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

Count 1: \$0.00.
Total \$0.00

For violation of Count 1, the Board imposes license revocation. The Report of Findings and Recommendation are incorporated as part of the Order.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

In the matter of Consent Order File Number 2017-00878, Hall & Wilson Construction Inc., t/a Hall Construction Incorporated, the board reviewed the Consent Order as seen and agreed to by James M Hall.

**File
Number
2017-00878
Hall &
Wilson
Constructio
n Inc., t/a
Hall
Constructio
n
Incorporate
d**

A motion was made by **Mr. Redifer** and seconded by **Mr. Hux** to ratify the proposed Consent Order offer wherein **James M Hall** acknowledges an understanding of the charges and neither admits nor denies the following terms: violations of the Board’s Regulations as outlined in the Report of Findings. **James M Hall** consents to the following term (s). **(Count 1)** 18 VAC 50-22-260.B.33 with a monetary penalty of \$500.00 and **(Count 2)** 18 VAC 50-22-260.B.31 with a monetary penalty of \$400.00. **Hall** also agrees to Board Costs in the amount of \$150.00. **Hall** agrees to pay a total of \$1,050.00.

In addition, for violation of Count 1 and 2, **Hall** 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, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy,**

Middleton, O'Dell, and Mitchell, were absent.

In the matter of Consent Order File Number 2017-02532, Larry Ross Hill t/a L R Hill Custom Builders, the board reviewed the Consent Order as seen and agreed to by **Larry Ross Hill t/a L R Hill Custom Builders**.

**File
Number
2017-02532
Larry Ross
Hill t/a L R
Hill Custom
Builders**

Mr. Larry Ross Hill for L R Hill Custom Builders attended the Board meeting and requested to withdraw his signature from the Order and to request that the case be remanded to staff in order to conduct an Informal Fact Finding Conference with him being allowed to present evidence that he feels will be pertinent to the Board's decision in this matter.

A motion was made by **Mr. Redifer** and seconded by **Mr. Hux** to remand the case to staff for review and processing through an IFF.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

In the matter of Consent Order File Number 2017-01680 X & M Residential Managing LLC the board reviewed the Consent Order as seen and agreed to by **Kongma Xayasith . Carmine for X & M Residential Managing LLC** did attend the Board meeting in person.

**File
Number
2017-01680
X & M
Residential
Managing
LLC**

A motion was made by **Mr. Hux** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **X & M Residential Managing LLC** acknowledges an understanding of the charges and admits to the violations of the Counts as outlined in the Report of Findings. **X & M Residential Managing LLC**. consents to the following term(s). **(Count 1)** 18 VAC 50-22-260.B.9 with a monetary penalty of \$400.00; **(Count 2)**: 18 VAC 50-22-260.B.33 with a monetary penalty of \$750.00; **(Count 3)**: 18 VAC 50-22-260.B.25 with a monetary penalty of \$1,000.00; **(Count 4)**: 18 VAC 50-22-260.B.22 with a monetary penalty of \$00.00; **(Count 5)**: 18 VAC 50-22-260.B.23 with a monetary penalty of \$650.00; **(Count 6)**: 18 VAC 50-22-220.(Three Violation at \$450.00 each) with a monetary penalty of \$1,350.00; **(Count 7)**: 18 VAC 50-22-260.B.2 with a monetary penalty of \$1,000.00 and Board Costs in the amount of \$150.00. **X & M Residential Managing LLC** agrees to pay a total of **\$5,300.00**.

Further, for violation of Count 1, **X & M Residential Managing LLC**

agrees to have, a member of management successfully complete a Board approved remedial education class within ninety days of the effective date the Order.

In addition, for violation of Count 6 and 7, **X & M Residential Managing LLC** agrees to revocation of its license.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer.** **David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

In the matter of Consent Order File Number 2017-01477, Martha Buracker t/a Buracker Construction, the board reviewed the Consent Order as seen and agreed to **Martha T Buracker.** **Martha Buracker t/a Buracker Construction** did attend the Board meeting in person.

File
Number
2017-01477
Michael &
Son
Services
Inc.

A motion was made by **Mr. Hux** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Martha Buracker t/a Buracker Construction,** acknowledges an understanding of the charges and admits to the violation (s) of the Counts as outlined in the Report of Findings. **Martha Buracker t/a Buracker Construction** consents to the following terms. **(Count 1)** 18 VAC 50-22-260.B.18 with a monetary penalty of \$800.00. **Martha Buracker t/a Buracker Construction** agrees to Board costs of \$150.00. **Martha Buracker t/a Buracker Construction** agrees to pay a total of **\$950.00.**

Further it is noted that Johanna Mansour, a member of Responsible Management for **Michael & Son Services Inc.** and **Klark Brown, Director of Operations for Water and Mold Restoration** are required to complete a Board-approved remedial education class within 90 days of the Consent Order.

In addition, for violation of Count 1, **Martha Buracker t/a Buracker Construction** 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, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer.** **David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

In the matter of Consent Order File Number 2015-00306, R & J Excavation LC, the board reviewed the Consent Order as seen and

File
Number

agreed to by **Renuifo Villalobos Quispe**. **R & J Excavation LC** did attend the Board meeting in person.

**2015-00306
R & J
Excavation
LC**

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

| | | |
|-----------------|------------------------------|----------------|
| Count 1: | 18 VAC 50-30-260.B. 2 | \$00.00 |
|-----------------|------------------------------|----------------|

R & J Excavation LC agrees to pay a total of \$150.00 Board costs.

In addition for violation of Count 1, **R & J Excavation LC** agrees to revocation of its license being imposed.

The motion was adopted by a unanimous vote. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer**. **David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell**, were absent.

In the matter of Consent Order File Number 2015-00339, Bertin Osorio, t/a Osorio Brothers Drywall Co the board reviewed the Consent Order as seen and agreed to by **Bertin Osorio**. **Bertin Osorio** did not attend the Board meeting in person by counsel nor by any qualified representative.

**File
Number
2015-00339
Bertin
Osorio, t/a
Osorio
Brothers
Drywall Co**

A motion was made by **Mr. Magruder** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **Bertin Osorio**, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. **Bertin Osorio** consents to the following violations of the Board's Regulations: **(Count 1) 18 VAC 50-22-260.B.2** with a monetary penalty of **\$00.00**. **Bertin Osorio, t/a Osorio Brothers Drywall Co** agrees to Board costs of **\$150.00** and to pay a total of **\$150.00**

For violation of Count 1, **Bertin Osorio, t/a Osorio Brothers Drywall Co** agrees to revocation of its license.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer**. **David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell**, were absent.

In the matter of Consent Order File Number 2015-00364, Lee Jong Min, T/a G & N Home Improvement the board reviewed the Consent Order as seen and agreed to by **Wayne Mervyn Holford**. **Wayne Mervyn Holford** did not attend the Board meeting in person by counsel or by any other qualified individual.

File Number
2015-00364
Lee Jong Min, T/a G & N Home Improvement

A motion was made by **Mr. Oliver** and seconded by **Mr. Hux** to ratify the proposed Consent Order offer wherein **Lee Jong Min, T/a G & N Home Improvement**, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings. **Lee Jong Min, T/a G & N Home Improvement** consents to the following violations of the Board's Regulations: **(Count 1)** 18 VAC 50-22-260.B.2 with a monetary penalty of **\$000.00**. **Lee Jong Min, T/a G & N Home Improvement** agrees to Board costs of **\$150.00** and a total of **\$150.00**.

For violation of Count 1, **Lee Jong Min, T/a G & N Home Improvement** agrees to revocation of its license.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer**. **David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent**.

In the matter of Consent Order File Number 2015-00372, M & R Contracting Services Inc, the board reviewed the Consent Order as seen and agreed to by **Marcelo Rivas**. **M & R Contracting Services Inc**, did not attend the Board meeting in person, by counsel nor by any qualified representative.

File Number
2015-00372
M & R Contracting Services Inc

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

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

Listed below are the sanctions:

| | | |
|-----------------|--|-------------------|
| Count 1: | | \$1,100.00 |
| | | |

| | | |
|--------------------|--|-------------------|
| Board Costs | | \$150.00 |
| | | |
| Total | | \$1,250.00 |

Further, for violation of Count 1, **M & R Contracting Services Inc** agrees to revocation of its license.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

In the matter of Consent Order File Number 2016-01628, Skelton Contractors LLC, the board reviewed the Consent Order as seen and agreed to by **Kelly Brown. Skelton Contractors LLC** did not attend the Board meeting in person, by counsel nor by any other qualified representative.

**File
Number
2016-01628
Skelton
Contractor
s LLC**

A motion was made by **Mr. Oliver** and seconded by **Mr. Magruder** to ratify the proposed Consent Order offer wherein **Skelton Contractors LLC** acknowledges an understanding of the charges and admits to the following violations of the counts as outlined in the Report of Findings, **Skelton Contractors LLC** consents to the following term (s): **(Count 1) 18 VAC 50-22-260. B.8** and agrees to a monetary penalty of **\$150.00**; **Count 2: 18 VAC 50-22-260.B.2** with a penalty of **\$1,000.00**; **Count 3: 18 VAC 50-22-260.B.22** with a penalty of **\$0.00**; and **Count 4: 18 VAC 50-22-260.B.23** with a penalty of **\$200.00**. They also agree to pay a total of **\$1,350.00**.

In addition, for violation of Count 1 **Skelton Contractors LLC** agrees to revocation of its license.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

In the matter of Consent Order File Number 2017-00534 D M Barbini Contracting Inc, the board reviewed the Consent Order as seen and agreed to by **David M Barbini. D M Barbini Contracting Inc**, did not attend the Board meeting in person by counsel nor by any other

**File
Number
2017-00534
D M Barbini**

qualified representative.

**Contracting
Inc**

A motion was made by **Mr. Oliver** and seconded by **Mr. Magruder** to ratify the proposed Consent Order offer wherein **D M Barbini Contracting Inc**, acknowledges an understanding of the charges admits to the following violations of the Counts as outlined in the Report of Findings. **D M Barbini Contracting Inc**, consents to the following term(s): **(Count 1) 18 VAC 50-22-260.B.6** and agrees to a monetary penalty of **\$750.00**; **(Count 2) 18 VAC 50-22-260.B.33** and agrees to a monetary penalty of **\$750.00**; **Count 3 18 VAC 50-22-230 A** and agrees to a monetary penalty of **\$350.00**. **D M Barbini Contracting Inc**, also agrees to Board Costs in the amount of **\$150.00**. **D M Barbini Contracting Inc**, agrees to pay **\$2,000.00**.

In addition for violation of Count 1, 2 and 3, **D M Barbini Contracting 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, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer**. **David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent**.

In the matter of Consent Order File Number 2017-00701 Nelson R Lamb, t/a Lambs Plumbing, the board reviewed the Consent Order as seen and agreed to by **Nelson Ray Lamb**. **Nelson R Lamb, t/a Lambs Plumbing**, did not attend the Board meeting in person, or by counsel or any qualified representative.

**File
Number
2017-00701
Nelson R
Lamb, t/a
Lambs
Plumbing,**

A motion was made by **Mr. Oliver** and seconded by **Ms. Tomlin** to ratify the proposed Consent Order offer wherein **Nelson R Lamb, t/a Lambs Plumbing,,** admits to the following violations of the Board's Regulations: **(Count 1) 18 VAC 50-22-230.B** and agrees to a monetary penalty of **\$600.00** and **Count 2: 18 VAC 50-22-260.B.8** and agrees to a monetary penalty of **\$350.00**. **Nelson R Lamb, t/a Lambs Plumbing**, also agrees to Board costs in the amount of **\$150.00**. **Nelson R Lamb, t/a Lambs Plumbing,,** agrees to pay a total of **\$1,100.00**.

In addition, the Board shall waive imposition of the **\$600.00** monetary penalty for Count 1 provided, **Nelson R Lamb, t/a Lambs Plumbing**, agrees to report his current mailing and or physical address to the Board, in writing, within ninety days of the effective date of the Order. If fails to comply with the condition, then the full monetary penalty will be automatically imposed.

Also, the Board shall waive imposition of the **\$400.00** monetary penalty for Count 2 provided **Nelson R Lamb** provides a copy of his current contract within ninety 90 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 **Nelson R Lamb** fails to comply with this condition then the full monetary penalty will be automatically imposed.

Further, for violation of Count 1, **Nelson R Lamb** 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, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

In the matter of Consent Order File Number 2017-00739 First Atlantic Restoration Inc the board reviewed the Consent Order as seen and agreed to by **David E. Collier. First Atlantic Restoration Inc** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File
Number
2017-00739
First
Atlantic
Restoration
Inc

A motion was made by **Mr. Oliver** and seconded by **Mr. Magruder** to ratify the proposed Consent Order offer wherein **First Atlantic Restoration Inc** acknowledges an understanding of the charges and admits to the following violations of the Counts as outlined in the Report of Findings. **First Atlantic Restoration Inc (Count 1) 18 VAC 50-22-260.B.31** and agrees to a monetary penalty of **\$400.00: (Count 2) 18 VAC 50-22-260.B.31** and agrees to a monetary penalty of \$400.00: and (Count 3) 18 VAC 50-22.B.27 and agrees to monetary penalty of \$650.00. **First Atlantic Restoration Inc** also agrees to Board costs in the amount of **\$150.00. First Atlantic Restoration Inc.** agrees to pay a total of **\$1,600.00.**

Also, for violation of count 1, **First Atlantic Restoration 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, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

In the matter of Consent Order File Number 2017-01011 A United Construction Inc, the board reviewed the Consent Order as seen and agreed to by **Hicham Moutawakil**. **A United Construction Inc** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File
Number
2017-01011
A United
Constructio
n Inc

A motion was made by **Mr. Hux** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **A United Construction Inc** 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**; (**Count 2**) **18 VAC 50-22-260.B.11** and agrees to a monetary penalty of **\$450.00**; (**Count 3**) **18 VAC 50-22-260.B.28** and agrees to a monetary penalty of **\$1,700.00**; (**Count 4**) **18 VAC 50-22-260.B.2** and agrees to a monetary penalty of **\$1,050.00**; and (**Count 5**) **18 VAC 50-22-260.B.2** and agrees to a monetary penalty of **\$1,050.00**. **A United Construction Inc** also agrees to Board costs in the amount of **\$150.00**. **A United Construction Inc** agrees to pay a total of **\$4,800.00**.

Further, for violation of Count 3 and 5, **A United Construction Inc** agrees to revocation of its license.

The Board shall waive imposition of the \$1,700.00 monetary penalty and license revocation for Count 3 and shall waive license revocation for Count 5 provided **A United Construction Inc** satisfies the judgments and provides the Board with proof of the satisfactions within ninety days of the effective date of the order. If **A United Construction Inc** fails to comply with these conditions, then the full monetary penalty and license revocation will be automatically imposed.

Further, for violation of Counts 1, 2, and 4, **A United Construction 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, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer**. **David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell**, were absent.

In the matter of Consent Order File Number 2017-01136 TW Construction Services LLC, the board reviewed the Consent Order as seen and agreed to by **Michael Weldon Martin**. **TW Construction Services LLC**, did not attend the Board meeting in person, nor by

File
Number
2017-01136
TW

counsel or any qualified representative.

**Constructio
n Services
LLC**

A motion was made by **Mr. Oliver** and seconded by **Mr. Magruder** to ratify the proposed Consent Order offer wherein **TW Construction Services LLC**, admits to the following violations of the Board's Regulations:

| | | |
|--------------------|-----------------|--------------------------------|
| Count 1: | \$600.00 | 18 VAC 50-22-260. B. 24 |
| Board Costs | \$150.00 | |
| Total | \$750.00 | |

TW Construction Services LLC, agrees to pay **\$750.00**.

Further for violation of Count 1, **TW Construction Services 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, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer**. **David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell**, were absent.

In the matter of Consent Order File Number 2017-01246, Elwood McIntire & James Baden & Marsha Baden, t/a Elwood McIntire Kitchen Specialists, the board reviewed the Consent Order as seen and agreed to by **James Baden**. **Elwood McIntire & James Baden & Marsha Baden, t/a Elwood McIntire Kitchen Specialists** did not attend the Board meeting in person, nor by counsel or any qualified representative.

**File
Number
2017-01246
Elwood
McIntire &
James
Baden &
Marsha
Baden, t/a
Elwood
McIntire
Kitchen
Specialists**

A motion was made by **Mr. Oliver** and seconded by **Mr. Magruder** to ratify the proposed Consent Order offer wherein **Elwood McIntire & James Baden & Marsha Baden, t/a Elwood McIntire Kitchen Specialists**, admits to the following violations of the Board's Regulations (**Count 1**) **18 VAC 50-22-210** and agrees to a monetary penalty of **\$450.00**; (**Count 2**) **18 VAC 50-22-230.A** and agrees to a monetary penalty of **\$350.00**; (**Count 3**) **18 VAC 50-22-260.B.9** and agrees to a monetary penalty of **\$400.00**. **Elwood McIntire & James Baden & Marsha Baden, t/a Elwood McIntire Kitchen Specialists** also agrees to Board costs in the amount of **\$150.00**. **Elwood McIntire & James Baden & Marsha Baden, t/a Elwood McIntire Kitchen Specialists** agrees to pay a total of **\$1,350.00** and agrees to successfully complete a Board-approved remedial education class within 90 days of entry of the Order.

In addition, the Board shall waive imposition of the \$450.00 monetary penalty for Count 1 provided **Elwood McIntire & James Baden & Marsha Baden, t/a Elwood McIntire Kitchen Specialists** applies for a new license for the new business entity within ninety days of the effective date of the Order. If **Elwood McIntire & James Baden & Marsha Baden, t/a Elwood McIntire Kitchen Specialists** fails to comply with this condition, then the full monetary penalty will be automatically imposed.

Further, the Board shall waive imposition of the \$400.00 monetary penalty for Count 3 provided **Elwood McIntire & James Baden & Marsha Baden, t/a Elwood McIntire Kitchen Specialists** 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 **Elwood McIntire & James Baden & Marsha Baden, t/a Elwood McIntire Kitchen Specialists** fails to comply with this condition, then the full monetary penalty will be automatically imposed.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer**. **David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent**.

In the matter of Consent Order File Number 2017-01305 Hart Construction Company LLC, the board reviewed the Consent Order as seen and agreed to by **Matthaw Hart**. **Hart Construction Company LLC**, did not attend the Board meeting in person, nor by counsel or any qualified representative.

File
Number
2017-01305
Hart
Constructio
n Company
LLC

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **Hart Construction Company LLC**, admits to the following violations of the Board’s Regulations (**Count 1**) **18 VAC 50-22-260.B.33** and agrees to a monetary penalty of **\$1,000.00**. **Hart Construction Company LLC**, also agrees to Board costs in the amount of **\$150.00**. **Hart Construction Company LLC**, agrees to pay **\$1,150.00**.

Further, for violation of Count 1, **Hart Construction Company LLC**, agrees to have a member of Responsible Management successfully complete a Board-approved remedial education within 90 days of the Order.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer.** **David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

In the matter of Consent Order File Number 2017-01360 Matthew L Crane, t/a Alternative Home Builders, the board reviewed the Consent Order as seen and agreed to by **Matthew L Crane.** **Matthew L Crane, t/a Alternative Home Builders** did not attend the Board meeting in person by counsel nor by any other qualified representative.

File
Number
2017-01360
Matthew L
Crane, t/a
Alternative
Home
Builders

A motion was made by **Mr. Oliver** and seconded by **Mr. Hux** to ratify the proposed Consent Order offer wherein **Matthew L Crane, t/a Alternative Home Builders,** admits to the following violations of the Board’s Regulations: **(Count 1) 18 VAC 50-22-210** and agrees to a monetary penalty of **\$1,750.00.** **Matthew L Crane, t/a Alternative Home Builders** also agrees to Board costs in the amount of **\$150.00.** **Matthew L Crane, t/a Alternative Home Builders,** agrees to pay **\$1,900.00.**

Matthew L Crane, t/a Alternative Home Builders agrees to revocation of its license for violation of Count 1.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer.** **David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

In the matter of Consent Order File Number 2017-01365 Mike GW French, t/a Virginia Decking & Remodeling the board reviewed the Consent Order as seen and agreed to by **Mike French.** **Mike GW French, t/a Virginia Decking & Remodeling,** did not attend the Board meeting in person, nor by counsel or any qualified representative.

File
Number
2017-01365
Mike GW
French, t/a
Virginia
Decking &
Remodelin
g

A motion was made by **Mr. Oliver** and seconded by **Mr. Magruder** to ratify the proposed Consent Order offer wherein **Mike GW French, t/a Virginia Decking & Remodeling,** admits to the following violations of the Board’s Regulations **(Count 1) 18 VAC 50-22-260.B.18** and agrees to a monetary penalty of **\$800.00.** **Mike GW French, t/a Virginia Decking & Remodeling,** also agrees to Board costs in the amount of **\$150.00.** **Mike GW French, t/a Virginia Decking & Remodeling,** agrees to pay **\$950.00.**

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

In addition, for violation of Count 1, the Board shall waive \$400.00 of the \$800.00 monetary penalty.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

In the matter of Consent Order File Number 2017-01417 Rorrer Enterprises Inc., t/a E & E Plumbing and Heating, the board reviewed the Consent Order as seen and agreed to by **John M Rorrer. Rorrer Enterprises Inc., t/a E & E Plumbing and Heating** did not appear at the Board meeting in person, nor by counsel or any qualified representative.

**File
Number
2017-01417
Rorrer
Enterprises
Inc., t/a E &
E Plumbing
and
Heating**

A motion was made by **Mr. Oliver** and seconded by **Mr. Magruder** to ratify the proposed Consent Order offer wherein **Rorrer Enterprises Inc., t/a E & E Plumbing and Heating**, admits to the following violations of the Board's Regulations (**Count 1) 18 VAC 50-22-260.B.8** and agrees to a monetary penalty of **\$350.00. Rorrer Enterprises Inc., t/a E & E Plumbing and Heating**, also agrees to Board costs in the amount of **\$150.00. Rorrer Enterprises Inc., t/a E & E Plumbing and Heating**, agrees to pay **\$500.00.**

Further, for violation of Count 1, **Rorrer Enterprises Inc., t/a E & E Plumbing and Heating** 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, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

In the matter of Consent Order File Number 2017-01445 TAS Design Inc, the board reviewed the Consent Order as seen and agreed to by **Todd Setliff. TAS Design Inc**, did not attend the Board meeting

**File
Number
2017-01445**

in person, nor by counsel or any qualified representative.

**TAS Design
Inc**

A motion was made by **Mr. Oliver** and seconded by **Mr. Redifer** to ratify the proposed Consent Order offer wherein **TAS Design Inc**, 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**; (**Count 2**) **18 VAC 50-22-260.B.8** and agrees to a monetary penalty of **\$350.00**. **TAS Design Inc**, also agrees to Board costs in the amount of **\$150.00**. **TAS Design Inc**, agrees to pay **\$900.00**.

Further, for violation of Count 1 and 2, **TAS Design Inc**, agrees to have a member of Responsible Management successfully complete a Board-approved Remedial Education class within 90 days of the Order.

Further the Board shall waive imposition of the \$400.00 monetary penalty for Count 1 provided **TAS Design Inc**, provides a copy of its current contract within 90 days of the effective date of the Order. The contract must be in compliance with Board Regulation **18 VAC 50-22-260.B.9** fails to comply with these conditions, then the full monetary penalty will be automatically imposed.

Also, for violation of Count 2, the Board shall waive \$150.00 of the monetary penalty.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer**. **David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent**.

In the matter of Consent Order File Number 2017-01515 Caffi Contracting Services Inc, the board reviewed the Consent Order as seen and agreed to by **Ronald V Caffi**. **Caffi Contracting Services Inc**, did not attend the Board meeting in person, nor by counsel or any qualified representative.

**File
Number
2017-01515
Caffi
Contracting
Services
Inc**

A motion was made by **Mr. Oliver** and seconded by **Mr. Hux** to ratify the proposed Consent Order offer wherein **Caffi Contracting Services Inc**, admits to the following violations of the Board's Regulations (**Count 1**) **18 VAC 50-22-260.B.33** and agrees to a monetary penalty of **\$500.00**. **Caffi Contracting Services Inc**, also agrees to Board costs in the amount of **\$150.00**. **Caffi Contracting Services Inc**, agrees to pay **\$650.00**.

Further, for violation of Count 1, **Caffi Contracting Services Inc**,

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, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer.** **David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

In the matter of Consent Order File Number 2017-01554 Gary T Bevins, t/a Bevins Roofing & Home Improvement, the board reviewed the Consent Order as seen and agreed to by **Gary Bevins.** **Gary T Bevins, t/a Bevins Roofing & Home Improvement** did not attend the Board meeting in person, nor by counsel or any qualified representative.

**File
Number
2017-01554
Gary T
Bevins, t/a
Bevins
Roofing &
Home
Improveme
nt**

A motion was made by **Mr. Oliver** and seconded by **Mr. Hux** to ratify the proposed Consent Order offer wherein **Gary T Bevins, t/a Bevins Roofing & Home Improvement,** admits to the following violations of the Board’s Regulations **(Count 1) 18 VAC 50-22-260.B.29** and agrees to a monetary penalty of **\$700.00.** **Gary T Bevins, t/a Bevins Roofing & Home Improvement,** also agrees to Board costs in the amount of **\$150.00.** **Gary T Bevins, t/a Bevins Roofing & Home Improvement,** agrees to pay **\$850.00.**

Further, for violation of Count 1, **Gary T Bevins, t/a Bevins Roofing & Home Improvement** 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, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer.** **David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

In the matter of Consent Order File Number 2017-01562 Edward Bittner, III, the board reviewed the Consent Order as seen and agreed to by **Edward Bittner.** **Edward Bittner, III,** did attend the Board meeting in person.

**File
Number
2017-01562
Edward
Bittner, III**

A motion was made by **Mr. Oliver** and seconded by **Mr. Hux** to ratify the proposed Consent Order offer wherein **Edward Bittner, III,** admits to the following violations of the Board’s Regulations **(Count 1) 18 VAC**

50-30-190.1 and agrees to a monetary penalty of **\$1,000.00**; **(Count 2) 18 VAC 50-30-190.1** and agrees to a monetary penalty of **\$1,000.00**. **Edward Bittner, III**, also agrees to Board costs in the amount of **\$150.00**. **Edward Bittner, III** agrees to pay **\$2,150.00**.

In addition, for violation of Count 1 and 2, **Edward Bittner, III** agrees to revocation of his license.

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

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer**. **David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell**, were absent.

In the matter of Consent Order File Number 2017-01606 Ashco International Inc, the board reviewed the Consent Order as seen and agreed to by **Ramin Sharifi**. **Ashco International Inc**, did not attend the Board meeting in person, nor by counsel or any qualified representative.

File
Number
2017-01606
Ashco
Internation
al Inc

A motion was made by **Mr. Oliver** and seconded by **Mr. Hux** to ratify the proposed Consent Order offer wherein **Ashco International Inc**, admits to the following violations of the Board’s Regulations **(Count 1) 18 VAC 50-22-220.A** and agrees to a monetary penalty of **\$00.00**; **Count 2 18 VAC 50-22-220.B** and agrees to the amount of **\$00.00** .

Further, for violation of Count 1 and 2, **Ashco International Inc**, agrees to terminate its license within 30 days of the Order .

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer**. **David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell**, were absent.

In the matter of Consent Order File Number 2017-01731 The Castle Custom Cabinet Millwork Inc, the board reviewed the Consent Order as seen and agreed to by **Walter M Castillo**. **The Castle Custom Cabinet Millwork Inc**, did not attend the Board meeting in person, nor by counsel or any qualified representative.

File
Number
2017-01731
The Castle
Custom

**Cabinet
Millwork
Inc**

A motion was made by **Mr. Oliver** and seconded by **Mr. Hux** to ratify the proposed Consent Order offer wherein **The Castle Custom Cabinet Millwork Inc**, admits to the following violations of the Board's Regulations **(Count 1) 18 VAC 50-22-260.B.2** and agrees to a monetary penalty of **\$0.00**. **The Castle Custom Cabinet Millwork Inc** also agrees to Board costs in the amount of **\$150.00**. **The Castle Custom Cabinet Millwork Inc**, agrees to pay **\$150.00**.

Further, for violation of Count 1, **The Castle Custom Cabinet Millwork Inc**, agrees to revocation of its license.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer**. **David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell**, were absent.

In the matter of Consent Order File Number 2017-01754 Ferguson Plumbing & Heating Inc, the board reviewed the Consent Order as seen and agreed to by **Harold Ferguson**. **Ferguson Plumbing & Heating Inc**, did not attend the Board meeting in person, nor by counsel or any qualified representative.

**File
Number
2017-01754
Ferguson
Plumbing &
Heating Inc**

A motion was made by **Mr. Oliver** and seconded by **Mr. Hux** to ratify the proposed Consent Order offer wherein **Ferguson Plumbing & Heating Inc**, admits to the following violations of the Board's Regulations **(Count 1) 18 VAC 50-22-260.B.18** and agrees to a monetary penalty of **\$800.00**. **Ferguson Plumbing & Heating Inc** also agrees to Board costs in the amount of **\$150.00**. **Ferguson Plumbing & Heating Inc** agrees to pay **\$950.00**.

Further, for violation of Count 1, **Ferguson Plumbing & Heating Inc**, agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

The Board shall waive imposition of \$700.00 of the \$800.00 monetary penalty for Count 1.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer**. **David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell**, were absent.

In the matter of Consent Order File Number 2017-01852 Edward Bittner, III, the board reviewed the Consent Order as seen and agreed to by **Christopher Whitney**. **Edward Bittner, III**, did not attend the Board meeting in person, nor by counsel or any qualified representative.

File
Number
2017-01852
Edward
Bittner, III

A motion was made by **Mr. Oliver** and seconded by **Mr. Hux** to ratify the proposed Consent Order offer wherein **Edward Bittner, III**, admits to the following violations of the Board's Regulations **(Count 1) 18 VAC 50-30-190.1** and agrees to a monetary penalty of **\$1,000.00**; **(Count 2) 18 VAC 50-30-190.17** and agrees to a monetary penalty of **\$800.00**. **Edward Bittner, III**, also agrees to Board costs in the amount of **\$150.00**. **Edward Bittner, III, agrees to pay \$1,950.00**.

Further, for violation of Count 1, **Edward Bittner, III**, agrees to revocation of his license.

Further, the Board shall waive imposition of the **\$1,000.00** monetary penalty for Count 1 and shall waive imposition of the **\$800.00** monetary penalty for Count 2.

The motion passed with a unanimous "yes" vote. Members voting "yes" were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer**. **David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent**.

In the matter of Consent Order File Number 2017-01862 James Croxton, t/a Del-Ray Construction, the board reviewed the Consent Order as seen and agreed to by **James Croxton**. **James Croxton, t/a Del-Ray Construction**, did not attend the Board meeting in person, nor by counsel or any qualified representative.

File
Number
2017-01862
James
Croxton, t/a
Del-Ray
Constructio
n

A motion was made by **Mr. Oliver** and seconded by **Mr. Magruder** to ratify the proposed Consent Order offer wherein **James Croxton, t/a Del-Ray Construction**, admits to the following violations of the Board's Regulations **(Count 1) 18 VAC 50-22-260.B.19** and agrees to a monetary penalty of **\$800.00** and **(Count 2) 18 VAC 50-22-260.B.19** and agrees to a monetary penalty of **\$800.00**. **James Croxton, t/a Del-Ray Construction**, also agrees to Board costs in the amount of **\$150.00**. **James Croxton, t/a Del-Ray Construction, agrees to pay \$1,750.00**.

Further, for violation of Count 1 and 2, **James Croxton, t/a Del-Ray Construction**, 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, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

In the matter of Consent Order File Number 2017-01872 Dominion Door Solutions Inc, the board reviewed the Consent Order as seen and agreed to by **Michael A Brinn. Dominion Door Solutions Inc.,** did not attend the Board meeting in person, nor by counsel or any qualified representative.

**File
Number
2017-01872
Dominion
Door
Solutions
Inc,**

A motion was made by **Mr. Oliver** and seconded by **Mrs. Bynum-Coleman** to ratify the proposed Consent Order offer wherein **Dominion Door Solutions Inc.,** admits to the following violations of the Board’s Regulations:

| | | |
|--------------------|-----------------|-------------------------------|
| Count 1: | \$700.00 | 18 VAC 50-22-260. B.27 |
| Board Costs | \$150.00 | |
| Total | \$850.00 | |

Dominion Door Solutions Inc, agrees to pay **\$850.00.**

Further, for violation of Count 1, Dominion Door Solutions Inc, agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

In addition, the Board agrees to waive \$700.00 of the monetary penalty for Count 1 provided **Dominion Door Solutions Inc,** obtains a Class B license within ninety days of the effective date of the Order. If **Dominion Door Solutions Inc.** fails to comply with this condition, then the full monetary penalty will be imposed.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

In the matter of Consent Order File Number 2017-01932 Scouten Contracting LLC, the board reviewed the Consent Order as seen and agreed to by **Lesley Scouten. Scouten Contracting LLC,** did not attend the Board meeting in person, nor by counsel or any qualified

**File
Number
2017-01932
Scouten**

representative.

**Contracting
LLC**

A motion was made by **Mr. Oliver** and seconded by **Ms. Tomlin** to ratify the proposed Consent Order offer wherein **Scouten Contracting LLC**, 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**; **(Count 2) 18 VAC 50-22-260.B.31** and agrees to a monetary penalty of **\$400.00**. **Scouten Contracting LLC** also agrees to Board costs in the amount of **\$150.00**. **Scouten Contracting LLC** agrees to pay **\$950.00**.

Further, for violation of Count 1 and 2, **Scouten 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, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer**. **David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent**.

In the matter of Consent Order File Number 2017-01962 Triple S Termite & Pest Control Inc, the board reviewed the Consent Order as seen and agreed to by **Anthony Jefreddo**. **Triple S Termite & Pest Control Inc**, did not attend the Board meeting in person, nor by counsel or any qualified representative.

**File
Number
2017-01962
Triple S
Termite &
Pest
Control Inc**

A motion was made by **Mr. Oliver** and seconded by **Mr. Hux** to ratify the proposed Consent Order offer wherein **Triple S Termite & Pest Control Inc** admits to the following violations of the Board's Regulations **(Count 1) 18 VAC 50-22-260.B.33** and agrees to a monetary penalty of **\$550.00**; **(Count 2) 18 VAC 50-22-260.B.27** and agrees to a monetary penalty of **\$650.00**. **Triple S Termite & Pest Control Inc**, also agrees to Board costs in the amount of **\$150.00**. **Triple S Termite & Pest Control Inc**, agrees to pay **\$1,350.00**.

Further, for violation of Count 1 and 2, **Triple S Termite & Pest Control 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. **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer**. **David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent**.

In the matter of Consent Order File Number 2017-01967 William Derricott Jr, t/a Derricott E L P T, the board reviewed the Consent Order as seen and agreed to by **William Derricott. William Derricott Jr, t/a Derricott E L P T**, did not attend the Board meeting in person, nor by counsel or any qualified representative.

File
Number
2017-01967
William
Derricott Jr,
t/a Derricott
E L P T

A motion was made by **Mr. Oliver** and seconded by **Mr. Hux** to ratify the proposed Consent Order offer wherein **William Derricott Jr, t/a Derricott E L P T** admits to the following violations of the Board's Regulations **(Count 1) 18 VAC 50-22-260.B.18** and agrees to a monetary penalty of **\$800.00**. **William Derricott Jr, t/a Derricott E L P T** also agrees to Board costs in the amount of **\$150.00**. **William Derricott Jr, t/a Derricott E L P T**, agrees to pay **\$950.00**.

Further, for violation of Count 1, **William Derricott Jr, t/a Derricott E L P T** 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, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

In the matter of Consent Order File Number 2017-01969 Collegiate Construction LLC, the board reviewed the Consent Order as seen and agreed to by **Charles R Whalen. Collegiate Construction LLC**, did not attend the Board meeting in person, nor by counsel or any qualified representative.

File
Number
2017-01969
Collegiate
Constructio
n LLC,

A motion was made by **Mr. Oliver** and seconded by **Mr. Hux** to ratify the proposed Consent Order offer wherein **Collegiate Construction LLC**, admits to the following violations of the Board's Regulations **(Count 1) 18 VAC 50-22-260.B.29** and agrees to a monetary penalty of **\$700.00**. **Collegiate Construction LLC**, also agrees to Board costs in the amount of **\$150.00**. **Collegiate Construction LLC**, agrees to pay **\$850.00**.

Further, for violation of Count 1, **Collegiate 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, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy,**

Middleton, O'Dell, and Mitchell, were absent.

In the matter of Consent Order File Number 2017-02150 T & D Construction Company, the board reviewed the Consent Order as seen and agreed to by **George R Thorpe**. **T & D Construction Company** did not attend the Board meeting in person, nor by counsel or any qualified representative.

**File
Number
2017-02150
T & D
Constructio
n Company**

A motion was made by **Mr. Oliver** and seconded by **Mr. Hux** to ratify the proposed Consent Order offer wherein **T & D Construction Company** admits to the following violations of the Board's Regulations (**Count 1**) **18 VAC 50-22-260.B.29** and agrees to a monetary penalty of **\$700.00**. **T & D Construction Company** also agrees to Board costs in the amount of **\$150.00**. **T & D Construction Company** agrees to pay **\$850.00**.

Further, for violation of Count 1, **T & D Construction Company** 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, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer**. **David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent**.

In the matter of Consent Order File Number 2017-02152 Levin Contracting Inc, the board reviewed the Consent Order as seen and agreed to by **James Levin**. **Levin Contracting Inc**, did attend the Board meeting in person.

**File
Number
2017-02152
Levin
Contracting
Inc,**

A motion was made by **Mr. Oliver** and seconded by **Ms. Tomlin** to ratify the proposed Consent Order offer wherein **Levin Contracting Inc** admits to the following violations of the Board's Regulations (**Count 1**) **18 VAC 50-22-260.B.29** and agrees to a monetary penalty of **\$1,400.00**. **Levin Contracting Inc**, also agrees to Board costs in the amount of **\$150.00**. **Levin Contracting Inc**, agrees to pay **\$1,550.00**.

It is noted that a member of Responsible Management for Levin Contracting Inc. was required to complete Remedial Education pursuant to the terms of the Consent Order entered into on December 20, 2016.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

In the matter of Consent Order File Number 2017-02535 Stephen Alexander Homes LLC, the board reviewed the Consent Order as seen and agreed to by **Allen Quick. Stephen Alexander Homes LLC** did not attend the Board meeting in person, nor by counsel or any qualified representative.

**File
Number
2017-02535
Stephen
Alexander
Homes LLC**

A motion was made by **Mr. Hux** and seconded by **Mr. Oliver** to ratify the proposed Consent Order offer wherein **Stephen Alexander Homes LLC** admits to the following violations of the Board’s Regulations (**Count 1) 18 VAC 50-22-260.B.29** and agrees to a monetary penalty of **\$700.00. Stephen Alexander Homes LLC** also agrees to Board costs in the amount of **\$150.00. Stephen Alexander Homes LLC** agrees to pay **\$850.00.**

Further, for violation of Count 1, **Stephen Alexander 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, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

Joshua Laws, Board Counsel, updated the Board with regards to two appeal cases pending in Henrico Circuit Court, 2016-00038 (Harpreet Pal Singh Nijjar) and 2016-00213 (Brothers Mechanical Service LLC). The Respondent has asked, through his attorney, for a stay of the provisions of the Final Order pending the resolution of the appeal. Mr. Laws recommends that, due to the nature of the appeal, that the Board honor the request.

**Joshua
Laws**

After discussion a motion was made by **Mr. Oliver** and seconded by **Mr. Trenary** to grant the stay as recommended by counsel.

The motion passed with a unanimous “yes” vote. Members voting “yes” were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O’Dell, and Mitchell, were absent.**

Election of Officers: Mr. Dyer turned the chairing of the meeting over to Mr. DeBoer.

Election of Officers

Jay DeBoer, Board Secretary chaired the meeting. He opened the floor for nomination of Board Chair. **Mr. Oliver** nominated **Mr. Dyer** as chairman. There being no other nominations, the Board voted unanimously to elect **Mr. Dyer** as Board Chairman. Members voting were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

Mr. DeBoer opened the floor for nomination of the office of Vice Chair. **Mr. Magruder** nominated **Mr. Oliver** for the office of Vice Chair. There being no further nominations, the Board voted unanimously to elect **Mr. Oliver** as Vice Chair. Members voting were: **Ayres, Bynum-Coleman, Dyer, Hux, Magruder, Pace, Oliver, Tomlin, Trenary, and Redifer. David Giesen, H. Bailey Dowdy, Middleton, O'Dell, and Mitchell, were absent.**

Mr. DeBoer turned the chairing of the meeting over to **Mr. Dyer**.

Board members were asked to complete their paperwork and turn it in to Mrs. Watkins along with their flash drives. The Board meeting adjourned at 12:15 pm.

Adjournment

Herbert "Jack" Dyer, Jr., Chairman

Jay W. DeBoer, Secretary

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