

## BOARD FOR CONTRACTORS BOARD MEETING

The Board for Contractors met on Tuesday, **September 19, 2023**, at the Department of Professional and Occupational Regulation (DPOR), 9960 Mayland Drive, Richmond, Virginia. The members indicated below were present. All members present were qualified to vote, except where a specific reason for disqualification is stated. There are sixteen (16) members on this board, in which nine (9) constitutes a quorum pursuant to §54.1-1102.

Caitlin King, Chairman  
Wiley "Bif" Johnson, Vice Chairman  
Basil Crider  
Donald Groh  
James Spencer  
Nathan Trice  
Doug Lowe  
Jerry Heinline  
Ralph Costen  
Francis McGonegal  
Kevin Saucedo-Broach  
Rudolph Burwell  
Taylor Brannon

Board member(s) absent from the meeting:

Gerald Burr, Jr.  
Jacalyn Jones

Joshua Laws Board Counsel was present at the meeting.

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

Demetrios Melis, Agency Director  
Kishore Thota, Chief Deputy Director  
Tom Payne, Deputy Director, Compliance & Investigation  
Marjorie King, Executive Director  
Joe Haughwout, Regulatory Affairs Manager  
Mary Charity, Licensing Operations Administrator  
Stephanie Keuther, Administrative Coordinator

1. **Chairman, King** called the September 19, 2023, Board for Contractors Meeting to order at 10:14 A.M.  
**Chairman, King** declared a quorum of board members are in attendance.

Call  
To Order

2. **Mr. Spencer** made a motion seconded by **Mr. Johnson** to adopt the Agenda of September 19, 2023, 2023.

Approval of the  
Agenda

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.



3. **Mr. Spencer** made a motion seconded by **Mr. Johnson** to approve the Draft Minutes of the August 8, 2023 Board for Contractors Meeting as presented.

Minutes

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

**Mr. Spencer** made a motion seconded by **Mr. Johnson** to approve the Regulatory Review Draft Minutes of the May 8, 2023 Board for Contractors Regulatory Review Meeting as presented.

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

4. **Chairman, King** opened the Public Comment section of the meeting.

Public  
Comment

September 7, 2023

To Whom it May Concern:

My name is Thomas Guirkin and I own and operate Guirkin Plumbing, Heating and A/C Co, LLC. I started my business in 1976 and have continued for 47 years. I as a master card holder in GFE, HVA, LPG NGF and PLB. My card number is 2705047830. I am 73 years old and still very active in my business.

Now that you know who I am I will tell you why I am writing this letter.

I just spend 9 hours in front of my computer taking the classes to renew my license. I had a difficult time with it mainly because it was so much information to take in. Most of the information didn't pertain to the type of work we are doing which is residential service.

To be fair I think the classes should be broken down to what pertains to your type of work. IE: Why should I care about 6" drains on a parking deck?

I think when a owner turns 65 he/she should not have to deal with these classes to renew his/her trade license. I also feel all these classes should not be required to renew your license.

There are several medical problems that seniors have to deal with and that may affect their ability to start and complete these classes but not stop them from getting up every day, coming to work and running their business.

Thank you for taking the time to read this instead of throwing it in the trash.

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

**5. RF Prima Facie, RF and Licensing Case Files**

**Prima Facie  
Recover Fund  
Cases**

**Prima Facie Recover Fund Cases**

**File Number  
2022-01966  
Tamika Atkins  
(Claimant)**

**In the matter of Prima Facie Recovery Fund File Number 2022-01966, Tamika Atkins (Claimant) and A.H. Electrical Contractor LLC (Regulant), the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.**

Tamika Atkins (Claimant) Douglas M. Garrou (Counsel) attended the Board Meeting.

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

**The motion was approved with a vote of 13-0-0. Ayes: King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. Nays: None Abstain: None Absent: Burr and Jones.**

**In the matter of Prima Facie Recovery Fund File Number 2023-01278, Joseph Carroll (Claimant) and Ironman Exteriors LLC (Regulant), the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.**

**File Number  
2023-01278  
Joseph Carroll  
(Claimant)**

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

**After discussion, Mr. Johnson made a motion seconded by Mr. Spencer to adopt the amended claim review, which contains the facts regarding the recovery fund claim in this matter, and to adopt the revised 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 \$13,397.00. Pursuant to 54.1-1123 (B), payments may be reduced on a prorated basis based upon the number of claims received.**

**The motion was approved with a vote of 13-0-0. Ayes: King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. Nays: None Abstain: None Absent: Burr and Jones.**

**In the matter of Prima Facie Recovery Fund File Number 2023-01836, Aaron and Lauren Cook (Claimant) and James O. Wayland, t/a O’Jennings Home Builders (Regulant),** the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.

**File Number  
2023-01836  
Aaron and  
Lauren Cook  
(Claimant)**

Aaron Cook (Claimant) and John Berry (Counsel) attended the Board Meeting.

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

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

**In the matter of Prima Facie Recovery Fund File Number 2023-02469, Kim Tran (Claimant) and Glen Izett (Regulant),** the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.

**File Number  
2023-02469  
Kim Tran  
(Claimant)**

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

**After discussion, Mr. Johnson made a motion seconded by Mr. Spencer** to adopt the amended claim review, which contains the facts regarding the recovery fund claim in this matter, and to adopt the revised 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 **\$16,500.00**. Pursuant to 54.1-1123 (B), payments may be reduced on a prorated basis based upon the number of claims received.

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

**In the matter of Prima Facie Recovery Fund File Number 2023-02470, Krisha Loftus (Claimant) and Proper Contracting LLC (Regulant),** the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.

**File Number  
2023-02470  
Krisha Loftus  
(Claimant)**

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

**After discussion, Mr. Johnson made a motion seconded by Mr. Spencer** to adopt the claim review, which contains the facts regarding the recovery fund claim in this matter, and to adopt the revised Recommendation. The Claim Review and Recommendation are incorporated as a part of the Order. The board finds substantial

evidence that the Claim does meet the statutory provisions for reimbursement. The Board orders that this claim be paid in the amount of **\$15,216.00**. Pursuant to 54.1-1123 (B), payments may be reduced on a prorated basis based upon the number of claims received.

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

**In the matter of Prima Facie Recovery Fund File Number 2023-02765, Tom Surdyk, Margaret Surdyk, Anne Parker, and Catherine Meyer (Claimant) and ANG Enterprise LLC (Regulant),** the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.

File Number  
2023-02765  
✓ Tom Surdyk,  
Margaret  
Surdyk, Anne  
Parker, and  
Catherine  
Meyer  
(Claimant)

Tom Surdyk, Margaret Surdyk, Anne Parker, and Catherine Meyer (Claimant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

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

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

**In the matter of Prima Facie Recovery Fund File Number 2023-02977, Samantha Herron (Claimant) and Rocktown Remodeling LLC (Regulant),** the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.

File Number  
2023-02977  
Samantha  
Herron  
(Claimant)

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

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

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

**In the matter of Prima Facie Recovery Fund File Number 2023-03048, Lisa Skinner (Claimant) and American Family Professional Remodeling, LLC (Regulant),** the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.

**File Number  
2023-03048  
Lisa Skinner  
(Claimant)**

Lisa Skinner (Claimant) attended the Board Meeting.

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

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

**In the matter of Prima Facie Recovery Fund File Number 2024-00023, Wendell and Rachel Burke (Claimant) and Janet Louise Salyer, Administrator of the Regulants Estate (Regulant),** the board adopts the claim review, which contains the facts regarding the recovery fund claim in this matter and the meeting notice.

**File Number  
2024-00023  
Wendell and  
Rachel Burke  
(Claimant)**

Wendell and Rachel Burke (Claimant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

**After discussion, Mr. Johnson made a motion seconded by Mr. Spencer** to adopt the claim review, which contains the facts regarding the recovery fund claim in this matter, and to adopt the revised Recommendation. The Claim Review and Recommendation are incorporated as a part of the Order. The board finds substantial evidence that the Claim does not meet the statutory provisions for reimbursement.

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

**Recovery Fund Case Files**

**None**

**Recovery Fund  
Case Files**

**Licensing Cases Files**

**Licensing Cases  
Files**

**In the matter of License Application, File Number 2023-02481, Daniel Bowen,** 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  
2023-02481  
Daniel Bowen**

Daniel Bowen (Applicant) participated in the Informal Fact-Finding Conference.

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

**After discussion, a motion was made by Mr. Johnson and seconded by Mr. Spencer** to approve the application for a Class C Contractor License contingent upon completion of the Board for Contractor's remedial education class within ninety (90) days of the decision by the Board.

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

**In the matter of License Application, File Number 2023-02560, America Construction Co. of Virginia 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  
2023-02560  
America  
Construction  
Co. of Virginia  
LLC**

Darryll C. Scott on behalf of America Construction Co. of Virginia LLC (Applicant) participated in the Informal Fact-Finding Conference.

Darryll C. Scott on behalf of America Construction Co. of Virginia LLC (Applicant) attended the Board Meeting.

**After discussion, a motion was made by Mr. Johnson and seconded by Mr. Spencer** to approve the application for a Class A Contractor License contingent upon payment of the outstanding fines in the amount of \$1,800.00 and completion of the Board for Contractor's remedial education class within ninety (90) days of the decision by the Board.

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

**In the matter of License Application, File Number 2023-02562, VA Construction Group 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  
2023-02562  
VA  
Construction  
Group LLC**

Brian C. Durham on behalf of VA Construction Group LLC (Applicant) participated in the Informal Fact-Finding Conference.

Brian C. Durham on behalf of VA Construction Group LLC (Applicant) attended the Board Meeting and agreed with the recommendation.

**After discussion, a motion was made by Mr. Johnson and seconded by Mr. Spencer** to approve the application for a Class A Contractor License contingent upon payment of the outstanding fines and upon completion of the Board for Contractor's remedial education class within ninety (90) days of the decision by the Board.

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

**In the matter of License Application, File Number 2023-02828, 5V Contracting Inc.,** The Board members reviewed the record, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference.

File Number  
**2023-02828**  
**5V Contracting**  
**Inc.**

Andrea Varela Velasquez on behalf of 5V Contracting Inc. (Applicant) participated in the Informal Fact-Finding Conference.

Andrea Varela Velasquez and Norlan Velasquez on behalf of 5V Contracting Inc. (Applicant) attended the Board Meeting and disagreed with the recommendation.

**After discussion, a motion was made by Mr. Spencer and seconded by Mr. Johnson** to deny the application for a Class A Contractor License based upon the record and recommendation.

**The motion was approved with a vote of 12-1-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Burwell and Brannan. **Nays:** Saucedo-Broach **Abstain:** None **Absent:** Burr and Jones.

**In the matter of License Application, File Number 2023-02963, Joseph Dock Drake, II,** 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  
**2023-02963**  
**Joseph Dock**  
**Drake, II**

Joseph Dock Drake, II (Applicant) participated in the Informal Fact-Finding Conference.

Joseph Dock Drake, II (Applicant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

**After discussion, a motion was made by Mr. Johnson and seconded by Mr. Spencer** to approve the application for a Master Plumbing Tradesman License based upon the record and the recommendation.

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.



**In the matter of License Application, File Number 2023-02632, Canaan Homes 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  
2023-02632  
Canaan Homes  
LLC**

David Wei Lu on behalf of Canaan Homes LLC (Applicant) participated in the Informal Fact-Finding Conference.

Canaan Homes LLC (Applicant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

**After discussion, a motion was made by Mr. Johnson and seconded by Mr. Spencer to deny the application for a Class A Contractor License based upon the record and the recommendation.**

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

## **6. DISCIPLINARY CASES & RATIFICATION OF CONSENT ORDERS**

### **Disciplinary Case File**

**Disciplinary  
Case File**

**In the matter of Disciplinary File Number 2022-02078, Coopers Buildings LLC, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.**

**File Number  
2022-02078  
Coopers  
Buildings LLC**

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

Tyler Cooper behalf of Coopers Buildings LLC (Regulant) participated in the Informal Fact-Finding Conference.

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

**After discussion, a motion was made by Mr. Johnson seconded by Mr. Spencer 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 motion was approved with a vote of 12-0-1. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** McGonegal **Absent:** Burr and Jones.

The Board finds substantial evidence that Coopers Buildings LLC violated the following:

- Count 1: 18 VAC 50-22-260.B.31**
- Count 2: 18 VAC 50-22-260.B.13**
- Count 3: 18 VAC 50-22-220.B**
- Count 4: 18 VAC 50-22-260.B.28**

**The motion was approved with a vote of 12-0-1. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** McGonegal **Absent:** Burr and Jones.

**After discussion, a motion was made by Mr. Johnson seconded by Mr. Spencer to impose the following sanctions:**

- Count 1: \$400.00 And Remedial Education**
- Count 2: \$1,350.00 And Remedial Education**
- Count 3: \$450.00 And Remedial Education**
- Count 4: \$0.00**

The Board voted to place Coopers Buildings LLC on probation for a period of six (6) months. The terms of the probation shall be that Coopers Buildings LLC must submit proof acceptable to the Board that the judgment has been satisfied within six (6) months. If Coopers Buildings LLC fails to provide proof that the judgment has been satisfied within six (6) months, then license revocation will be imposed.

**Total: \$3,150.00**

**The motion was approved with a vote of 12-0-1. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** McGonegal **Absent:** Burr and Jones.

**In the matter of Disciplinary File Number 2022-02786, Loudoun Home Improvement Services, LLC, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.**

**File Number  
2022-02786  
Loudoun Home  
Improvement  
Services, LLC**

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

Yvon Julien on behalf of Loudoun Home Improvement Services, LLC (Regulant) and John O'Malley (Counsel) participated in the Informal Fact-Finding Conference.

Yvon Julien on behalf of Loudoun Home Improvement Services, LLC (Regulant) and John O'Malley (Counsel) attended the Board Meeting and partially agreed with the recommendation.

**After discussion, a motion was made by Mr. Johnson seconded by Mr. Spencer 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 Loudoun Home Improvement Services, LLC violated the following:

- Count 1: §54.1-1110 of the Code of Virginia**
- Count 2: 18 VAC 50-22-220.A**
- Count 3: 18 VAC 50-22-260.B.2**

**The motion was approved with a vote of 12-0-1. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** McGonegal **Absent:** Burr and Jones.

**After discussion, a motion was made by Mr. Johnson seconded by Mr. Spencer to impose the following sanctions:**

- Count 1: \$0.00 And License Revocation**
- Count 2: \$550.00 And License Suspension**
- Count 3: \$750.00 And License Revocation**

For violation of Count 2, license suspension is imposed until Loudoun Home Improvement Services LLC updates the Boards licensing record to reflect Obando as a member of Responsible Management for the license.

**Total: \$1,300.00**

**The motion was approved with a vote of 12-0-1. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** McGonegal **Absent:** Burr and Jones.

**In the matter of Disciplinary File Number 2023-00002, Nova Pro Design LLC, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.**

**File Number  
2023-00002  
Nova Pro  
Design LLC**

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

Yvon Julien on behalf of Nova Pro Design LLC (Regulant) and John O'Malley (Counsel) participated in the Informal Fact-Finding Conference.

Yvon Julien on behalf of Nova Pro Design LLC (Regulant) and John O'Malley (Counsel) attended the Board Meeting and partially agreed with the recommendation.

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

The Board finds substantial evidence that Nova Pro Design LLC violated the following:

- Count 1: §54.1-1110 of the Code of Virginia**
- Count 2: 18 VAC 50-22-230.B**
- Count 3: 18 VAC 50-22-260.B.2**

**The motion was approved with a vote of 12-0-1. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** McGonegal **Absent:** Burr and Jones.

**After discussion, a motion was made by Mr. Johnson seconded by Mr. Spencer to impose the following sanctions:**

**Count 1:       \$0.00    And License Revocation**  
**Count 2:       \$600.00   And Remedial Education**  
**Count 3:       \$750.00    And License Revocation**

**Total:       \$1,350.00**

**The motion was approved with a vote of 12-0-1. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** McGonegal **Absent:** Burr and Jones.

**In the matter of Disciplinary File Number 2023-00109, Manuel Rojas t/a A-Advanced Home Services, and t/a A-Advanced Heating and Air Conditioning, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.**

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

Manuel Rojas on behalf of Manuel Rojas t/a A-Advanced Home Services, and t/a A-Advanced Heating and Air Conditioning (Regulant) participated in the Informal Fact-Finding Conference.

Manuel Rojas t/a A-Advanced Home Services, and t/a A-Advanced Heating and Air Conditioning (Regulant) attended the Board Meeting and agrees with the recommendation.

**After discussion, a motion was made by Mr. Johnson seconded by Mr. Spencer 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 Manuel Rojas t/a A-Advanced Home Services, and t/a A-Advanced Heating and Air Conditioning violated the following:

**Count 1:   18 VAC 50-22-260.B.8**  
**Count 2:   18 VAC 50-22-260.B.9**

**The motion was approved with a vote of 12-0-1. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** McGonegal **Absent:** Burr and Jones.

**Priors**  
Manuel Rojas t/a A-Advanced Home Services and A-Advanced Heating and Air Conditioning. On June 20, 2017, Manuel Rojas t/a A-Advanced Home Services and A-Advanced Heating and Air Conditioning was found in violation of the Board for Contractor Regulations for operating in a bad name. Consent Order 2017-

**File Number**  
**2023-00109**  
**Manuel Rojas**  
**t/a A-Advanced**  
**Home Services,**  
**and t/a A-**  
**Advanced**  
**Heating and**  
**Air**  
**Conditioning**

00994 resulted in a fine of \$350, \$150 in Board costs and assignment of remedial education. Compliance was obtained on November 8, 2017.

On October 27, 2020, Manuel Rojas t/a A-Advanced Home Services and A-Advanced Heating and Air Conditioning was found in violation of the Board for Contractor Regulations for failure to execute a contract prior to the commencement of work or acceptance of payment. Consent Order 2019-02978 resulted in a fine of \$400 and assignment of remedial education. Compliance was obtained on April 8, 2021.

On July 20, 2021, Manuel Rojas t/a A-Advanced Home Services and A-Advanced Heating and Air Conditioning was found in violation of the Board for Contractor Regulations for failure to have all required elements in a residential contract. Consent Order 2021-00487 resulted in a fine of \$400 and \$150 in Board cost. Compliance was obtained on April 8, 2021.

On May 10, 2022, Manuel Rojas t/a A-Advanced Home Services and A-Advanced Heating and Air Conditioning was found in violation of the Board for Contractor Regulations for contracting with an unlicensed subcontractor. Consent Order 2022-00197 resulted in a fine of \$700, \$150 in Board cost, and assignment to Remedial Education. Compliance was obtained on August 9, 2022.

**After discussion, a motion was made by Mr. Johnson seconded by Mr. Spencer to increase the sanction of Count 2, due to prior violations of the same type.**

<b>Count 1:</b>	<b>\$400.00</b>	<b>And Remedial Education</b>
<b>Count 2:</b>	<b>\$2,000.00</b>	<b>And Remedial Education</b>
<b>Total:</b>	<b>\$2,400.00</b>	

**The motion was approved with a vote of 12-0-1. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** McGonegal **Absent:** Burr and Jones.

**In the matter of Disciplinary File Number 2023-00660, Riverside Residential LLC,** the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number**  
**2023-00660**  
**Riverside**  
**Residential**  
**LLC**

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

Brandy Brown on behalf of Riverside Residential LLC (Regulant) participated in the Informal Fact-Finding Conference.

Brandy Brown on behalf of Riverside Residential LLC (Regulant) attended the Board Meeting and disagreed with the recommendation.

**After discussion, a motion was made by Mr. Johnson seconded by Mr. Spencer 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 Riverside Residential LLC violated the following:

**Count 1: §54.1-1110 of the Code of Virginia**

**The motion was approved with a vote of 12-0-1. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** McGonegal **Absent:** Burr and Jones.

**After discussion, a motion was made by Mr. Johnson seconded by Mr. Spencer to impose the following sanctions:**

**Count 1:     \$0.00**

**Total:     \$0.00**

The Board voted to suspend Riverside Residential LLC's license beginning 180 days after the effective date of the final order and lasting until Riverside Residential LLC provides proof satisfactory to the Board that Riverside Residential LLC has a new Designated Employee. ✓

**The motion was approved with a vote of 12-0-1. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** McGonegal **Absent:** Burr and Jones.

**In the matter of Disciplinary File Number 2023-00943, Coopers Buildings LLC,** the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number**  
**2023-00943**  
**Coopers**  
**Buildings LLC**

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

Jason Tyler Cooper on behalf of Coopers Buildings LLC (Regulant) participated in the Informal Fact-Finding Conference.

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

**After discussion, a motion was made by Mr. Johnson seconded by Mr. Spencer 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 Coopers Buildings LLC violated the following:

**Count 1:   18 VAC 50-22-260.B.9**

**Count 2:   18 VAC 50-22-260.B.26**

**The motion was approved with a vote of 12-0-1. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** McGonegal **Absent:** Burr and Jones.

**After discussion, a motion was made by Mr. Johnson seconded by Mr. Spencer to impose the following sanctions:**

**Count 1:   \$450.00   And Remedial Education**

**Count 2: \$700.00 And Remedial Education**

**Total: \$1,150.00**

**The motion was approved with a vote of 12-0-1. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** McGonegal **Absent:** Burr and Jones.

**In the matter of Disciplinary File Number 2023-00503, Good Business LLC, t/a Expert Handyman and Remodeling**, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number**  
**2023-00503**  
**Good Business**  
**LLC, t/a**  
**Expert**  
**Handyman and**  
**Remodeling**

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

Hugh A. Sutherland, Jr. on behalf of Good Business LLC, t/a Expert Handyman and Remodeling (Regulant) and Samuel Moore (Counsel) participated in the Informal Fact-Finding Conference.

Hugh A. Sutherland, Jr. on behalf of Good Business LLC, t/a Expert Handyman and Remodeling (Regulant) attended the Board Meeting and agreed with the recommendation.

**After discussion, a motion was made by Mr. Johnson seconded by Mr. Spencer** 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 Good Business LLC, t/a Expert Handyman and Remodeling violated the following:

- Count 1: 18 VAC 50-22-260.B.9**
- Count 2: 18 VAC 50-22-260.B.10**
- Count 3: 18 VAC 50-22-260.B.33**
- Count 4: 18 VAC 50-22-260.B.28**

**The motion was approved with a vote of 12-0-1. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, and Burwell. **Nays:** None **Abstain:** Brannan **Absent:** Burr and Jones.

#### **Priors**

Good Business LLC t/a Expert Handyman and Remodeling. On July 20, 2021, Good Business LLC t/a Expert Handyman and Remodeling was found in violation of the Board for Contractor Regulations for failure to have all required elements in a residential, contracting with an unlicensed subcontractor, and failure to obtain change orders. Consent Order 2021-00101 resulted in fines of \$1,500, \$150 Board costs and assignment of remedial education. Compliance was obtained on November 10, 2021.

**After discussion, a motion was made by Mr. Johnson seconded by Mr. Spencer** to increase the monetary for Count 1, due to prior violations of the same type.

- Count 1: \$450.00 And Remedial Education**
- Count 2: \$100.00 And Remedial Education**

**Count 3: \$850.00 And Remedial Education**  
**Count 4: \$0.00 And Probation**

**Total: \$1,400.00**

**The motion was approved with a vote of 12-0-1. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, and Burwell. **Nays:** None **Abstain:** Brannan **Absent:** Burr and Jones.

**In the matter of Disciplinary File Number 2023-00691, JES Construction LLC t/a JES Foundation Repair (Virginia Beach City),** the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number  
✓2023-00691  
JES  
Construction  
LLC t/a JES  
Foundation  
Repair  
(Virginia Beach  
City)

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

Adrian Reddington on behalf of JES Construction LLC t/a JES Foundation Repair (Virginia Beach City) (Regulant) and Jeffrey L. Marks (Counsel) participated in the Informal Fact-Finding Conference.

Stephen Frey on behalf of JES Construction LLC t/a JES Foundation Repair (Virginia Beach City) (Regulant) and Jeffrey L. Marks (Counsel) attended the Board Meeting and agreed with the recommendation.

**After discussion, a motion was made by Mr. Johnson seconded by Mr. Spencer** 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 JES Construction LLC t/a JES Foundation Repair (Virginia Beach City) violated the following:

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

**The motion was approved with a vote of 12-0-1. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, and Brannan. **Nays:** None **Abstain:** Burwell **Absent:** Burr and Jones.

#### **Priors**

JES Construction LLC t/a JES Foundation Repair, license number 2705-068655. On July 1, 2009, JES Construction LLC was found in violation of the Board for Contractors Regulations for failure to obtain change orders, failure to complete work, and misconduct. Final Order 2009-00639 resulted in fines of \$900 and assignment to remedial education. Compliance was obtained on October 14, 2009.

On April 19, 2011, JES Construction LLC was found in violation of the Board for Contractors Regulations for having been disciplined by the Virginia Department of Agriculture and Consumer Affairs. Consent Order 2011-03201 resulted in no fines, \$150 in Board costs and assignment to remedial education. Compliance was obtained on July 19, 2011.

On March 3, 2015, JES Construction LLC was found in violation of the Board for Contractors Regulations for failure to pull a permit and negligence or incompetence. Consent Order 2014-03361 resulted in fines of \$3,500, \$150 Board costs and assignment to remedial education. Compliance was obtained on April 30, 2015.



On June 2, 2015, JES Construction LLC was found in violation of the Board for Contractors Regulations for failure to use a contract, failure to pull a permit and failure to comply with the Virginia Underground Utility Damage Prevention Act. Consent Order 2015-01270 resulted in fines of \$2,200, \$150 Board costs and assignment to remedial education. Compliance was obtained on August 12, 2015.

On June 2, 2015, JES Construction LLC was found in violation of the Board for Contractors Regulations for failure to have all elements required in a residential contract, failure to pull a permit, and failure to complete. Consent Order 2015-00716 resulted in fines of \$2,000, \$150 Board costs and assignment to remedial education. Compliance was obtained on August 12, 2015.

On October 20, 2015, JES Construction LLC was found in violation of the Board for Contractors Regulations failure to make prompt delivery of a contract, failure to obtain change orders, and failure to pull a permit. Consent Order 2015-01333 resulted in fines of \$2,650 and \$150 Board costs. Compliance was obtained on January 8, 2016.

On March 1, 2016, JES Construction LLC was found in violation of the Board for Contractors Regulations for failure to pull a permit. Consent Order 2015-03007 resulted in fines of \$1,000 and \$150 Board costs. Compliance was obtained on April 18, 2016.

On November 8, 2016, JES Construction LLC was found in violation of the Board for Contractors Regulations for two violations of failure to pull a permit. Final Order 2015-03188 resulted in fines of \$5,000, assignment to remedial education, and probation for 2 years. Compliance was obtained on June 16, 2021. The delay in compliance resulted from an appeal.

On March 9, 2021, JES Construction LLC was found in violation of the Board for Contractors Regulations for failure to pull a permit. Consent Order 2020-02558 resulted in fines of \$850, \$150 Board Costs and assignment to Remedial Education. Compliance was obtained on April 20, 2021.

On April 20, 2021, JES Construction LLC was found in violation of the Board for Contractors Regulations for failure to complete work. Consent Order 2020-00993 resulted in fines of \$1,450, \$150 Board Costs and assignment to Remedial Education. Compliance was obtained on August 4, 2021.

On September 20, 2022, JES Construction LLC was found in violation of the Board for Contractors Regulations for failure to obtain a change order. Final Order 2021-02187 was vacated by a settlement agreement resulting from an appeal requiring JES Construction LLC to pay \$850 in fines. Compliance was obtained on November 15, 2022.

**After discussion, a motion was made by Mr. Johnson seconded by Mr. Spencer to increase the monetary for Count 1, due to prior violations of the same type.**

**Count 1: \$2,500.00 And Remedial Education**

**Total: \$2,500.00**

**The motion was approved with a vote of 12-0-1. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, and Brannan. **Nays:** None **Abstain:** Burwell **Absent:** Burr and Jones.

**In the matter of Disciplinary File Number 2023-00796, JES Construction LLC t/a JES Foundation Repair (Virginia Beach City),** the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number  
2023-00796  
JES  
Construction  
LLC t/a JES  
Foundation  
Repair  
(Virginia Beach  
City)**

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

Adrian Reddington on behalf of JES Construction LLC t/a JES Foundation Repair (Virginia Beach City) (Regulant) and Jeffrey L. Marks (Counsel) participated in the Informal Fact-Finding Conference.

Stephen Frey on behalf of JES Construction LLC t/a JES Foundation Repair (Virginia Beach City) (Regulant) and Jeffrey L. Marks (Counsel) attended the Board Meeting and agreed with the recommendation.

**After discussion, a motion was made by Mr. Johnson seconded by Mr. Spencer** 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 JES Construction LLC t/a JES Foundation Repair (Virginia Beach City) violated the following:

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

**The motion was approved with a vote of 12-0-1. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, and Brannan. **Nays:** None **Abstain:** Burwell **Absent:** Burr and Jones.

#### **Priors**

JES Construction LLC t/a JES Foundation Repair, license number 2705-068655. On July 1, 2009, JES Construction LLC was found in violation of the Board for Contractors Regulations for failure to obtain change orders, failure to complete work, and misconduct. Final Order 2009-00639 resulted in fines of \$900 and assignment to remedial education. Compliance was obtained on October 14, 2009.

On April 19, 2011, JES Construction LLC was found in violation of the Board for Contractors Regulations for having been disciplined by the Virginia Department of Agriculture and Consumer Affairs. Consent Order 2011-03201 resulted in no fines, \$150 in Board costs and assignment to remedial education. Compliance was obtained on July 19, 2011.

On March 3, 2015, JES Construction LLC was found in violation of the Board for Contractors Regulations for failure to pull a permit and negligence or incompetence. Consent Order 2014-03361 resulted in fines of \$3,500, \$150 Board costs and assignment to remedial education. Compliance was obtained on April 30, 2015. On June 2, 2015, JES Construction LLC was found in violation of the Board for Contractors Regulations for failure to use a contract, failure to pull a permit and failure to comply with the Virginia Underground Utility Damage Prevention Act. Consent Order 2015-01270 resulted in fines of \$2,200, \$150 Board costs and assignment to remedial education. Compliance was obtained on August 12, 2015.

On June 2, 2015, JES Construction LLC was found in violation of the Board for Contractors Regulations for failure to have all elements required in a residential contract, failure to pull a permit, and failure to complete. Consent Order 2015-00716 resulted in fines of \$2,000, \$150 Board costs and assignment to remedial education. Compliance was obtained on August 12, 2015.

On October 20, 2015, JES Construction LLC was found in violation of the Board for Contractors Regulations failure to make prompt delivery of a contract, failure to obtain change orders, and failure to pull a permit. Consent Order 2015-01333 resulted in fines of \$2,650 and \$150 Board costs. Compliance was obtained on January 8, 2016.

On March 1, 2016, JES Construction LLC was found in violation of the Board for Contractors Regulations for failure to pull a permit. Consent Order 2015-03007 resulted in fines of \$1,000 and \$150 Board costs. Compliance was obtained on April 18, 2016.

On November 8, 2016, JES Construction LLC was found in violation of the Board for Contractors Regulations for two violations of failure to pull a permit. Final Order 2015-03188 resulted in fines of \$5,000, assignment to remedial education, and probation for 2 years. Compliance was obtained on June 16, 2021. The delay in compliance resulted from an appeal. ✓

On March 9, 2021, JES Construction LLC was found in violation of the Board for Contractors Regulations for failure to pull a permit. Consent Order 2020-02558 resulted in fines of \$850, \$150 Board Costs and assignment to Remedial Education. Compliance was obtained on April 20, 2021.

On April 20, 2021, JES Construction LLC was found in violation of the Board for Contractors Regulations for failure to complete work. Consent Order 2020-00993 resulted in fines of \$1,450, \$150 Board Costs and assignment to Remedial Education. Compliance was obtained on August 4, 2021.

On September 20, 2022, JES Construction LLC was found in violation of the Board for Contractors Regulations for failure to obtain a change order. Final Order 2021-02187 was vacated by a settlement agreement resulting from an appeal requiring JES Construction LLC to pay \$850 in fines. Compliance was obtained on November 15, 2022.

**After discussion, a motion was made by Mr. Johnson seconded by Mr. Spencer to increase the monetary for Count 1, due to prior violations of the same type.**

**Count 1: \$2,500.00 And Remedial Education**

**Total: \$2,500.00**

**The motion was approved with a vote of 12-0-1. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, and Brannan. **Nays:** None **Abstain:** Burwell **Absent:** Burr and Jones.

**In the matter of Disciplinary File Number 2022-02187, Randalls LLC, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.**

**File Number**  
**2022-02187**  
**Randalls LLC**

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

Travis Brush on behalf of Randalls LLC (Regulant) and Zach Miller (Counsel) participated in the Informal Fact-Finding Conference.

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

**After discussion, a motion was made by Mr. Johnson seconded by Mr. Spencer 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 Randalls LLC violated the following:

- Count 1: 18 VAC 50-22-260.B.8**
- Count 2: 18 VAC 50-22-260.B.9**
- Count 3: 18 VAC 50-22-230.A**
- Count 4: 18 VAC 50-22-260.B.27**
- Count 5: 18 VAC 50-22-260.B.27**
- Count 7: 18 VAC 50-22-260.B.13**
- Count 8: 18 VAC 50-22-260.B.17**

**The motion was approved with a vote of 12-0-1. Ayes: King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, and Brannan. Nays: None Abstain: Burwell Absent: Burr and Jones.**

**After discussion, a motion was made by Mr. Johnson seconded by Mr. Spencer to impose the following sanctions:**

- Count 1: \$400.00 And Remedial Education**
- Count 2: \$450.00 And Remedial Education**
- Count 3: \$500.00 And Remedial Education**
- Count 4: \$1,000.00 And Remedial Education**
- Count 5: \$1,000.00 And License Revocation**
- Count 7: \$1,350.00 And License Revocation**
- Count 8: \$1,300.00 And Remedial Education**

**Total: \$6,000.00**

**As to Count 6 and violation 1 of Count 8, the Board closes these aspects of the file with a finding of no violation.**

**The motion was approved with a vote of 12-0-1. Ayes: King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, and Brannan. Nays: None Abstain: Burwell Absent: Burr and Jones.**

**In the matter of Disciplinary File Number 2022-01177, Marjos Complete Remodeling Service Inc., the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.**

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

Neither Marjos Complete Remodeling Service Inc., Respondent, nor anyone on his behalf appeared at the IFF.

**File Number  
2022-01177  
Marjos  
Complete  
Remodeling  
Service Inc.**

Marjos Complete Remodeling Service Inc. (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

**After discussion, a motion was made by Mr. Johnson seconded by Mr. Spencer** 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 Marjos Complete Remodeling Service Inc. violated the following:

- Count 1: 18 VAC 50-22-260.B.31
- Count 2: 18 VAC 50-22-260.B.27
- Count 3: 18 VAC 50-22-260.B.17
- Count 4: 18 VAC 50-22-260.B.13
- Count 5: 18 VAC 50-22-220.A

**The motion was approved with a vote of 12-0-1. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, and Brannan. **Nays:** None **Abstain:** Burwell **Absent:** Burr and Jones.

#### **Priors**

Marjos Complete Remodeling Service Inc. On January 14, 1999, Marjos Complete Remodeling Service Inc was found in violation of the Board for Contractor Regulations for failure to obtain change orders and for failure to have all required elements in a residential contract. Consent Order 1998-00982 resulted in fines of \$500 and requirement to successfully pass the Board's technical exam. Compliance was obtained on June 14, 1999.

On January 22, 2003, Marjos Complete Remodeling Service Inc was found in violation of the Board for Contractor Regulations for failure to obtain change orders. Final Order 2000-03119 resulted in fines of \$250. Compliance was obtained on February 7, 2003.

On July 24, 2018, Marjos Complete Remodeling Service Inc was found in violation of the Board for Contractor Regulations for failure to obtain change orders. Consent Order 2018-01792 resulted in fines of \$400, \$150 in Board costs, and assignment to Remedial Education. Compliance was obtained on September 21, 2018.

**After discussion, a motion was made by Mr. Johnson seconded by Mr. Spencer** to impose the following sanctions:

- Count 1: \$400.00 And Remedial Education
- Count 2: \$1,000.00 And Remedial Education
- Count 3: \$2,500.00 And License Revocation
- Count 4: \$1,350.00 And License Revocation
- Count 5: \$550.00 And Remedial Education

**Total: \$5,800.00**

**The motion was approved with a vote of 12-0-1. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, and Brannan. **Nays:** None **Abstain:** Burwell **Absent:** Burr and Jones.

**In the matter of Disciplinary File Number 2022-01642, Robert Dale Gravitt, t/a Virginia Custom Builders**, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number  
2022-01642  
Robert Dale  
Gravitt, t/a  
Virginia  
Custom  
Builders**

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

Robert Dale Gravitt, t/a Virginia Custom Builders (Regulant) and Patrick C. Henry II (Counsel) participated in the Informal Fact-Finding Conference.

Robert Dale Gravitt, t/a Virginia Custom Builders (Regulant) and Patrick C. Henry II (Counsel) attended the Board Meeting an agreed with the recommendation.

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

The Board finds substantial evidence that Robert Dale Gravitt, t/a Virginia Custom Builders 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.27**
- Count 4: 18 VAC 50-22-260.B.11**
- Count 5: 18 VAC 50-22-260.B.2**
- Count 6: 18 VAC 50-22-260.B.22**
- Count 7: 18 VAC 50-22-260.B.23**

**The motion was approved with a vote of 12-0-1. Ayes:** King, Johnson, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** Lowe **Absent:** Burr and Jones.

**After discussion, a motion was made by Mr. Johnson seconded by Mr. Spencer** to impose the following sanctions:

- Count 1: \$250.00 And Remedial Education**
- Count 2: \$1,200.00 And Remedial Education**
- Count 3: \$500.00 And Remedial Education**
- Count 4: \$450.00 And Remedial Education**
- Count 5: \$1,150.00 And Remedial Education**
- Count 6: \$0.00**
- Count 7: \$700.00 And Remedial Education**

**Total: \$4,250.00**

**The motion was approved with a vote of 12-0-1. Ayes:** King, Johnson, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** Lowe **Absent:** Burr and Jones.

**In the matter of Disciplinary File Number 2023-00003, FOI Builders Inc.,** the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number  
2023-00003  
FOI Builders  
Inc.**

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

Andrew Chamberland on behalf of FOI Builders Inc. (Regulant) participated in the Informal Fact-Finding Conference.

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

**After discussion, a motion was made by Mr. Johnson seconded by Mr. Spencer** 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 FOI Builders Inc. violated the following:

**Count 1: §54.1-1110 of the Code of Virginia**

**The motion was approved with a vote of 12-0-1. Ayes:** King, Johnson, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** Lowe **Absent:** Burr and Jones.

**After discussion, a motion was made by Mr. Johnson seconded by Mr. Spencer** to impose the following sanctions:

**Count 1: \$0.00**

**Total: \$0.00**

Further, FOI's license be suspended until A. Chamberland has been removed from the license as designated employee and a member of responsible management, and FOI adds a qualified individual.

**The motion was approved with a vote of 12-0-1. Ayes:** King, Johnson, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** Lowe **Absent:** Burr and Jones.

**In the matter of Disciplinary File Number 2022-02671, Weaver Works Inc.,** the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number  
2022-02671  
Weaver Works  
Inc.**

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

Carlyle Weaver and William Weaver on behalf of Weaver Works Inc. (Regulant) and John Berry (Counsel) participated in the Informal Fact-Finding Conference.

Carlyle Weaver and William Weaver on behalf of Weaver Works Inc. (Regulant) and John Berry (Counsel) attended the Board Meeting and disagreed with the recommendation.

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

**The motion was approved with a vote of 12-0-1. Ayes:** King, Johnson, Lowe, Groh, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** Trice **Absent:** Burr and Jones.

**After discussion, a motion was made by Mr. Spencer seconded by Mr. Lowe** to close this aspect of the file with a finding of no violation.

**The motion was approved with a vote of 12-0-1. Ayes:** King, Johnson, Lowe, Groh, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** Trice **Absent:** Burr and Jones.

**In the matter of Disciplinary File Number 2023-01967, Green Spot Construction LLC**, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number**  
**2023-01967**  
**Green Spot**  
**Construction**  
**LLC**

Presiding officers Trice and Heinline were not present did not participate in the discussion and did not vote.

Tyreen Duncan on behalf of Green Spot Construction LLC (Regulant) participated in the Informal Fact-Finding Conference.

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

**After discussion, a motion was made by Mr. Johnson seconded by Mr. Spencer** 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 Green Spot Construction LLC violated the following:

- Count 1: §54.1-1110 of the Code of Virginia**
- Count 2: §54.1-1110 of the Code of Virginia**

**The motion was approved with a vote of 11-0-2. Ayes:** King, Johnson, Lowe, Groh, Spencer, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** Trice, Heinline **Absent:** Burr and Jones.

**Priors**  
Green Spot Construction LLC. On June 23, 2020, Green Spot Construction LLC was found in violation of the Board for Contractor Regulations for contracting with an unlicensed subcontractor and failure to obtain a permit. Consent Order 2019-01798 resulted in fines of \$1,550, \$150 in Board costs and assignment to Remedial Education. Compliance has not yet been obtained, and their license was suspended for failure to comply prior to its expiration on April 30, 2021.



**After discussion, a motion was made by Mr. Johnson seconded by Mr. Spencer include license revocation for Counts 1, and 2 due to prior violations of the same type.**

**Count 1: \$0.00 And License Revocation**

**Count 2: \$0.00 And License Revocation**

**Total: \$0.00**

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

**The motion was approved with a vote of 11-0-2. Ayes:** King, Johnson, Lowe, Groh, Spencer, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** Trice, Heinline **Absent:** Burr and Jones.

**In the matter of Disciplinary File Number 2023-00326, Home Pro Build LLC, t/a Home Pro Build, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.**

Presiding Officers Trice and Heinline were not present did not participate in the discussion and did not vote.

Neither Home Pro, Respondent, nor anyone on its behalf appeared at the IFF.

Home Pro Build LLC, t/a Home Pro Build (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

Home Pro Build submitted a handout requesting to reconvene an IFF.

**After discussion, a motion was made by Mr. Johnson seconded by Mr. Groh to approve the request to reconvene the IFF.**

**The motion was approved with a vote of 11-0-2. Ayes:** King, Johnson, Lowe, Groh, Spencer, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** Trice, Heinline **Absent:** Burr and Jones.

**In the matter of Disciplinary File Number 2022-00887, Risingstar Design & Build LLC, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.**

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

Neither Risingstar, Respondent, nor anyone on its behalf appeared at the IFF.

Risingstar Design & Build LLC (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

**File Number**  
**2023-00326**  
**Home Pro**  
**Build LLC, t/a**  
**Home Pro**  
**Build**

**File Number**  
**2022-00887**  
**Risingstar**  
**Design & Build**  
**LLC**

After discussion, a motion was made by Mr. Johnson seconded by Mr. Spencer 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 Risingstar Design & Build LLC violated the following:

- Count 1: 18 VAC 50-22-260.B.9
- Count 2: 18 VAC 50-22-260.B.15
- Count 3: 18 VAC 50-22-260.B.16
- Count 4: 18 VAC 50-22-260.B.22
- Count 5: 18 VAC 50-22-260.B.22
- Count 6: 18 VAC 50-22-260.B.23
- Count 7: 18 VAC 50-22-260.B.28
- Count 8: 18 VAC 50-22-210

The motion was approved with a vote of 13-0-0. Ayes: King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. Nays: None Abstain: None Absent: Burr and Jones.

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

- Count 1: \$450.00 And Remedial Education
- Count 2: \$1,450.00 And License Revocation
- Count 3: \$0.00 And License Revocation
- Count 4: \$0.00 And License Revocation
- Count 5: \$0.00 And Remedial Education
- Count 6: \$700.00 And Remedial Education
- Count 7: \$1,750.00 And License Revocation
- Count 8: \$550.00 And License Revocation

Total: \$4,900.00

The motion was approved with a vote of 13-0-0. Ayes: King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. Nays: None Abstain: None Absent: Burr and Jones.

In the matter of Disciplinary File Number 2023-00720, Northern Virginia Insulation LLC, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

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

David Fine on behalf of Northern Virginia Insulation LLC (Regulant) and Charles J. McKerns, Jr. (Counsel) participated in the Informal Fact-Finding Conference.

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

**File Number**  
**2023-00720**  
**Northern**  
**Virginia**  
**Insulation LLC**

Northern Virginia Insulation LLC submitted a handout to the Board requesting a continuance to the December 12, 2023 Board for Contractors Meeting.

**After discussion, a motion was made by Mr. Johnson seconded by Mr. Spencer to approve the continuance request to the December 12, 2023 Board for Contractors Meeting.**

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

**In the matter of Disciplinary File Number 2023-01197, Rivers Industrial LLC,** the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number**  
**2023-01197**  
**Rivers**  
**Industrial LLC**

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

Kyle Hoke on behalf of Rivers Industrial LLC (Regulant) and Christopher Malone (Counsel) participated in the Informal Fact-Finding Conference.

Kyle Hoke on behalf of Rivers Industrial LLC (Regulant) and Christopher Malone (Counsel) attended the Board Meeting and agreed with the recommendation.

**After discussion, a motion was made by Mr. Johnson seconded by Mr. Spencer 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 Rivers Industrial LLC violated the following:

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

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

**After discussion, a motion was made by Mr. Johnson seconded by Mr. Spencer to impose the following sanctions:**

**Count 1: \$0.00 And Remedial Education**

**Total: \$0.00**

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

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

In the matter of **Disciplinary File Number 2023-02025, Kyle Richard Hoke**, the Board members reviewed the record, which consisted of the disciplinary file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number**  
**2023-02025**  
**Kyle Richard**  
**Hoke**

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

Kyle Hoke on behalf of Rivers Industrial LLC (Regulant) and Christopher Malone (Counsel) participated in the Informal Fact-Finding Conference.

Kyle Hoke on behalf of Kyle Richard Hoke (Regulant) and Christopher Malone (Counsel) attended the Board Meeting and agreed with the recommendation.

After discussion, a motion was made by Mr. Johnson seconded by Mr. Spencer 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 Rivers Industrial LLC violated the following:

**Count 1: 18 VAC 50-30-190.11**

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

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

**Count 1: \$0.00 And Remedial Education**

**Total: \$0.00**

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

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

**Chairman, King called a recess to the meeting at 11:45**  
**Chairman, King called the meeting back to order at 11:51**

**Recess**

**Prima Facie Disciplinary Cases**

**Prima Facie  
Disciplinary  
Cases**

**In the matter of Prima Facie Disciplinary File Number 2023-00557 Genesis Painting, LLC**, the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number  
2023-00557  
Genesis  
Painting, LLC**

Genesis Painting, LLC did not request an Informal Fact Findings conference.

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

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

The Board finds substantial evidence that Genesis Painting, LLC violated the following:

- Count 1: 18 VAC 50-22-260.B.27
- Count 2: 18 VAC 50-22-260.B.33
- Count 3: 18 VAC 50-22-260.B.25
- Count 4: 18 VAC 50-22-260.B.5

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

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

- Count 1: \$1,600.00 And Remedial Education (Two violations at \$800.00 each)
- Count 2: \$850.00 And Remedial Education
- Count 3: \$1,000.00 And License Revocation
- Count 4: \$1,450.00 And License Revocation
  
- Total: \$4,900.00**

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

**In the matter of Prima Facie Disciplinary File Number 2023-01549 Douglas C. Denney**, the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number  
2023-01549  
Douglas C.  
Denney**

Douglas C. Denney did not request an Informal Fact Findings conference.

Douglas C. Denney (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

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

The Board finds substantial evidence that Douglas C. Denney violated the following:

- Count 1: 18 VAC 50-22-260.B.9
- Count 2: 18 VAC 50-22-260.B.8
- Count 3: 18 VAC 50-22-230.A
- Count 4: 18 VAC 50-22-260.B.27
- Count 5: 18 VAC 50-22-260.B.31
- Count 6: 18 VAC 50-22-260.B.33
- Count 7: 18 VAC 50-22-260.B.28

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

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

- Count 1: \$450.00 And Remedial Education
- Count 2: \$400.00 And Remedial Education
- Count 3: \$350.00 And Remedial Education
- Count 4: \$800.00 And Remedial Education
- Count 5: \$400.00 And Remedial Education
- Count 6: \$850.00 And Remedial Education
- Count 7: \$1,750.00 And License Revocation

**Total: \$5,000.00**

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

**In the matter of Prima Facie Disciplinary File Number 2023-01334 Terry Carter, dba Highlander Builders** the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

Terry Carter, dba Highlander Builders did not request an Informal Fact Findings conference.

Terry Carter, dba Highlander Builders did not attend the Board meeting in person, by counsel nor by any other qualified representative.

**File Number**  
**2023-01334**  
**Terry Carter,**  
**dba Highlander**  
**Builders**

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

The Board finds substantial evidence that Terry Carter, dba Highlander Builders violated the following:

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

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

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

**Count 1: \$400.00 And Remedial Education**

**Total: \$400.00**

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

**Chairman King left the meeting and will not be included in the vote**

**In the matter of Prima Facie Disciplinary File Number 2023-01567 Rocktown Remodeling LLC** the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number  
2023-01567  
Rocktown  
Remodeling  
LLC**

Rocktown Remodeling LLC did not request an Informal Fact Findings conference.

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

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

The Board finds substantial evidence that Rocktown Remodeling 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.17**
- Count 4: 18 VAC 50-22-260.B.14**
- Count 5: 18 VAC 50-22-260.B**
- Count 6: 18 VAC 50-22-260.B.28**

**The motion was approved with a vote of 12-0-0. Ayes:** Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** King, Burr and Jones.

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

<b>Count 1:</b>	<b>\$450.00</b>	<b>And Remedial Education</b>
<b>Count 2:</b>	<b>\$800.00</b>	<b>And Remedial Education</b>
<b>Count 3:</b>	<b>\$1,300.00</b>	<b>And Remedial Education</b>
<b>Count 4:</b>	<b>\$1,850.00</b>	<b>And License Revocation</b>
<b>Count 5:</b>	<b>\$600.00</b>	<b>And Remedial Education</b>
<b>Count 6:</b>	<b>\$1,750.00</b>	<b>And License Revocation</b>

**Total: \$6,750.00**

**The motion was approved with a vote of 12-0-0. Ayes:** Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** King, Burr and Jones.

**In the matter of Prima Facie Disciplinary File Number 2023-01640 Raymond Darrell Kirby** the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

**File Number**  
**2023-01640**  
**Raymond**  
**Darrell Kirby**

Raymond Darrell Kirby did not request an Informal Fact Findings conference.

Raymond Darrell Kirby did not attend the Board meeting in person, by counsel nor by any other qualified representative.

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

The Board finds substantial evidence that Raymond Darrell Kirby violated the following:

<b>Count 1:</b>	<b>18 VAC 50-30-190.1</b>
<b>Count 2:</b>	<b>18 VAC 50-30-190.5</b>
<b>Count 3:</b>	<b>18 VAC 50-30-190.5</b>

**The motion was approved with a vote of 12-0-0. Ayes:** Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** King, Burr and Jones.

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

<b>Count 1:</b>	<b>\$1,050.00</b>	<b>And License Revocation</b>
<b>Count 2:</b>	<b>\$950.00</b>	<b>And License Revocation</b>



**Count 3: \$950.00 And License Revocation**

**Total: \$2,950.00**

**The motion was approved with a vote of 12-0-0. Ayes:** Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** King, Burr and Jones.

**In the matter of Prima Facie Disciplinary File Number 2023-01801 K2 American Builder LLC** the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

File Number  
**2023-01801**  
**K2 American**  
**Builder LLC**

K2 American Builder LLC did not request an Informal Fact Findings conference.

K2 American Builder LLC did not attend the Board meeting in person, by counsel nor by any other qualified representative.

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

The Board finds substantial evidence that K2 American Builder LLC violated the following:

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

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

**The motion was approved with a vote of 12-0-0. Ayes:** Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** King, Burr and Jones.

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

**Count 1: \$450.00 And Remedial Education**

**Count 2: \$1,600.00 And Remedial Education (Two violations at \$800.00 each)**

**Total: \$2,050.00**

**The motion was approved with a vote of 12-0-0. Ayes:** Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** King, Burr and Jones.

**In the matter of Prima Facie Disciplinary File Number 2024-00191 A.W.C. Construction Company LLC** the Board members reviewed the record, which consisted of the Notice, the Report of Findings, including exhibits, and the Recommendation.

File Number  
**2024-00191**

A.W.C. Construction Company LLC did not request an Informal Fact Findings conference.

**A.W.C.  
Construction  
Company LLC**

A.W.C. Construction Company LLC did not attend the Board meeting in person, by counsel nor by any other qualified representative.

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

The Board finds substantial evidence that A.W.C. Construction Company LLC violated the following:

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

**The motion was approved with a vote of 12-0-0. Ayes:** Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** King, Burr and Jones.

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

- Count 1: \$1,750.00 And License Revocation**
- Count 2: \$1,150.00 And License Revocation**
  
- Total: \$2,900.00**

**The motion was approved with a vote of 12-0-0. Ayes:** Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** King, Burr and Jones.

**Chairman King has returned to the meeting and will now be included in the vote.**

**CONSENT ORDER CASE FILES**

**Consent Order  
Case Files**

**In the matter of Consent Order File Number 2023-00625 Lowe's Home Centers LLC**, the board reviewed the Consent Order as seen and agreed to by Lowe's Home Centers LLC.

**File Number  
2023-00625  
Lowe's Home  
Centers LLC**

Lowe's Home Centers LLC (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

**A motion was made by Mr. Johnson seconded by Mr. Spencer** to ratify the proposed Consent Order offer wherein Lowe's Home Centers LLC, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Lowe's Home Centers LLC consents to the following violations of the Board's Regulations:

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

Lowe's Home Centers LLC agrees to Board costs of **\$150.00**.

**Total fines and costs of \$550.00**

It is noted that a member of Responsible Management for Lowe's Home Centers LLC was required to complete Remedial Education pursuant to the terms of the Consent Order entered into on June 21, 2022 regarding File No. 2022-00270. ✓

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

**In the matter of Consent Order File Number 2023-00649, K Power Construction Inc.** the board reviewed the Consent Order as seen and agreed to by K Power Construction Inc..

**File Number**  
**2023-00649**  
**K Power**  
**Construction**  
**Inc.**

Presiding officer Saucedo-Broach was not present did not participate in the discussion and did not vote.

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

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

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

**Count 1: 18 VAC 50-22-260.B.20      \$2,500.00**

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

**Total fines and costs of \$2,650.00**

In addition, for violation of Count 1, K Power Construction Inc. agrees to revocation of its license.

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

**The motion was approved with a vote of 12-0-1. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Burwell and Brannan. **Nays:** None **Abstain:** Saucedo-Broach **Absent:** Burr and Jones.

**In the matter of Consent Order File Number 2023-00777 Commonwealth Contractors LLC, t/a Commonwealth Contractors,** the board reviewed the Consent Order as seen and agreed to by Commonwealth Contractors LLC, t/a Commonwealth Contractors.

**File Number**  
**2023-00777**  
**Commonwealth**  
**Contractors**  
**LLC, t/a**  
**Commonwealth**  
**Contractors**

Commonwealth Contractors LLC, t/a Commonwealth Contractors (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

**A motion was made by Mr. Johnson seconded by Mr. Spencer** to ratify the proposed Consent Order offer wherein Commonwealth Contractors LLC, t/a Commonwealth Contractors, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Commonwealth Contractors LLC, t/a Commonwealth Contractors consents to the following violations of the Board's Regulations:

**Count 1: 18 VAC 50-22-260.B.29      \$750.00**

Commonwealth Contractors LLC, t/a Commonwealth Contractors agrees to Board costs of **\$150.00**.

**Total fines and costs of \$900.00**

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

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

**In the matter of Consent Order File Number 2023-00894 Piedmont Flooring & Design Inc, t/a Kemper Carpet & Flooring / Kemper Carpets,** the board reviewed the revised Consent Order as seen and agreed to by Piedmont Flooring & Design Inc, t/a Kemper Carpet & Flooring / Kemper Carpets.

**File Number**  
**2023-00894**  
**Piedmont**  
**Flooring &**  
**Design Inc, t/a**  
**Kemper Carpet**  
**& Flooring /**  
**Kemper**  
**Carpets**

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

Piedmont Flooring & Design Inc, t/a Kemper Carpet & Flooring / Kemper Carpets (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

**A motion was made by Mr. Johnson seconded by Mr. Spencer** to ratify the proposed Consent Order offer wherein Piedmont Flooring & Design Inc, t/a Kemper Carpet & Flooring / Kemper Carpets, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Piedmont Flooring & Design Inc, t/a Kemper Carpet & Flooring / Kemper Carpets consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-260.B.9      \$2,500.00  
Count 2: 18 VAC 50-22-260.B.6      \$900.00

Piedmont Flooring & Design Inc, t/a Kemper Carpet & Flooring / Kemper Carpets agrees to Board costs of \$150.00.

**Total fines and costs of \$3,550.00**

In addition, the Board shall waive \$2,000.00 of the monetary penalty for Count 1 provided Piedmont Flooring & Design Inc provides a copy of its current contract to the Board within 90 days of the effective date of this Order. The contract must be in compliance with Board Regulation 18 VAC 50-22-260.B.9. If Piedmont Flooring & Design Inc fails to comply with this condition, then the full monetary penalty will be automatically imposed.

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

**In the matter of Consent Order File Number 2023-01020 Seal-Tite Basement Waterproofing Co,** the board reviewed the revised Consent Order as seen and agreed to by Seal-Tite Basement Waterproofing Co.

**File Number**  
**2023-01020**  
**Seal-Tite**  
**Basement**  
**Waterproofing**  
**Co**

Seal-Tite Basement Waterproofing Co (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

**A motion was made by Mr. Johnson seconded by Mr. Spencer** to ratify the proposed Consent Order offer wherein Seal-Tite Basement Waterproofing Co, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Seal-Tite Basement Waterproofing Co consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-260.B.9      \$1,350.00  
Count 2: 18 VAC 50-22-260.B.31      \$800.00  
Count 3: 18 VAC 50-22-260.B.33      \$850.00  
Count 4: 18 VAC 50-22-220.A      \$550.00

Seal-Tite Basement Waterproofing Co agrees to Board costs of \$150.00.

**Total fines and costs of \$3,700.00**

It is acknowledged, as outlined in the Report of Findings, the Contract entered on May 26, 2020 (Contract #2) is in compliance with 18 VAC 50-22-260.B.9. Therefore, the Board shall waive \$650.00 of the \$1,350.00 monetary penalty for Count 1.

In addition, the Board shall waive the \$550.00 monetary penalty for Count 4 provided Seal-Tite Basement Waterproofing Co reports a change in officers of the corporation to the Board within ninety (90) days of this

Order. Failure to comply will result in license suspension until compliance is obtained and no waiver of the \$550.00 monetary penalty.

Further, Seal-Tite Basement Waterproofing Co agrees to have a member of Responsible Management successfully complete a Board approved remedial education class within ninety (90) days of the effective date of this Consent Order.

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

**In the matter of Consent Order File Number 2023-01091 The Pius Company LLC**, the board reviewed the Consent Order as seen and agreed to by The Pius Company LLC.

**File Number**  
**2023-01091**  
**The Pius**  
**Company LLC**

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

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

**A motion was made by Mr. Groh seconded by Mr. Spencer** to ratify the proposed Consent Order offer wherein The Pius Company LLC, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

The Pius Company LLC consents to the following violations of the Board's Regulations:

<b>Count 1: 18 VAC 50-22-260.B.31</b>	<b>\$400.00</b>
<b>Count 2: 18 VAC 50-22-260.B.28</b>	<b>\$1,750.00</b>

The Pius Company LLC agrees to Board costs of **\$150.00**.

**Total fines and costs of \$2,300.00**

In addition, for violation of Counts 1 and 2, The Pius Company LLC agrees to revocation of its license.

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

All monetary penalties, costs, education, or sanctions are to be paid/performed within ninety (90) days of the effective date of this Consent Order unless otherwise specified above.

In lieu of imposition of penalties, costs, and remedial education for Counts 1 and 2, the Board shall waive such sanctions pursuant to The Pius Company, LLC's agreement to license revocation.

**The motion was approved with a vote of 12-0-1. Ayes:** King, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** Johnson **Absent:** Burr and Jones.

**In the matter of Consent Order File Number 2023-01098 Terance Scott Wade, t/a Scott Wade Builder,** the board reviewed the Consent Order as seen and agreed to by Terance Scott Wade, t/a Scott Wade Builder.

**File Number  
2023-01098  
Terance Scott  
Wade, t/a Scott  
Wade Builder**

Terance Scott Wade, t/a Scott Wade Builder (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

**A motion was made by Mr. Johnson seconded by Mr. Spencer** to ratify the proposed Consent Order offer wherein Terance Scott Wade, t/a Scott Wade Builder, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Terance Scott Wade, t/a Scott Wade Builder consents to the following violations of the Board's Regulations:

<b>Count 1: 18 VAC 50-22-260.B.8</b>	<b>\$400.00</b>
<b>Count 2: 18 VAC 50-22-260.B.27</b>	<b>\$800.00</b>
<b>Count 3: 18 VAC 50-22-260.B.29</b>	<b>\$1,500.00</b>

Terance Scott Wade, t/a Scott Wade Builder agrees to Board costs of **\$150.00**.

**Total fines and costs of \$2,850.00**

Further, Terance Scott Wade, t/a Scott Wade Builder agrees to have a member of Responsible Management successfully complete a Board approved remedial education class within ninety (90) days of the effective date of this Consent Order.

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

**In the matter of Consent Order File Number 2023-01273 Middleton Construction LLC, t/a Middleton Construction,** the board reviewed the Consent Order as seen and agreed to by Middleton Construction LLC, t/a Middleton Construction.

**File Number  
2023-01273  
Middleton  
Construction  
LLC, t/a  
Middleton  
Construction**

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

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

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

<b>Count 1: 18 VAC 50-22-260.B.9</b>	<b>\$450.00</b>
<b>Count 2: 18 VAC 50-22-260.B.31</b>	<b>\$400.00</b>
<b>Count 3: 18 VAC 50-22-260.B.29</b>	<b>\$750.00</b>
<b>Count 4: 18 VAC 50-22-260.B.29</b>	<b>\$750.00</b>
<b>Count 5: 18 VAC 50-22-260.B.29</b>	<b>\$750.00</b>
<b>Count 6: 18 VAC 50-22-260.B.33</b>	<b>\$850.00</b>

Middleton Construction LLC, t/a Middleton Construction agrees to Board costs of **\$150.00**.

**Total fines and costs of \$4,100.00**

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

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

**In the matter of Consent Order File Number 2023-01527 Rightmyer Construction LLC** the board reviewed the Consent Order as seen and agreed to by Rightmyer Construction LLC.

**File Number**  
**2023-01527**  
**Rightmyer**  
**Construction**  
**LLC**

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

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

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

**Count 1: 18 VAC 50-22-260.B.9           \$450.00**  
**Count 2: 18 VAC 50-22-260.B.31       \$400.00**

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

**Total fines and costs of \$1,000.00**

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

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

**In the matter of Consent Order File Number 2023-01554 Toano Well And Pump Service Co** the board reviewed the Consent Order as seen and agreed to by Toano Well And Pump Service Co.

**File Number**  
**2023-01554**  
**Toano Well And**  
**Pump Service**  
**Co**

Toano Well And Pump Service Co (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.



A motion was made by Mr. Groh seconded by Mr. Spencer to ratify the proposed Consent Order offer wherein Toano Well And Pump Service Co, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Toano Well And Pump Service Co consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-260.B.9	\$900.00
Count 2: 18 VAC 50-22-260.B.8	\$800.00
Count 3: 18 VAC 50-22-260.B.6	\$1,800.00

Toano Well And Pump Service Co agrees to Board costs of \$150.00.

**Total fines and costs of \$3,650.00**

In addition, Toano Well And Pump Service Co agrees to provide a copy of its current contract within ninety (90) days of the effective date of this Consent Order. The contract must be in compliance with Board Regulation 18 VAC 50-22-260.B.9.

It is noted that a member of Responsible Management for Toano Well And Pump Service Co was required to complete Remedial Education pursuant to the terms of the Consent Order entered into on October 20, 2022 regarding File No. 2022-01691.

The motion was approved with a vote of 12-0-1. Ayes: Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. Nays: None Abstain: King Absent: Burr and Jones.

In the matter of Consent Order File Number 2023-01585 Island Pools LLC, t/a River Pools of Chesapeake the board reviewed the Consent Order as seen and agreed to by Island Pools LLC, t/a River Pools of Chesapeake.

File Number  
2023-01585  
Island Pools  
LLC, t/a River  
Pools of  
Chesapeake

Island Pools LLC, t/a River Pools of Chesapeake (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

A motion was made by Mr. Johnson seconded by Mr. Spencer to ratify the proposed Consent Order offer wherein Island Pools LLC, t/a River Pools of Chesapeake, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Island Pools LLC, t/a River Pools of Chesapeake consents to the following violations of the Board's Regulations:

Count 1: 18 VAC 50-22-260.B.9	\$450.00
Count 2: 18 VAC 50-22-230.A	\$350.00

Island Pools LLC, t/a River Pools of Chesapeake agrees to Board costs of \$150.00.

**Total fines and costs of \$950.00**

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

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

**In the matter of Consent Order File Number 2023-01668 Quality Remodeling LLC** the board reviewed the Consent Order as seen and agreed to by Quality Remodeling LLC.

**File Number**  
**2023-01668**  
**Quality**  
**Remodeling**  
**LLC**

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

**A motion was made by Mr. Johnson seconded by Mr. Spencer** to ratify the proposed Consent Order offer wherein Quality Remodeling LLC, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Quality Remodeling LLC consents to the following violations of the Board's Regulations:

**Count 1: 18 VAC 50-22-260.B.9 \$450.00**

Quality Remodeling LLC agrees to Board costs of **\$150.00**.

**Total fines and costs of \$600.00**

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

If a compliant contract is provided within ninety (90) days, the \$450.00 monetary penalty is waived.

If a compliant contract is not provided within ninety (90) days, the monetary penalty of \$450.00 will be imposed and the license will be suspended until the contract is provided and compliance is obtained.

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

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

**In the matter of Consent Order File Number 2023-01717 F H Furr Plumbing Heating & Air Conditioning Inc.** the board reviewed the Consent Order as seen and agreed to by F H Furr Plumbing Heating & Air Conditioning Inc..

**File Number**  
**2023-01717**

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

F H Furr Plumbing Heating & Air Conditioning Inc. (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

**A motion was made by Mr. Johnson seconded by Mr. Spencer** to ratify the proposed Consent Order offer wherein F H Furr Plumbing Heating & Air Conditioning Inc., acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

F H Furr Plumbing Heating & Air Conditioning Inc. consents to the following violations of the Board's Regulations:

<b>Count 1: 18 VAC 50-22-230.A</b>	<b>\$350.00</b>
<b>Count 2: 18 VAC 50-22-260.B.8</b>	<b>\$400.00</b>
<b>Count 3: 18 VAC 50-22-260.B.9</b>	<b>\$450.00</b>
<b>Count 4: 18 VAC 50-22-260.B.33</b>	<b>\$850.00</b>

F H Furr Plumbing Heating & Air Conditioning Inc. agrees to Board costs of **\$150.00**.

**Total fines and costs of \$2,200.00**

In addition, for violation of Count 1, F H Furr Plumbing Heating & Air Conditioning Inc. agrees to report its current business and/or trade name to the Board, in writing, within ninety (90) days of the effective date of this Consent Order.

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

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

**In the matter of Consent Order File Number 2023-01802 Tavaris Parrish and Russell Finney, t/a Parrish Electrical** the board reviewed the Consent Order as seen and agreed to by Tavaris Parrish and Russell Finney, t/a Parrish Electrical.

**File Number  
2023-01802  
Tavaris Parrish  
and Russell  
Finney, t/a  
Parrish  
Electrical**

Tavaris Parrish and Russell Finney, t/a Parrish Electrical (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

**A motion was made by Mr. Johnson seconded by Mr. Spencer** to ratify the proposed Consent Order offer wherein Tavaris Parrish and Russell Finney, t/a Parrish Electrical, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Tavaris Parrish and Russell Finney, t/a Parrish Electrical consents to the following violations of the Board's Regulations:

<b>Count 1: 18 VAC 50-22-260.B.27</b>	<b>\$800.00</b>
---------------------------------------	-----------------

Tavaris Parrish and Russell Finney, t/a Parrish Electrical agrees to Board costs of \$150.00.

**Total fines and costs of \$950.00**

Further, Tavaris Parrish and Russell Finney, t/a Parrish Electrical agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Consent Order.

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

**In the matter of Consent Order File Number 2023-01808 Lance Courtney Collins, t/a Collins & Sons Painting & Repair** the board reviewed the Consent Order as seen and agreed to by Lance Courtney Collins, t/a Collins & Sons Painting & Repair.

**File Number**  
**2023-01808**  
**Lance Courtney**  
**Collins, t/a**  
**Collins & Sons**  
**Painting &**  
**Repair**

Lance Courtney Collins, t/a Collins & Sons Painting & Repair (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

**A motion was made by Mr. Johnson seconded by Mr. Spencer** to ratify the proposed Consent Order offer wherein Lance Courtney Collins, t/a Collins & Sons Painting & Repair, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Lance Courtney Collins, t/a Collins & Sons Painting & Repair consents to the following violations of the Board's Regulations:

- Count 1: 18 VAC 50-22-260.B.9 \$450.00**
- Count 2: 18 VAC 50-22-260.B.27 \$800.00**
- Count 3: 18 VAC 50-22-260.B.31 \$400.00**

Lance Courtney Collins, t/a Collins & Sons Painting & Repair agrees to Board costs of \$150.00.

**Total fines and costs of \$1,800.00**

Further, Lance Courtney Collins, t/a Collins & Sons Painting & Repair agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within ninety (90) days of the effective date of this Consent Order.

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

**In the matter of Consent Order File Number 2023-01825 Capital Remodeling Inc.** the board reviewed the Consent Order as seen and agreed to by Capital Remodeling Inc.

**File Number**  
**2023-01825**  
**Capital**  
**Remodeling Inc.**

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

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

Capital Remodeling Inc. consents to the following violations of the Board's Regulations:

**Count 1: 18 VAC 50-22-260.B.9      \$700.00**

Capital Remodeling Inc. agrees to Board costs of **\$150.00**.

**Total fines and costs of \$850.00**

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

Upon submission of the compliant contract, the Board shall waive \$350.00 of the \$700.00 monetary penalty.

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

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

**In the matter of Consent Order File Number 2023-01847 Scott J. Burke** the board reviewed the Consent Order as seen and agreed to by Scott J. Burke.

**File Number**  
**2023-01847**  
**Scott J. Burke**

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

**A motion was made by Mr. Johnson seconded by Mr. Spencer** to ratify the proposed Consent Order offer wherein Scott J. Burke, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Scott J. Burke consents to the following violations of the Board's Regulations:

**Count 1: 18 VAC 50-30-190.9      \$750.00**

Scott J. Burke agrees to Board costs of **\$150.00**.

**Total fines and costs of \$900.00**

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

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

**In the matter of Consent Order File Number 2023-01877 N S Heating & Cooling Inc.** the board reviewed the Consent Order as seen and agreed to by N S Heating & Cooling Inc..

**File Number**  
**2023-01877**  
**N S Heating &**  
**Cooling Inc.**

N S Heating & Cooling Inc. (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

**A motion was made by Mr. Johnson seconded by Mr. Spencer** to ratify the proposed Consent Order offer wherein N S Heating & Cooling Inc., acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

N S Heating & Cooling Inc. consents to the following violations of the Board's Regulations:

**Count 1: 18 VAC 50-22-260.B.15      \$1,450.00**

N S Heating & Cooling Inc. agrees to Board costs of **\$150.00**.

**Total fines and costs of \$1,600.00**

N S Heating & Cooling Inc agrees to have a member of Responsible Management successfully complete a Board approved remedial education class within ninety (90) days of the effective date of this Consent Order.

It is acknowledged that once N S Heating & Cooling Inc was made aware of the issue, they made attempts to resolve the matter. N S Heating removed the equipment and provided a refund. Therefore, the Board shall waive imposition of the \$1,450.00 monetary penalty for Count 1 provided N S Heating & Cooling Inc. successfully completes a Board-approved remedial education class and provides proof of attendance and successful completion within ninety (90) days of the effective date of this Order. If N S Heating fails to comply with these conditions, then the full monetary penalty will be automatically imposed.

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

**In the matter of Consent Order File Number 2023-01939 RVA Contracting LLC** the board reviewed the Consent Order as seen and agreed to by RVA Contracting LLC.

**File Number**  
**2023-01939**  
**RVA**  
**Contracting**  
**LLC**

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

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

RVA Contracting LLC consents to the following violations of the Board's Regulations:

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

RVA Contracting LLC agrees to Board costs of **\$150.00**.

**Total fines and costs of \$550.00**

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

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

**In the matter of Consent Order File Number 2023-01997 North American Geothermal LLC** the board reviewed the Consent Order as seen and agreed to by North American Geothermal LLC.

**File Number**  
**2023-01997**  
**North American**  
**Geothermal**  
**LLC**

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

**A motion was made by Mr. Johnson seconded by Mr. Spencer** to ratify the proposed Consent Order offer wherein North American Geothermal LLC, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

North American Geothermal LLC consents to the following violations of the Board's Regulations:

**Count 1: 18 VAC 50-22-260.B.15 \$1,450.00**

North American Geothermal LLC agrees to Board costs of **\$150.00**.

**Total fines and costs of \$1,600.00**

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

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

**In the matter of Consent Order File Number 2023-02152 J W Barton Construction Inc.** the board reviewed the Consent Order as seen and agreed to by J W Barton Construction Inc..

**File Number**  
**2023-02152**  
**J W Barton**  
**Construction**  
**Inc.**

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

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

J W Barton Construction Inc. consents to the following violations of the Board's Regulations:

**Count 1: 18 VAC 50-22-260.B.8            \$1,000.00**  
**Count 2: 18 VAC 50-22-260.B.33        \$1,500.00**

J W Barton Construction Inc. agrees to Board costs of **\$150.00**.

**Total fines and costs of \$2,650.00**

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

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

**In the matter of Consent Order File Number 2023-02255 Calvin Matthew Batten** the board reviewed the Consent Order as seen and agreed to by Calvin Matthew Batten.

**File Number**  
**2023-02255**  
**Calvin Matthew**  
**Batten**

Calvin Matthew Batten (Regulant) did not attend the Board meeting in person, by counsel nor by any other qualified representative.

**A motion was made by Mr. Johnson seconded by Mr. Spencer** to ratify the proposed Consent Order offer wherein Calvin Matthew Batten, acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Calvin Matthew Batten consents to the following violations of the Board's Regulations:

**Count 1: 18 VAC 50-30-190.9            \$650.00**

Calvin Matthew Batten agrees to Board costs of **\$150.00**.

**Total fines and costs of \$800.00**

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

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.



In the matter of Consent Order File Number 2023-02281 Foreman Construction LLC the board reviewed the Consent Order as seen and agreed to by Foreman Construction LLC.

File Number  
2023-02281  
Foreman  
Construction  
LLC

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

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

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

Count 1: 18 VAC 50-22-260.B.27 \$800.00

Foreman Construction LLC agrees to Board costs of \$150.00.

Total fines and costs of \$950.00

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

The motion was approved with a vote of 13-0-0. Ayes: King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. Nays: None Abstain: None Absent: Burr and Jones.

Chairman, King called a recess to the meeting at 12:02  
Chairman, King called the meeting back to order at 12:16

Recess

8. NEW BUSINESS

NEW  
BUSINESS

Education Provider Audit

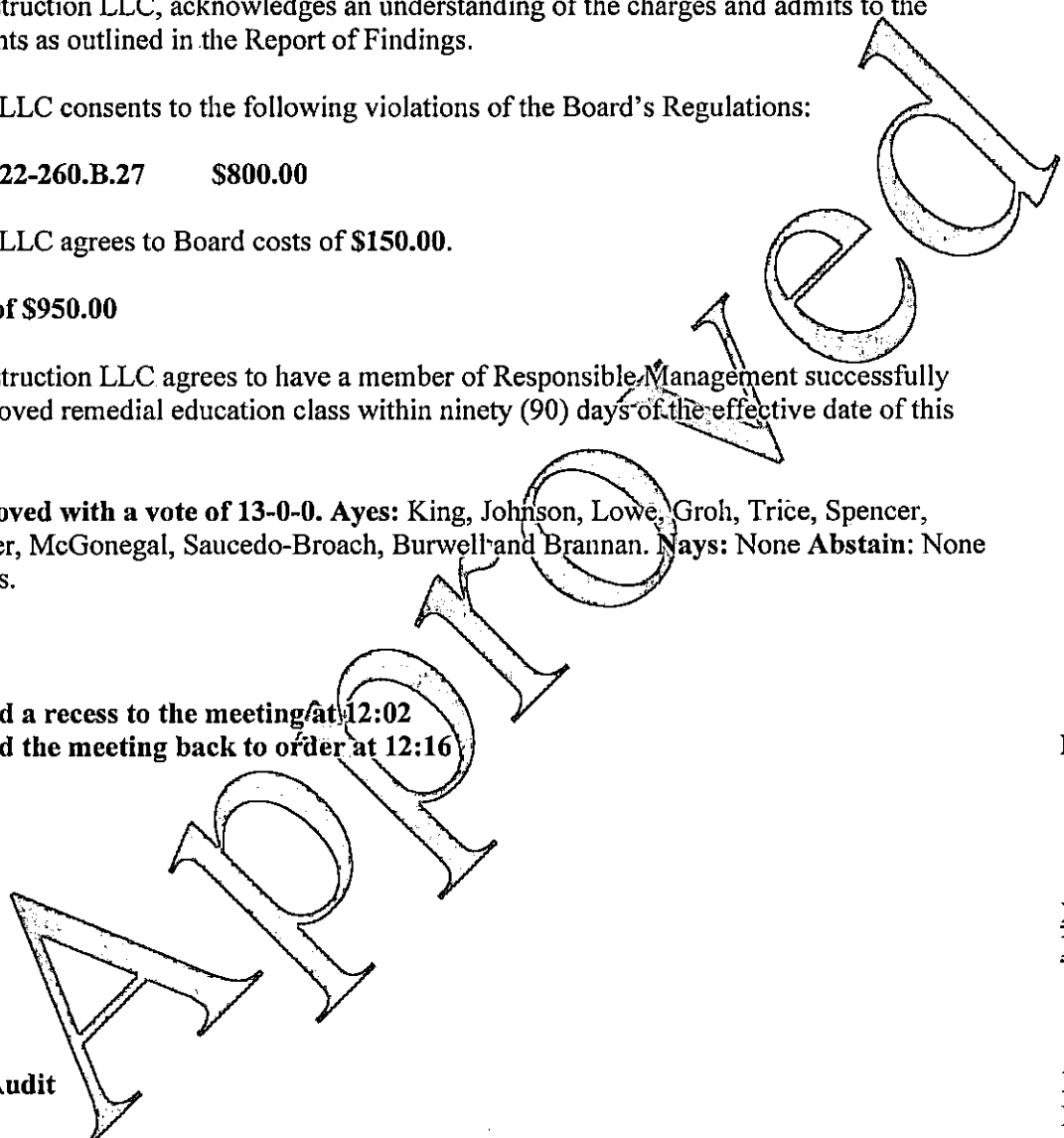
Education  
Provider Audit

**Tidewater Community College**

Bill Ferguson provided a report for the pre-license education course he audited.

On August 26, 2023, Mr. Ferguson audited a contractor business pre-license course given by Tidewater Community College. This was an unannounced audit of the course titled Basic Contractor Business Licensing Course. The instructor was Anthony Anderson. The course's location and date were in agreement with the course information on the education provider's website. After briefing the Board of the audit details, the following recommendations was made to the Board.

**Tidewater  
Community  
College**



The class was conducted in accordance with the Board's education provider requirements

No action was taken.

### Education Provider Applications

Education  
Provider  
Applications

Ms. Charity shared that the Committee recommends approval for:

NAESA  
International

NAESA International –one classroom continuing education course for Certified Elevator Mechanics.

A motion was made by Mr. Spencer seconded by Mr. Johnson for approval.

The motion was approved with a vote of 13-0-0. Ayes: King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. Nays: None Abstain: None Absent: Burr and Jones.

### Remedial Education Report

Remedial  
Education  
Report

Marjorie King, Executive Director informed the Board that the remedial education class continues to be well received by participants. Ms. King recommended to all Board Members that they attend a Remedial Education class.

Board Member, Mr. Brannan attended the Remedial Education and commended staff's teaching.

### Amendment to Prohibited Acts

Amendment to  
Prohibited Acts

Marjorie King, Executive Director provided the Board the final language to Prohibited Act 18 VAC 50-22-260 B 9 B.

A motion was made by Mr. Johnson seconded by Mr. Spencer to approve the final language to Prohibited Act 18 VAC 50-22-260 B 9 B as presented.

The motion was approved with a vote of 13-0-0. Ayes: King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. Nays: None Abstain: None Absent: Burr and Jones.

**Periodic Review**

**Periodic Review**

**Marjorie King, Executive Director** informed the Board pursuant to Executive Order 19 (2022) and §§ 2.2-4007.1 and 2.2-4017 of the Code of Virginia, the Board for Contractor Regulations, Individual License and Certification Regulations, and the Public Participation Guidelines underwent a periodic review.

The review of these regulations were guided by the principles in Executive Order 19.

The purpose of the review is to determine whether these regulations should be repealed, amended, or retained in its current form. Public comment was sought on the review of any issue relating to the regulation, including whether the regulation (i) is necessary for the protection of public health, safety, and welfare or for the economical performance of important governmental functions; (ii) minimizes the economic impact on small businesses in a manner consistent with the stated objectives of applicable law; and (iii) is clearly written and easily understandable.

The public comment period began July 17, 2023, and ended on August 7, 2023. One public comment was received in reference to the Individual License and Certification Regulations.

**A motion was made by Mr. Johnson seconded by Mr. Spencer** to approve the proposed response to the comment received.

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

**A motion was made by Mr. Johnson seconded by Mr. Spencer** retain the Contractor Regulations, Individual License and Certification Regulations, and the Public Participation Guidelines as is.

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

**Regulatory Review update**

**Regulatory Review update**

18VAC50-22	General Regulatory Reduction Initiative	Proposed to be filed.
18VAC50-22	Eligibility Requirement Amendment	Proposed to be filed.
18VAC50-22	Amendment of Prohibited Acts	Board to adopt final language on 9/19/2023.
18VAC50-22 18VAC50-30	Temporary Fee Reduction	Final – effective 9/1/2023
18VAC50-30	Continuing Education Amendment	Proposed filed - Will be published in Virginia Register on 10/9/2023.
18VAC50-30	General Regulatory Reduction Initiative	Currently in Executive Branch review.
18VAC50-30	Eligibility Requirement Amendment	Proposed to be filed.
18VAC50-30	Temporary Elevator Mechanic Certifications	Fast Track to be filed.

18VAC50-22	Guidance Document 5724 - PSI	To be filed.
18VAC50-30	Examination Equivalency	

**NASCLA update**

**NASCLA update**

**Marjorie King, Executive Director** informed the Board she and Mary Charity the Licensing Operations Administrator, recently attended the NASCLA conference in San Antonio Texas. Ms. King informed the Board this is where states go to network about licensing, discuss reciprocal agreements, and opportunities to hear what other states are doing.

Ms. King informed the Board that during her time at the NASCLA conference she was asked to mentor a student from Virginia Tech who is majoring in Real Estate Development and Construction Management.

Ms. King was also asked to participate on the NASCLA Board of Directors as a Board Member.

**Reciprocal agreements**

**Reciprocal agreements**

**Marjorie King, Executive Director** informed the Board that she will be discussing reciprocal agreements with the North Carolina State Licensing Board for a General Contractors agreement, and the District of Columbia, The Department of Licensing and Consumer Protection (DLCP) Plumbing and HVAC individual agreement.

**American Family Professional Remodeling, 2705172436 & 2705180392, Recovery Fund payments**

**American Family Professional Remodeling**

**Marjorie King, Executive Director** informed the Board that American Family Professional Remodeling, terminated their initial license, license number 2705172436, and obtained a second license, license number 2705180392. In doing so, it maintained its LLC entity, but dropped its fictitious name. Because the disciplinary process was not completed when we received the application for the second license, the LLC entity was granted its second license.

There are several recovery fund claims against the LLC entity under each license. Initially, the recovery fund claims were filed against each license, which created two \$40,000 biennium limits for the claimants. We have paid out a couple claims under each license and have several more pending against each license. After further review of The Virginia Contractor Transaction Recovery Act, the definition of "regulant" means the legal entity, and the LLC having a second license did not create a second regulant, and therefore should be treated as one entity.

The statute and regulations do not prevent the Board from considering a motion to approve an additional amount to allow pooling all the claimants together to determine the appropriate prorated distribution. In short, the Board may approve an extra amount equal to any overpaid claimants so that we could ensure the remaining claimants receive a full prorated share.

When all claims are combined and prorated, there's an overpayment of \$8,200.72. Should the Board choose this additional amount, a vote is required.

**A motion was made by Mr. Spencer seconded by Mr. McGonegal** to approve an additional \$8,200.72 to be paid from the Contractor Transaction Recovery Fund on behalf of American Family Professional Remodeling, license numbers 2705172436 and 2705180392. This additional amount is equal to the overpayment amount to claimants, and ensures other claimants receive a full prorated share.

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

#### **Beyond Design Inc - 2022-01999 - Compliance extension**

**Marjorie King, Executive Director** informed the Board an ADA request to include an extension was received for Consent Order 2022-01999 Beyond Design Inc.

**A motion was made by Mr. Johnson seconded by Mr. Groh** to approve the ADA extension request for Consent Order 2022-01999 Beyond Design Inc. through December 31, 2023. If compliance is not obtained the license will be suspended for non-compliance.

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

#### **Application Experience requirements**

**Marjorie King, Executive Director** informed the Board that In 2016 the Board voted to require all Qualified Individuals associated with a Contractor license application to verify their experience, regardless of their previous license history.

More specifically, effective March 1, 2016, all Qualified Individuals associated with a contractor license application are required to have their experience verified by a licensed contractor, licensed tradesman, building official, building inspector, licensed architect, or licensed engineer, even if they're associated with an active current license, or a previously issued expired license. This requires all experience to be verified after March 1, 2016.

**A motion was made by Mr. Groh seconded by Mr. Spencer** to maintain the experience requirements as presented.

**The motion was approved with a vote of 13-0-0. Ayes:** King, Johnson, Lowe, Groh, Trice, Spencer, Heinline, Costen, Crider, McGonegal, Saucedo-Broach, Burwell and Brannan. **Nays:** None **Abstain:** None **Absent:** Burr and Jones.

Beyond Design  
Inc

Application  
Experience  
requirements

**9. Other Board Business**

Board for Contractors Financial Reports – Review Only

**Other Board  
Business**

**Board for  
Contractors  
Financial  
Reports**

**10. Completion of Paperwork**

**Marjorie King, Executive Director** requested the Board members to complete their Conflict of Interest Statements and Travel Reimbursement Forms.

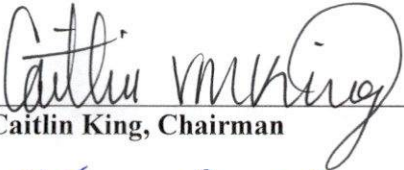
**Completion of  
Paperwork**

**11. Adjournment**

**Chairman, King** thanked the Board for Contractors and adjourned the meeting at 12:58 P.M.

**Adjournment**

The next board meeting will be **October 24, 2023**

  
Caitlin King, Chairman

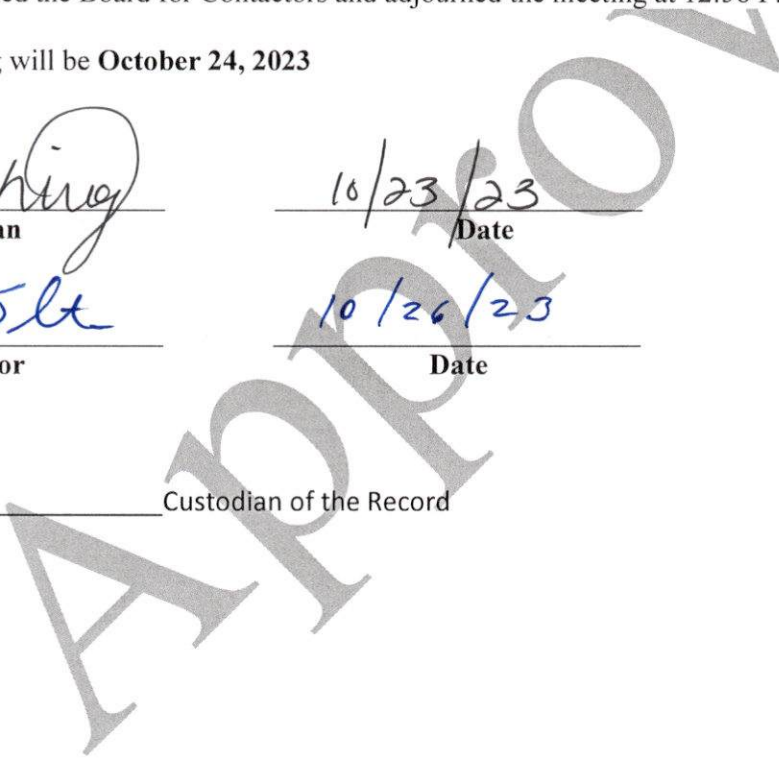
10/23/23  
Date

  
Kishore Thota, Director

10/26/23  
Date

Copy teste:

\_\_\_\_\_  
Custodian of the Record



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

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

1. Name Nathan Trice  
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors  
(Name of Board)
4. Meeting/IFF Date: 09/19/2023

5. Do you have a personal interest in the following transaction?

- No; I **do not** have a personal interest in any transactions taken at this meeting.
- Yes - If yes, please answer the following questions.

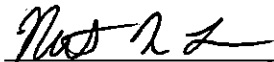
A. \_\_\_\_\_  
(Agenda Item)

B. Nature of Personal Interest Affected by Transaction:

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

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

6. Signature of Board Member:

  
Signature

September 19, 2023  
Date

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

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

1. Name Donald Groh  
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors  
(Name of Board)
4. Meeting/IFF Date: 09/19/2023

5. Do you have a personal interest in the following transaction?

- No; I **do not** have a personal interest in any transactions taken at this meeting.
- Yes - If yes, please answer the following questions.

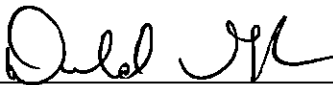
A. \_\_\_\_\_  
(Agenda Item)

B. Nature of Personal Interest Affected by Transaction:

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

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

6. Signature of Board Member:

  
Signature

September 19, 2023  
Date



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

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

1. Name Francis "Butch" McGonegal  
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors  
(Name of Board)
4. Meeting/IFF Date: 09/19/2023

5. Do you have a personal interest in the following transaction?

- No; I **do not** have a personal interest in any transactions taken at this meeting.
- Yes - If yes, please answer the following questions.

A. \_\_\_\_\_  
(Agenda Item)

B. Nature of Personal Interest Affected by Transaction:

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

\_\_\_\_\_

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

6. Signature of Board Member:

  
Signature

September 19, 2023  
Date

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

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

1. Name Jerry Heinline  
(Name of Board Member)

2. Title: Board Member

3. Agency: DPOR/Board for Contractors  
(Name of Board)

4. Meeting/IFF Date: 09/19/2023

5. Do you have a personal interest in the following transaction?

- No; I **do not** have a personal interest in any transactions taken at this meeting.
- Yes - If yes, please answer the following questions.

A. \_\_\_\_\_  
(Agenda Item)

B. Nature of Personal Interest Affected by Transaction:

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

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

6. Signature of Board Member:

  
Signature

September 19, 2023  
Date

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

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

1. Name Wiley "Bif" V. Johnson  
(Name of Board Member)

2. Title: Board Member

3. Agency: DPOR/Board for Contractors  
(Name of Board)

4. Meeting/IFF Date: 09/19/2023

5. Do you have a personal interest in the following transaction?

- No; I **do not** have a personal interest in any transactions taken at this meeting.
- Yes - If yes, please answer the following questions.


A. \_\_\_\_\_  
(Agenda Item)

B. Nature of Personal Interest Affected by Transaction:

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

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

6. Signature of Board Member:



Signature

September 19, 2023

Date

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

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

1. Name Rudolph "Rudy" Burwell  
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors  
(Name of Board)
4. Meeting/IFF Date: 09/19/2023

5. Do you have a personal interest in the following transaction?

- No; I **do not** have a personal interest in any transactions taken at this meeting.
- Yes - If yes, please answer the following questions.

A. \_\_\_\_\_  
(Agenda Item)

B. Nature of Personal Interest Affected by Transaction:

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

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

6. Signature of Board Member:

      September 19, 2023  
Signature      Date

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

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

1. Name James "Lou" Spencer  
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors  
(Name of Board)

4. Meeting/IFF Date: 09/19/2023

5. Do you have a personal interest in the following transaction?

- No; I **do not** have a personal interest in any transactions taken at this meeting.
- Yes - If yes, please answer the following questions.

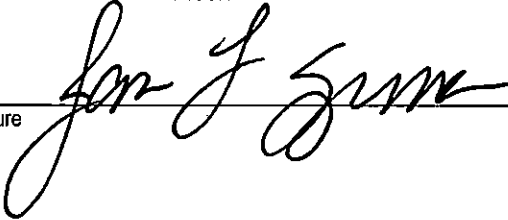
A. \_\_\_\_\_  
(Agenda Item)

B. Nature of Personal Interest Affected by Transaction:

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

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

6. Signature of Board Member:

  
Signature

September 19, 2023  
Date

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

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

1. Name Basil Crider  
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors  
(Name of Board)

4. Meeting/IFF Date: 09/19/2023

5. Do you have a personal interest in the following transaction?

- No; I **do not** have a personal interest in any transactions taken at this meeting.  
 Yes - If yes, please answer the following questions.


A. \_\_\_\_\_  
(Agenda Item)

B. Nature of Personal Interest Affected by Transaction:

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

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

6. Signature of Board Member:

  
\_\_\_\_\_  
Signature

September 19, 2023  
\_\_\_\_\_  
Date

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

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

1. Name Kevin Saucedo-Broach  
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors  
(Name of Board)
4. Meeting/IFF Date: 09/19/2023

5. Do you have a personal interest in the following transaction?

- No; I **do not** have a personal interest in any transactions taken at this meeting.
- Yes - If yes, please answer the following questions.

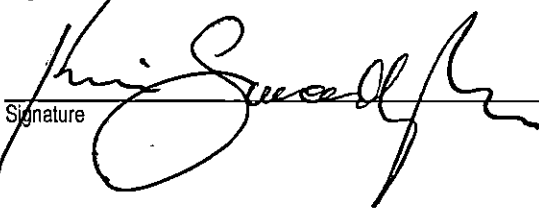
A. \_\_\_\_\_  
(Agenda Item)

B. Nature of Personal Interest Affected by Transaction:

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

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

6. Signature of Board Member:

  
Signature

September 19, 2023  
Date

STATE AND LOCAL GOVERNMENT  
CONFLICT OF INTERESTS ACT

TRANSACTIONAL DISCLOSURE STATEMENT  
for Officers and Employees of State Government

1. Name Caitlin King  
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors  
(Name of Board)
4. Meeting/IFF Date: 09/19/2023

5. Do you have a personal interest in the following transaction?

- No; I **do not** have a personal interest in any transactions taken at this meeting.
- Yes - If yes, please answer the following questions.

A. C10-2023-01554-Texas Well and Pump Service CO  
(Agenda Item)

B. Nature of Personal Interest Affected by Transaction:

Business - use ~~as~~ in our business

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

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

6. Signature of Board Member:

Caitlin King  
Signature

September 19, 2023  
Date



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

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

1. Name Doug Lowe  
(Name of Board Member)

2. Title: Board Member

3. Agency: DPOR/Board for Contractors  
(Name of Board)

4. Meeting/IFF Date: 09/19/2023

5. Do you have a personal interest in the following transaction?

- No; I **do not** have a personal interest in any transactions taken at this meeting.
- Yes - If yes, please answer the following questions.

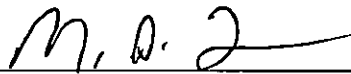
A. \_\_\_\_\_  
(Agenda Item)

B. Nature of Personal Interest Affected by Transaction:

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

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

6. Signature of Board Member:

  
Signature

September 19, 2023  
Date

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

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

1. Name Ralph "Tripp" Costen  
(Name of Board Member)

2. Title: Board Member

3. Agency: DPOR/Board for Contractors  
(Name of Board)

4. Meeting/IFF Date: 09/19/2023

5. Do you have a personal interest in the following transaction?

No; I **do not** have a personal interest in any transactions taken at this meeting.

Yes - If yes, please answer the following questions.

A. \_\_\_\_\_  
(Agenda Item)

B. Nature of Personal Interest Affected by Transaction:

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

\_\_\_\_\_

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

I did not participate in the transaction.

6. Signature of Board Member:

  
Signature

September 19, 2023  
Date

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

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

1. Name Taylor Brannan  
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Contractors  
(Name of Board)
4. Meeting/IFF Date: 09/19/2023

5. Do you have a personal interest in the following transaction?

- No; I **do not** have a personal interest in any transactions taken at this meeting.
- Yes - If yes, please answer the following questions.

A. \_\_\_\_\_  
(Agenda Item)

B. Nature of Personal Interest Affected by Transaction:

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

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

6. Signature of Board Member:

  
Signature

September 19, 2023  
Date

# BOARD FOR CONTRACTORS SIGN IN SHEET

DEPARTMENT OF PROFESSIONAL AND OCCUPATIONAL REGULATION  
9960 Mayland Drive  
Richmond, VA 23233

Tuesday, September 19, 2023 – 2<sup>nd</sup> Floor Conference Center  
Board Room 2  
10:00 A.M.

NAME	Are you here for Public Comment only Y/N	PHONE NUMBER	FILE NUMBER	RESPONDENT OR COMPLAINANT	WILL YOU ADDRESS THE BOARD Y/N
John O'malley			D3 D2		Y
David Bergman			D7		Y
Kyle Hoke			D20		?
Peter Skinner			9		?

NAME	Are you here for Public Comment only Y/N	PHONE NUMBER	FILE NUMBER	RESPONDENT OR COMPLAINANT	WILL YOU ADDRESS THE BOARD Y/N
Lisa Skinner ✓		✓	9		?
<del>Eric W. Hop Dr.</del>			<del>MARKER EYE</del>		<del>?</del>
Yvon Julien ✓			D3		Y
Aaron Cook			3 <sup>1st</sup> page		N
Norlen Varela Velasquez			L4		Y
Andrea Varela Velasquez			L4		Y
Darryll Scott			L2		Y
Robert Gravit			01642 D12		Y

NAME	Are you here for Public Comment only Y/N	PHONE NUMBER	FILE NUMBER	RESPONDENT OR COMPLAINANT	WILL YOU ADDRESS THE BOARD Y/N
Patrick Henry			D12		
Jeffrey Marks			D8		Y
Jeffrey Marks			D9		Y
Stephen Frey			D8 JES		Y
Christopher Malone			D20 D19		N
Jill McElroy			D10 02&7		Y
Inna Malashenk			D16		Y
Douglas Garroli			1		?

NAME	Are you here for Public Comment only Y/N	PHONE NUMBER	FILE NUMBER	RESPONDENT OR COMPLAINANT	WILL YOU ADDRESS THE BOARD Y/N
Hugh Sutherland Jr.			D7		?
2. Paul Myffler			1		?