



State Board of Examiners of Plumbing, Heating and Fire Sprinkler Contractors

September 2015

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State Board of Examiners
of Plumbing, Heating, and
Fire Sprinkler Contractors

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Residential Fire Sprinkler Licensing Course To Be Offered For Plumbing Contractors

Five years ago, on July 1, 2010, the Board began issuing Residential Fire Sprinkler Installation Contractor (RFSIC) Licenses. While the North Carolina State Building Code has never required automatic fire sprinklers in one- and two-family dwellings, a number of home builders and home owners have made the decision to install them. Rather than waiting until such time as the code may require sprinklers and being reactive, the Board chose to be proactive by creating the license and making it available to those who wished to obtain it.

For the first few years, several classes were held each year to accommodate plumbing contractors who wished to obtain the license. In recent years, the demand has been met with a class being held once per year. As of as of July 1, 2015, the Board has 173 active RFSIC licensees.

Based on the National Fire Protection Association Standard 13-D: Standard for the installation of Sprinkler Systems in One- and Two-Family Dwellings and Manufactured Homes, the license allows the contractor to install a combination or 'hybrid' system of both domestic plumbing and residential fire sprinklers using the same water source and piping system. The system must be designed by a Fire Sprinkler Installation Contractor currently licensed by this Board, or by a currently licensed North Carolina Professional Engineer. The plumbing contractor can then install the system in accordance with the professional design.

In order to meet the eligibility requirements for the license, applicants must hold an active plumbing license issued by this Board for a minimum of two years. The contractor must then apply for the license and successfully complete the 16 hour training course sponsored by the Board. At the conclusion of the course, applicants may take the examination. A passing score of 70 or above will allow the applicant to pay the \$130.00 annual license fee and add the qualification to his/her license. In order to keep both the plumbing and residential fire sprinkler installation qualifications active, the annual renewal fee of \$130.00 must be paid for each license. There are no continuing education requirements for either qualification.

The dates for the class, which is held annually, are October 28 & 29, 2015. The class will be held at the Public Safety Training Facility, located at 1510 North Church Street in Greensboro, NC. The cost of the class is only \$25.00, and covers refreshments during the two days. Attendees are responsible for lunch on their own.

Attendees must also bring the 2010 edition of NFPA 25 - Standard 13D to class. It is available from the NFPA bookstore at this link: <http://catalog.nfpa.org/Basket.aspx>

Currently licensed plumbing contractors who wish to apply for the license and attend the class must submit an application by September 30, 2015. The application is available on our website at: <http://nclicensing.org/forms.asp>

Page 2 of this newsletter contains information regarding residential sprinklers, including a link to a video showing the effects of a fire in a sprinkled and non-sprinkled home.

Note: As has been the case since the early 1990's, "stand-alone" or "traditional" sprinkler systems installed in one- and two-family dwellings and using a dedicated water source must be installed by a commercial Fire Sprinkler Installation Contractor licensed by the Board.

Table of Contents

| | | | |
|--------------------------------------------|---|----------------------------------|----|
| Residential Fire Sprinkler Licensing..... | 1 | Important Numbers..... | 5 |
| Residential Fire Sprinkler Facts..... | 2 | Website Information..... | 6 |
| Well Sealing & Sanitation Information..... | 3 | Letter of Caution Report..... | 7 |
| Public Relations Events..... | 3 | Consent Agreement Report..... | 7 |
| Meet & Greet Events..... | 4 | Resolution Committee Report..... | 8 |
| Disciplinary Education..... | 4 | Attorney's Report..... | 16 |

Residential Fire Sprinklers: Fact vs. Fiction

The first commercial automatic fire sprinkler system was invented in the United States in 1864. In 1980, one-hundred and sixteen years later, the first sprinkler head approved for use in residential structures was introduced. Thanks to television programs and Hollywood movies, the general public has been exposed to, and led to believe, many myths and misconceptions regarding fire sprinklers in general.

Here are just a few of those myths and misconceptions:

- The odor of burnt toast or popcorn will set off the fire sprinklers in the building
- A fire anywhere in the building will set off all of the fire sprinklers in the building
- Pulling a fire alarm will set off all of the fire sprinklers in the building

Here are the facts concerning fire sprinklers, as published by the National Fire Protection Association:

- 85% of all U.S. fire deaths occur in the home.
- Home fire sprinklers can control, and may even extinguish a fire, before the fire department arrives on the scene.
- Only the sprinkler heads closest to the fire will activate at a predetermined temperature.
- In 84% of home fires where the sprinklers operate, just one sprinkler operates.
- If you have a fire in your home, the risk of dying is 50% less if smoke alarms are present and working.
- If you have a fire in your home, the risk of dying is 80% less if an automatic fire sprinkler system is present and working.
- If you have a fire in your home, the average property loss per fire is 70% less than that of an unsprinkled home.
- Water damage from a single sprinkler head on a small fire is much less than that of a fire department hose on the same fire if allowed to grow unchecked for 5-10 minutes.

Keep in mind that when a fire occurs, a number of things affect the fire department's arrival time:

1. The fire must be discovered by a person who must call 911, or reported by an automatic home security system with a smoke detector.
2. The 911 dispatcher must obtain the address and other information
3. The 911 dispatcher must alert the fire department personnel
4. The fire department personnel must respond in a fire engine. This may take longer if the fire station is not manned by full-time staff.
5. The fire engine and a minimum number of firefighters (usually 4) must arrive on the scene. Arrival may be delayed by weather, traffic, road conditions, the distance from the fire station, or the engine may be involved in an accident while en-route.
6. The firefighters must put on all of their protective equipment and stretch a fire hose to the home.
7. The firefighters must attempt to locate and rescue victims before, or at the same time as they locate the seat of the fire. The time to accomplish these tasks is directly affected by the number of firefighters on the scene and the extent of the fire and smoke.
8. Average response times from discovery to initial fire attack can range from 5-10 minutes or longer

In North Carolina, the average cost per square foot for a new home is currently \$93.47, or \$233,675 for a 2,500 square foot home. The average cost of installing home fire sprinklers averages \$1.35 per sprinkled square foot, or \$3,375 for 2,500 square feet.

If we were to include sprinklers in our example home, the total cost would be \$237,050. This means that the cost of the fire sprinkler system would be only about 1.4% of the home's total cost! Compare the cost of a sprinkler system to such common upgrades as tile or hardwood flooring, granite countertops, stainless steel appliances, entertainment systems and other popular options and you quickly see that fire sprinklers are one of the best investments you can make to protect your home, possessions, and most importantly, your family.

Please click on the link below to see an actual side-by-side demonstration of a fire in a sprinkled and unsprinkled room:

[Chapel Hill, NC Fire Department Residential Fire Sprinkler Demonstration](#)

Are You a Plumbing Contractor Who Performs Work Inside of Wells?

If you are a plumbing contractor who engages (or plans to engage in) performing work inside of wells (such as pump and/or piping repair and/or replacement), please read on.

In order to engage in this work legally, you must hold a Level D Certification from the North Carolina Well Commission OR meet the exemption requirements. In August of 2009, the North Carolina General Statutes were amended to include an exemption for license plumbing contractors.

G.S. 87-98.4(b) A person who is licensed as a plumbing contractor under Article 2 of Chapter 87 of the General Statutes who installs pumps or pumping equipment; installs, breaks, or reinstalls a well seal in accordance with G.S. 87-85(6); or disinfects a well incident to the installation, alteration, or replacement of pumps or pumping equipment within or near a well. However, the plumbing contractor shall maintain documentation of having attended a continuing education course that covered well seal installation, protection, and sanitation within the last two years prior to the work being performed. The State Board of Examiners of Plumbing, Heating and Fire Sprinkler Contractors shall ensure that continuing education courses covering well seal installation, protection, and sanitation are available to licensed plumbing contractors during each six-month continuing education course schedule. The licensed plumbing contractor shall remain on-site while the work is being performed until the well is disinfected and sealed."

Plumbing Contractors who wish to utilize this exemption are responsible for (a) attending a class within the specified time period and (b) maintaining a record of their attendance. Neither the Well Commission nor this Board is responsible for maintaining a record of individuals who are eligible for the exemption.

If found to be performing work without the proper certification or the exemption can result in the contractor being severely fined by the Well Commission and may also result in disciplinary action by this Board.

Two classes will be offered PHCC of North Carolina, on September 22nd and September 24th. You may visit www.phccnc.com and click on the Professional Education tab for more information.

You may also access contact information for other education providers who offer the course by visiting the Board's website at www.nclicensing.org, clicking on the Education and Providers button, and then on the appropriate link.

Board Participates in Regional Home Shows and Contractor Expos

Throughout the year, the Board members and staff participate in a number of events across the state which allow consumers and contractors to learn more about the Board's activities and discuss issues. These activities include 'home shows' open to the general public and 'trade shows' attended by contractors in the construction industry.

In addition, Board representatives also attend and/or speak at many smaller functions, including the following:

- plumbing and mechanical inspector association conferences, seminars and workshops
- fire marshal association conferences and seminars
- local, regional and statewide contractor association conferences, seminars and workshops
- local community and homeowner association meetings

During 2015, Board members and staff participated in the following events:

| | | | |
|-----------------------|-----------------------------------------|-----------------------------------|----------------|
| February 20-22 | Southern Spring Home & Garden Show | The Park Expo & Conference Center | Charlotte, NC |
| February 27 - March 1 | Southern Spring Home & Garden Show | The Park Expo & Conference Center | Charlotte, NC |
| March 26-29 | Southern Ideal Home Show | Greensboro Coliseum Complex | Greensboro, NC |
| September 15-17 | 21st Century Buidling Expo & Conference | Charlotte Convention Center | Charlotte, NC |
| September 25-27 | Southern Ideal Home Show | North Carolina State Fairgrounds | Raleigh, NC |

Tenative 2016 Major Activities (Planned but not yet confirmed)

| | | | |
|-----------------|-----------------------------------------|-----------------------------------|----------------|
| February 26-8 | Southern Spring Home & Garden Show | The Park Expo & Conference Center | Charlotte, NC |
| March 4-6 | Southern Spring Home & Garden Show | The Park Expo & Conference Center | Charlotte, NC |
| April 1-3 | Southern Ideal Home Show | Greensboro Coliseum Complex | Greensboro, NC |
| TBA | 21st Century Buidling Expo & Conference | Charlotte Convention Center | Charlotte, NC |
| September 25-27 | Southern Ideal Home Show | North Carolina State Fairgrounds | Raleigh, NC |

This information can also be found on the newly added 'Public Relations' page of our website.

Board Holds Meet & Greet for Contractors and Consumers

On the evening of August 6th, the Board held its first Meet and Greet event. While in Lexington, NC on other business, the Board hosted an evening of light refreshments and conversation. Postcard invitations were mailed to approximately 800 licensees in Davidson and surrounding counties. A public notice was also printed in the local newspaper.

The event provided invitees to meet informally with the members of the Board and the Board's staff to discuss the Board's role in issues affecting licensees and consumers.



Another Meet & Greet Planned for October

The Board will host another Meet & Greet in the Henderson County area in October. The event will be held on Thursday, October 8, 2015 at the Hampton Inn — Hendersonville, located at 155 Sugarloaf Road in Hendersonville. If you're in the area, please feel free to drop in anytime between 5:00 and 8:00 pm to meet the Board members and staff and enjoy some light refreshments.

North Carolina State Agencies

| | | | |
|--------------------------------------------------------------|---------------------|-------------------------------------------|--------------|
| NC Department of Insurance | 919-661-5880 | NC Department of Labor | 919-807-2796 |
| • William "Bill" Moeller (Plumbing & Gas Interpretations) | Ext. 238 | NC Department of Revenue | 919-252-3052 |
| • Dan Dittman (Mechanical & Energy Interpretations) | Ext. 237 | NC Electrical Licensing Board | 919-733-9042 |
| • Richard Strickland (Fire) (Fire Code Interpretations) | Ext. 255 | NC General Contractor Licensing Board | 919-571-4183 |
| • Jessica Yelverton (Building Code Bookstore) | Ext. 240 | NC Irrigation Contractors Licensing Board | 919-872-2229 |
| | | NC Refrigeration Licensing Board | 919-779-4711 |
| | | NC Secretary of State | 919-807-2225 |
| | | NC Well Commission | 919-707-5882 |

State Board of Examiners of Plumbing, Heating & Fire Sprinkler Contractors

Office Staff Directory

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Karen Jolliffe

Exam Coordinator
Extension 230 or kjolliffe@nclicensing.org

Kerry Waldroup

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Extension 211 or complaint@nclicensing.org

Administrative Officer (Field Staff) Directory

Fax for all Administrative Officers: 919-875-3616

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704-975-5305 or jtodaro@nclicensing.org

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North Central Region
336-906-9141 or tjohnston@nclicensing.org

Derek Farmer

Administrative Officer
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919-602-9095 or dfarmer@nclicensing.org

David Boulay

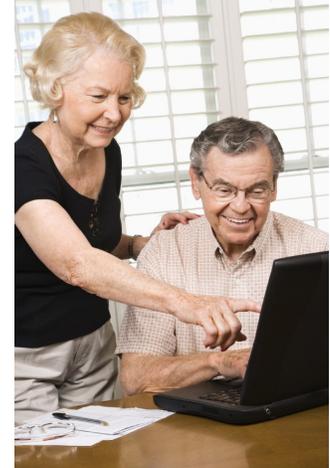
Administrative Officer
Western Region
828-234-2719 or dboulay@nclicensing.org

To view a regional map and listing of counties, please visit our website at www.nclicensing.org and click on the "Administrative Officers" button.

Website Information: www.nclicensing.org (Download Forms)

Online license renewal is now available for licensees who wish to do so and can pay the renewal fee with a MasterCard or Visa. The online renewal link can be found on the home page of our website. You will also find a link to a step-by-step tutorial available to guide licensees through the process. If you do not have your username and password, or have any other questions regarding online renewal, please contact DJ Soltys at 919-875-3612, ext. 203.

You may obtain any of the following forms 24 hours a day, 7 days a week by visiting our website and clicking on the 'Forms' button on the left side of the screen.



Consumer Forms

Consumer Complaint against licensed or unlicensed contractors

Change of Address or Status

1. Address Change: Licensee
2. Address Change: Sub-licensee
3. Trade Name Change (Licensee or firm name in which business is conducted)
4. Add Sub-licensee
5. Delete Sub-licensee

Renewal Forms

1. Reinstatement Form - 2015 - Previous Sub-licensees
2. Renewal form - 2015 without Sub-licenses
3. Renewal form - 2015 with Sublicensees
4. Renewal form -2015 and Previous Year(s) without Sub-Licenses
5. Renewal form - 2015 and Previous Year(s) with Sub-Licenses

New Applicant Forms

1. Plumbing, Heating, & Fuel Piping Contractor Examination Application
2. Restricted Limited Plumbing Contractor Application
- 3.. Plumbing, Heating, & Fuel Piping Technician Examination Application
4. Residential Fire Sprinkler Installation Contractor Examination Application
5. Fire Sprinkler Installation & Inspection Contractor Examination Application
6. Fire Sprinkler Inspection Technician Examination Application (no NICET)
7. Fire Sprinkler Inspection Technician Application (NICET)
8. Fire Sprinkler Maintenance Technician Application
9. Book Reference List for All Applicants
10. Request for Exam Review (for applicants who have failed a recent exam)

Order Forms

1. Books - Board's Laws & Rules and Business & Project Management for Contractors
2. Request for Copy (Reprint) of License
3. Request for Register of Licensees
4. Request for Verification of License

You can also access our website at one of the following easy to remember addresses:

- www.ncplumbing.org
- www.ncheating.org
- www.ncfiresprinkler.org

Disciplinary Actions

The Board is required by law to investigate every complaint received. If the findings of the investigation indicate that a violation of the laws and rules enforced by the Board have occurred by a licensed or unlicensed individual and/or firm, a number of disciplinary actions are available to the Board.

Recent actions are reflected in the four reports that follow:

- Letter of Caution Report
- Consent Agreement Report
- Field Resolution and Resolution Review Committee Report
- Attorney's Report

Letter of Caution Report

Upon completion of investigations, a Letter of Caution can be issued to a licensee where it is determined through an investigation that a violation has occurred by one of our licensees. The Letter of Caution is issued to address and affirm issues they should improve upon or be more mindful of for future jobs:

| <u>Name</u> | <u>City/Town</u> | <u>Date</u> | <u>Name</u> | <u>City/Town</u> | <u>Date</u> |
|-----------------------|------------------|-------------|------------------------|------------------|-------------|
| Carrier, William R. | North Wilkesboro | 05/20/2015 | Hudson Jr., Ken A. | Newport | 05/28/2015 |
| Carter, Wesley D. | Boone | 05/20/2015 | O'Rourke Sr., Brian L. | Brevard | 06/29/2015 |
| Davis, David D. | Asheville | 06/29/2015 | Perkins, William R. | Maiden | 06/30/2015 |
| Debeaumont, Robert A. | Swansboro | 06/04/2015 | Plourde, James T. | Lincolnton | 04/29/2015 |
| Dugger, David E. | Knoxville, TN | 06/29/2015 | Smith II, Earl L. | Greensboro | 03/20/2015 |
| Fairfax, James K. | Whiteville | 05/14/2015 | Smith, G. Breen | La Grange | 06/01/2015 |
| Hill, Joseph H. | Mars Hill | 06/30/2015 | Walston, Elsie | Black Creek | 06/12/2015 |

Consent Agreement Report

A Consent Agreement is an affidavit taken from unlicensed individuals performing plumbing, heating and fire sprinkler work without a license. These individuals sign a Consent Agreement stating that they will not perform any work requiring a license until they are properly licensed to do so. If you see these individuals performing contracting activities in the field, please report them to this office.

| <u>Name</u> | <u>City/Town</u> | <u>Date</u> | <u>Name</u> | <u>City/Town</u> | <u>Date</u> |
|----------------------|------------------|-------------|------------------------|------------------|-------------|
| Balance, Steven J. | South Mills | 08/17/2015 | Lyons III, Louis "Kip" | Concord | 05/12/2015 |
| Baynard, William | Forest City | 05/21/2015 | Moore, Ricky L. | Mills River | 06/05/2015 |
| Chan, Carrie K. | Durham | 08/12/2015 | O'Brien, Phil | Raleigh | 08/21/2015 |
| Chandler, Jeffery A. | Gastonia | 07/15/2015 | Oglesby, Stacey J. | Angier | 07/23/2015 |
| Conley, Christopher | Durham | 05/07/2015 | Penley, Michael D. | Lenoir | 06/23/2015 |
| Crow, Brian D. | Greensboro | 04/22/2015 | Pope, Jeremy | Conover | 04/29/2015 |
| Curnel, Glenn S. | Durham | 05/26/2015 | Pope, Jerry W. | Conover | 04/29/2015 |
| Donovan, Ryan F. | Arden | 04/14/2015 | Presutti, Owen | Raleigh | 04/27/2015 |
| Fridde, Kyle | Archdale | 05/11/2015 | Robinson, Ricky M. | Henderson | 08/11/2015 |
| Gigliotti, Robert B. | Asheboro | 08/13/2015 | Rodriguez, Esmelin M. | High Point | 05/12/2015 |
| Griffin, Terry L. | Old Fort | 07/30/2015 | Rogers, Michael A. | Monroe | 05/11/2015 |
| Hawks, Weldon E. | Ararat, VA | 04/29/2015 | Scott, Benjamin J. | Greensboro | 05/07/2015 |
| Howell, Diane | Greensboro | 06/04/2015 | Southard, John M. | Winston Salem | 05/19/2015 |
| Isreal, Paul G. | Asheville | 05/07/2015 | Thompson, Andrew G. | Raleigh | 07/21/2015 |
| Jenkins, Andrew M. | Greensboro | 06/23/2015 | Tucker, Gerald | Kannapolis | 05/26/2015 |
| Lucas, Paul | Indian Trail | 06/29/2015 | West Jr., Boyd D. | Bessemer City | 04/06/2015 |

Resolution Review Committee Report

A Field Resolution Agreement is a voluntary agreement by which a licensee enters into some type of sanctions against their license instead of appearing before the Resolution Review Committee or the Full Board at a formal hearing. All of the Agreements are reviewed by a member of the Resolution Review Committee and then presented to a Board hearing panel for approval prior to the agreement being adopted as a final agency decision. If a complaint has not been resolved in the field through a Field Resolution Agreement, then the case can be referred to the Resolution Review Committee. During the Resolution Review Committee meeting, a licensee can enter into a Review Committee Resolution Agreement in place of appearing before the Board at a formal hearing; the agreement is then presented to a Board hearing panel for approval prior to the agreement being adopted as a final agency decision. Cases that cannot be resolved through the use of Field Resolution Agreements or Review Committee Resolution Agreements are forwarded to formal hearings before the Board. Listed below are the different agreements entered into by the field staff and the Resolution Review Committee that have been approved by the Board. The information below does not contain all of the facts or details of each case. Specific details of any of the following cases can be obtained by e-mail (information@nclicensing.org) or upon written request to the Board's office.

Aldridge, Bradley
Airmarc, Inc.
Wingate, NC

License# 30101, H-3-I

Allegations of misconduct in the business of heating contracting in that the licensee allowed work under his license while he was actively employed elsewhere, and failed to execute contracts.

Resolution Conference held 07/20/2015.

Bradley Aldridge signed a Proposed Resolution Agreement 07/20/2015.

The license of Bradley Aldridge, number 30101, H-3-I, and that of the firm shall be placed on an unsupervised probation for a period of twelve (12) months. Among other requirements during the probation, licensee must enroll in, attend and complete the Special Laws & Rules course. If the licensee violates the conditions of probation, his license and the firm will be suspended for a period of three (3) months, with the requirement that prior to the suspended license being reinstated he must comply with all of the probation provisions listed above.

Armand, Donald
Recommended Plumbing Inc.
Charlotte, NC

License# 28890, P-I

Allegations of misconduct in the business of plumbing contracting in that the licensee allowed the use of his license by issuing 1099's to an unlicensed individual.

Resolution Conference held 07/21/2015.

Donald Armand signed a Proposed Resolution Agreement 07/21/2015.

The license of Donald Armand, number 28890, P-I, and that of the firm shall be placed on an unsupervised probation for a period of twelve (12) months. Among other requirements during the probation, licensee must enroll in, attend and complete the Special Laws & Rules course. If the licensee violates the conditions of probation, his license and the firm will be suspended for a

period of three (3) months, with the requirement that prior to the suspended license being reinstated he must comply with all of the probation provisions listed above.

Banks, Mark
Aire Serv of Western North Carolina
Asheville, NC

License# 22670, H-1-2-3-I

Allegations of misconduct in the business of heating contracting in that the licensee failed to pull the required permit prior to installing a new 4 ton Lennox heat pump which was a violation of GS 87-21 section .0402.

Mark Banks signed a Proposed Resolution Agreement 07/27/2015.

The license of Mark Banks, number 22670, H-1-2-3-I, and that of the firm shall be placed on supervised probation for a period of twelve (12) months. Among other requirements during the probation, by August 15th, 2015, provide the board with a copy of the load calculation for this mechanical installation, and enroll in, attend and complete the Special Laws & Rules course. If the licensee violates the conditions of probation, his license and the firm will be suspended for a period of three (3) months, with the requirement that prior to the suspended license being reinstated he must comply with all of the probation provisions listed above.

Baynard, Franklin
Baynard Plumbing and Pump
Forest City, NC

License# 22472, P-II

Allegations of misconduct in the business of plumbing contracting in that the licensee presented an Affidavit in support of the examination application of William Baynard in which he represented that he was a bona fide employee. Licensee paid William Baynard on a Form 1099-MISC Form without withholding taxes in violation of the Board rule 21 NCAC 50.0512.

Franklin Baynard signed a Proposed Resolution Agreement 05/21/2015.

The license of Franklin Baynard, number 22472, P-II, and that of the firm shall be placed on an unsupervised probation for a period of twelve (12) months. Among other requirements during the probation, submit to the Board's office within the next thirty (30) days copies of all employee W-4's and by the end of the probation submit a copy of all employee W-2's, enroll in, attend and complete the Special Laws & Rules course, and only subcontract work that requires a license to properly licensed subcontractors. If the licensee violates the conditions of probation, his license and the firm will be suspended for a period of three (3) months, with the requirement that prior to the suspended license being reinstated he must comply with all of the probation provisions listed above.

Black, Allan
F.A.C.T. Builders & Realty, Inc.
Cherryville, NC

License# 09198, PH-3-I

Allegations of misconduct in the business of heating contracting in that the licensee presented an Affidavit in support of the examination application of Joshua Young in which he represented that Young was a bona fide employee of the firm. Licensee paid Joshua Young on a Form 1099-MISC Form without withholding taxes in violation of the Board rule 21 NCAC 50.0512. While doing business as F.A.C.T. Builders, licensee improperly listed his license as Allan M. Black, in his individual name, which is a violation of GS 87-21 section .0407.

Allan Black signed a Proposed Resolution Agreement 06/10/2015.

The license of Allan Black, number 9198 PH-3-I, and that of the firm shall be placed on an unsupervised probation for a period of twelve (12) months. Among other requirements during the probation, by 06/01/2015,

properly list his license with board, enroll in, attend and complete the Special Board Laws & Rules course, and submit to the Board's office within the next thirty (30) days copies of all employees W-4's and by the end of the probation submit a copy of all employees W-2's. After complaint to the board, the licensee submitted a statement that he has no employees, and completed a trade name change to F.A.C.T Builders on 05/29/2015. If the licensee violates the conditions of probation, his license and the firm will be suspended for a period of three (3) months, with the requirement that prior to the suspended license being reinstated he must comply with all of the probation provisions listed above.

**Board, Lucas M.
Lucas Board Plumbing, Inc
Trinity, NC**

License# 26493, P-I

Allegations of misconduct in the business of plumbing contracting in that the licensee allowed the use of his license by unlicensed persons by subcontracting for labor with an improper labor provider, and subcontracted for labor with an improper labor provider without holding a written contract.

Resolution Conference held 07/24/2015. Lucas Board signed a Proposed Resolution Agreement 07/24/2015.

The license of Lucas Board, number 26493 P-I, and that of the firm shall be placed on supervised probation for a period of twelve (12) months. Among other requirements during the probation, if the licensee uses an appropriate labor provider to perform work that requires a license from our board, then the licensee shall hold a detailed written contract with the appropriate labor provider, which written contract shall include language that the required taxes are to be either withheld and paid by the licensee or that the withholdings can be allocated to and shall be withheld and paid by the labor provider. If the withholdings are allocated to the labor provider then the detailed written contract between the licensee and the labor provider shall include language that requires the labor provider to submit copies of all W-2's for all the installers who provided labor for the licensee's job. The W-2's shall be submitted to the licensee by March 30 of each following tax year, and licensee must enroll in, attend and complete the Special Laws & Rules course. If the licensee violates the conditions of probation, his license and the firm will be suspended for a period of six (6) months, with the requirement that prior to the suspended license being reinstated he must comply with all of the probation provisions listed above.

**Carson, George H.
Carson and Company, Inc.
Bryson City, NC**

License# 11363, H-3-I

Allegations of misconduct and incompetence in the business of heating contracting in that the licensee failed to obtain permit (s) prior to commencing work, failed to request inspections within 10 days of substantial completion of work, failed to obtain final inspections, violated the minimum standard of the North Carolina State Mechanical Code, and allowed the use of his license by issuing 1099's to unlicensed persons.

Resolution Conference held 06/29/2015. George Carson signed a Proposed Resolution Agreement 06/29/2015.

The license of George Carson, number 11363 H-3-I, and that of the firm shall be placed on unsupervised probation for a period of twelve (12) months. Among other requirements during the probation, by 07/13/2015, the licensee shall submit to the board a proper Trade Name Change form removing his license from the name of Carson and Company, Inc. After complaint to the board, the licensee listed his license in his individual name on 07/02/2015. Licensee shall enroll in, attend and complete the Special Board Laws & Rules course. In the event of violation of any of the conditions of probation, the license of the individual and of the firm will be suspended for a period of three (3) months, with the requirement that prior to the suspended license being reinstated the licensee and the firm agrees to comply with all of the probation provisions.

**Carter, Floyd
Carter's Heating and Air Cond
Lenoir, NC**

License# 17739, H-3-I

Allegations of misconduct in the business of heating contracting in that the licensee violated his probation in that he failed to perform a load calculation on a replacement unit and violated the minimum standard of the North Carolina State Mechanical Code.

Resolution Conference held 07/22/2015. Floyd Carter signed a Proposed Resolution Agreement 07/22/2015.

The license of Floyd Carter, license, number 17739 H-3-I, and that of the firm shall be placed on supervised probation for a period of twelve (12) months. If the licensee violates the conditions of probation, his license and the firm will be suspended for a period of six (6) months, with the requirement that prior to the suspended license being reinstated he must comply with all of the probation provisions listed above.

**Clarke, Bryan
Bryan's Heating & Air
 Mooresville, NC**

License# 31081, H-3-I

Allegations of misconduct and incompetence in the business of heating contracting in that the licensee failed to obtain permit (s) prior to commencing work, failed to request inspections within 10 days of substantial completion of work, failed to obtain final inspections, failed to provide supervision, failed to carry out adequate ductwork installation and system design, failed to perform load calculation(s), violated the minimum standard of the North Carolina State Mechanical Code, allowed the use of license by unlicensed persons by issuing 1099's to unlicensed persons, and engaged in business under a different name or style of business than appears on his/her license.

Resolution Conference held 12/18/2014.

Staff received evidence of noncompliance with Resolution Conference Agreement.

Resolution Conference held 07/22/2015. Review Committee recommended accepting terms of 12/18/2014 conference agreement.

The license of Bryan Clarke, license, number 31081 H-3-I, and the license of the firm is suspended for a period of three (3) months. Among other requirements during the suspension, the licensee must enroll in, attend and complete the Special Board Laws & Rules course, and the series of Special Contractor Business Management courses, by 01/10/2014, the licensee shall submit to the board a copy of the load calculation and duct design for the installation performed at 135 Quail Hollow Dr., and obtain a final inspection for the installation performed at 135 Quail Hollow Dr and submit a copy to the board office. After complaint to the board, the licensee obtained the approved final inspection and submitted a copy of the load calculation for review in January 2015. Upon successful completion of the suspension, his license, number 31081 H-3-I, and that of the firm shall be placed on supervised probation for a period of eighteen (18) months. Licensee shall enroll in, attend and complete the series of Special Mechanical Code courses within 90 days of approval of this agreement. If the licensee violates the conditions of probation, his license and the firm will be suspended for a period of twelve (12) months, with the requirement that prior to the suspended license being reinstated he must comply with all of the probation provisions listed above.

**Cole, William R.
Dynamic Comfort Solutions, LLC
Locust, NC
License# 29096, H-3-I**

Allegations of misconduct in the business of heating contracting in that the licensee contracted and installed a new Lennox gas furnace and some additional duct work to included new zoning but failed to pull the required permit and have the mechanical installation inspected as required by GS 87-21 section .0402, and the following code violations and issues were noted: furnace was not level- condensation pooling at left front of unit, refrigerant lines not sealed into box coil, coil not properly sealed at furnace, return not properly sealed, no bypass installed on unit, zoning system not working properly, no manual D or manual J, no metal sleeve at flex duct field splice, flue not properly sealed at exterior wall penetration, and copper gas line not properly protected.

William Cole signed a Proposed Resolution Agreement 05/21/2015.

The license of William Cole, number 29096 H-3-I, and that of the firm shall be placed on a supervised probation for a period of twelve months. Among other requirements during the probation, by 06/24/2015, the contractor shall obtain a permit from the local code enforcement official, return to this structure and correct any and all code violations that still exist. The contractor shall contact the building owner in advance, arrange a time to perform this work and shall receive a final inspection by July 1st, 2015. The contractor will provide the board with a copy of the final mechanical inspection, load calculation and duct design by July 8th, 2015. This work shall be performed at the expense of the contractor. After complaint to the board, a permit was obtained 06/11/2015, and licensee submitted a load calculation to the board's office. Licensee must also enroll in, attend and complete the series of Special Mechanical Code course. If the licensee violates the conditions of probation, his license and the firm will be suspended for a period of three (3) months, with the requirement that prior to the suspended license being reinstated he must comply with all of the probation provisions listed above.

**Cooper, Billy Patrick
Tuckasegee, NC**

License# 28421, H-3-II

Allegations of misconduct and incompetence in the business of heating contracting in that the licensee failed to obtain permit (s) prior to commencing work, failed to request inspections within 10 days of substantial completion of work, failed to obtain final inspections, failed to perform load calculation(s), and violated the minimum standard of the North Carolina State Mechanical Code.

Resolution Conference held 06/30/2015.

Billy Cooper signed a Proposed Resolution Agreement 06/30/2015.

The license of Billy Cooper, license, number 28421 H-3-II, and that of the firm shall be placed on unsupervised probation for a period of twelve (12) months. Among other requirements during the probation, by 07/30/2015 submit to the board a copy of the final approval for the mechanical installation performed at 384 Manna Way. After complaint to the board, the homeowner refused offer from licensee to perform repairs. In the event of violation of any of the conditions of probation, the license of the individual and of the firm will be suspended for a period of three (3) months, with the requirement that prior to the suspended license being reinstated the licensee and the firm agrees to comply with all of the probation provisions.

**DePrisco, John T.
Nichols Plumbing & Pump Service
Mount Airy, NC**

License# 23806, P-I

Allegations of misconduct in the business of plumbing contracting in that the licensee presented an Affidavit in support of the examination application of John T. DePrisco, Jr. in which he represented that DePrisco was a bona fide employee. Licensee paid Deprisco on a Form 1099-MISC Form without withholding taxes during 2004 and 2005 in violation of the Board rule 21 NCAC 50.0512.

John Deprisco signed a Proposed Resolution Agreement 06/11/2015.

The license of John T. Deprisco, number 23806 P-I, and that of the firm shall be placed on an unsupervised probation for a period of twelve (12) months. Among other requirements during the probation, licensee must enroll in, attend and complete the Special Board Laws & Rules course, and submit to the Board's office within the next thirty (30) days copies of all employees W-4's and by the end of the probation submit a copy of all employees W-2's. After complaint to the board, the licensee submitted a notarized statement attesting to the fact that he has no employees. If the licensee violates the conditions of probation, his license and the firm will be suspended for a period of three (3) months, with the requirement that prior to the suspended license being reinstated he must comply with all of the probation provisions listed above.

**Dickinson, Robert W.
The Air Conditioning Store
Concord, NC**

License# 16011, H2&3-I

Allegations of misconduct in the business of heating contracting in that the licensee

failed to attend the required disciplinary courses set forth in the Board's Order dated 01/23/2015.

Robert W. Dickinson submitted a written request on 06/22/2015 asking to immediately surrender his license number 16011. Board correspondence sent to licensee by certified mail on 06/25/2015 acknowledging receipt of his request to surrender his license.

Request to voluntarily surrender his license was approved by the Board on 08/07/2015.

**Duggins, Jeffrey M.
Duggins Mechanical of Burlington,
LLC
Burlington, NC**

License# 19886, H-2&3-I

Allegations of misconduct in the business of heating contracting in that the licensee took over a job from another contractor for the installation of two dual fuel HVAC systems for a home, but failed to install the gas conversion kits on the equipment.

Jeffrey Duggins signed a Proposed Resolution Agreement 04/14/2015.

Resolution Conference held 06/09/2015.

Review Committee recommended accepting the Proposed Resolution Agreement dated 04/14/2015. The license of Jeffrey Duggins, number 19886 H-2&3-I, and that of the firm shall be placed on unsupervised probation for a period of twelve (12) months. Among other requirements during the probation, the licensee shall enroll in, attend and complete the series of Special Fuel Gas Code and Design courses, the Special Board Laws & Rules course, and assure in the future all combustible fuel equipment is properly converted to the proper fuel source. In the event of violation of any of the conditions of probation, the license of the individual and of the firm will be suspended for a period of six (6) months, with the requirement that prior to the suspended license being reinstated the licensee and the firm agrees to comply with all of the probation provisions.

**Eller, Paul N.
Eneco, Inc.**

Hickory, NC

License# S. 14924, PH-I&3-I

Allegations of misconduct and incompetence in the business of plumbing and heating contracting in that the licensee failed to obtain permit(s) prior to commencing work, failed to request inspections within 10 days of substantial completion of work, failed to obtain final inspections, failed to provide supervision, failed to meet the minimum 1500 hour employment requirement (hours work included: 1,060.75 hours for 2014 & 579 hours for 2015), violated

the minimum standard of the North Carolina State Plumbing Code, and allowed the use of license by unlicensed persons.

Resolution Conference held 07/20/2015. Paul Eller signed a Proposed Resolution Agreement 07/20/2015.

The license of Paul Eller, license, number 14924 PH-1&3-I, and that of the firm shall be placed on supervised probation for a period of twelve (12) months. Among other requirements during the probation, the licensee shall keep a daily log documenting each day of employment, time frames of daily employment (start and ending times), and a thorough list of each job contracted and dates of physical review and supervision of the jobs by the licensee. Licensee shall also enroll in, attend and complete the Special Board Laws & Rules course. If the licensee violates the conditions of probation, his license and the firm will be suspended for a period of twelve (12) months, with the requirement that prior to the suspended license being reinstated he must comply with all of the probation provisions listed above.

England, Steve F.
England Heating & Air, LLC
Red Springs, NC

License# 29874, H-3-I

Allegations of misconduct and incompetence in the business of heating contracting in that the licensee failed to obtain permit (s) prior to commencing work, failed to request inspections within 10 days of substantial completion of work, failed to obtain final inspections, failed to provide supervision, and violated the minimum standard of the North Carolina State Fuel Gas Code.

Resolution Conference held 06/08/2015. Steve England signed a Proposed Resolution Agreement 06/08/2015.

The license of Steve England, number 29874 H-3-I, and that of the firm shall be placed on supervised probation for a period of twenty-four (24) months. Among other requirements during the probation, the licensee shall enroll in, attend and complete the Special Fuel Gas Code and Design course and the Special Laws & Rules course. In the event of violation of any of the conditions of probation, the license of the individual and of the firm will be suspended for a period of twelve (12) months, with the requirement that prior to the suspended license being reinstated the licensee and the firm agrees to comply with all of the probation provisions.

Garrison, Kermit A.
Ashley's Heating & Air, Inc.
Hickory, NC
License# 12992, H-3-I

Allegations of misconduct in the business of heating contracting in that the licensee failed to pull the required permit and have the mechanical installation inspected as required by GS 87-21 section .0402, failed to meet the minimum mechanical code standards which is a violation of GS 87-21 section .0505, failed to use primer on condensate line, failed to properly identify heat strips on air handler, failed to install a metal splice on return duct, failed to install a second return for 1900 square foot home, and failed to seal exterior wall penetration for line set.

Kermit Garrison signed a Proposed Resolution Agreement 06/03/2015.

The license of Kermit Garrison, number 12992, H-3-I, and that of the firm shall continue to be on supervised probation 05/11/2016. If the licensee violates the conditions of probation, his license and the firm will be suspended for a period of six (6) months, with the requirement that prior to the suspended license being reinstated he must comply with all of the probation provisions listed above.

Gibson, Michael
Source Fire Protection, LLC.
Concord, NC

License# 31633, FS

Allegations of misconduct in the business of fire sprinkler contracting in that the licensee allowed the use of license by unlicensed persons by issuing 1099's to unlicensed persons, failed to provide supervision, and licensee was actively employed with a firm while licensing a different firm and allowed work that requires a license to be performed while actively employed elsewhere.

Resolution Conference held 07/20/2015.

Michael Benjamin Gibson signed a Proposed Resolution Agreement 07/20/2015.

The license of Michael Gibson, number 31633 FS, and the license of the firm, Source Fire Protection, LLC, is suspended for a period of nine (9) months. Among other requirements during the suspension, licensee must enroll in, attend and complete the Special Board Laws & Rules course. In the event of violation of any of the conditions of suspension, license of the individual and of the firm will be suspended for a period of twelve (12) months, with the requirement that prior to the suspended license being reinstated the licensee and the firm agrees to comply with all of the suspension provisions.

Giordano, Michael V.
United Air Temp Heating
& Air Conditioning of N.C., Inc.
Concord, NC

License# 32164 H-3-I

Allegations of misconduct and incompetence in the business of heating contracting in that the licensee failed to obtain permit (s) prior to commencing work, failed to request inspections within 10 days of substantial completion of work, failed to obtain final inspections, failed to provide adequate and proper supervision, licensee failed to perform load calculation(s), violated the minimum standard of the North Carolina State Mechanical Code, and violated the minimum standard of the North Carolina State Fuel Gas Code.

Resolution Conference held 07/20/2015.

Michael Giordano signed a Proposed Resolution Agreement 07/20/2015.

The license of Michael Giordano, number 32164 H-3-I, and that of the firm shall be placed on supervised probation for a period of eighteen (18) months. Among other requirements during the probation, licensee must enroll in, attend and complete the series of Special Mechanical Code course, and the series of Special Fuel Gas Code and Design course. In the event of violation of any of the conditions of suspension, license of the individual and of the firm will be suspended for a period of nine (9) months, with the requirement that prior to the suspended license being reinstated the licensee and the firm agrees to comply with all of the suspension provisions.

Hargrave, Henry
Northco Plumbing, Heating & A/C
Pendleton, NC

License# 22943, H-3-I & P-II

Allegations of misconduct in the business of heating contracting in that the licensee allowed the use of his license by failing to treat unlicensed persons as bona fide employees in violation of 21 NCAC 50.0512, and subcontracted work to an unlicensed individual(s).

Resolution Conference held 06/12/2015. Henry Hargrave signed a Proposed Resolution Agreement 06/12/2015.

The license of Henry Hargrave, number 22943 H-3-I & P-II, and that of the firm shall be placed on unsupervised probation for a period of twelve (12) months. Among other requirements during the probation, the licensee must enroll in, attend and complete the Special Laws & Rules course. In the event of violation of any of the conditions of probation, the license of the individual and of the firm will be suspended for a period of three (3) months, with the requirement that prior to the suspended license being reinstated the licensee and the firm agrees to comply with all of the probation provisions.

Henley, Donald W.
Moore's Electrical &
Mechanical Construction, Inc.
Altavista, VA
License# S. 32408, H-2

Allegations of misconduct in the business of heating contracting in that the licensee failed to provide adequate supervision for the installation of a 2 ton Carrier air condition unit and coil at a business in violation of GS 87-21 section .0505, failed to obtain a final inspection within ten (10) days of substantial completion of the work in violation of GS 87-21 section .0402, and failed to install a P-trap and or use purple primer on the condensate line.

Donald W. Henley signed a Proposed Resolution Agreement 05/05/2015.

The license of Donald Henley, number 32408, H-2, and that of the firm shall be placed on unsupervised probation for a period of twelve months. By 05/19/2015, the contractor shall return to the Family Dollar Store and perform a thorough load calculation. If the load calculation reveals that the equipment is improperly sized, then the contractor shall replace the undersized or oversized equipment with properly sized condensing unit/coil and obtain a final inspection by 05/26/2015. The contractor shall submit evidence to the board by 06/03/2015 of the final inspection and shall submit a copy of his load calculation. After complaint to the board, a Commercial Certificate of Completion was obtained 05/27/2015. In addition, licensee must enroll in, attend and complete the series of Special Mechanical Code course, and Special Board Laws & Rules class. If the licensee violates the conditions of probation, his license and the firm will be suspended for a period of three (3) months, with the requirement that prior to the suspended license being reinstated he must comply with all of the probation provisions listed above.

Hester, Donald G.
Elite Mechanical Inc.
Ayden, NC
License# 20606, H-1,2&3-I

Allegations of misconduct in the business of heating contracting in that the licensee at various job locations failed to obtain a permit prior to commencing work, failed to provide adequate supervision for work performed under his license, failed to meet the hourly requirements as the licensee of the firm, and failed to work in the office or on the jobs as needed.

Donald Hester signed a Proposed Resolution Agreement 05/12/2015.

The license of Donald Hester, number 20606 H-1, 2&3-I, and that of the firm shall be placed on a supervised probation for a

period of 12 months. Among other requirements during the probation, assure that a licensed contractor of the firm shall either be in the office or on the jobs a minimum of 1500 hours annually for all jobs contracted and installed. If the licensed contractor cannot meet the 1500 hour minimum requirement, then the licensed contractor shall be either in the office or on the jobs all hours work that requires a license is being performed. If the licensee violates the conditions of probation, his license and the firm will be suspended for a period of three (3) months, with the requirement that prior to the suspended license being reinstated he must comply with all of the probation provisions listed above.

Hilderbrand, Donald E.
PlumbSmart Technologies
Asheville, NC
License# 29593, P-I, RFSC

Allegations of misconduct in the business of plumbing contracting in that the licensee failed to properly install a 40 gallon Rheem electric water heater, failed to meet the minimum plumbing code in violation of GS 87-21 section .0505, failed to properly support water heater, failed to insulate water supply lines at the water heater, failed to properly install PEX piping for T & P valve, and failed to obtain a permit for the plumbing installation as required by GS 87-21, section .0402.

Donald Hilderbrand signed a Proposed Resolution Agreement 06/05/2015.

The license of Donald Hilderbrand, number 29593 P-I RFSC, and that of the firm shall be placed on unsupervised probation for a period of twelve months. Among other requirements during the probation, by 06/19/2015, the contractor shall obtain a permit from the local code enforcement official, return to this structure and correct any and all code violations that still exist. The contractor shall contact the building owner in advance, arrange a time to perform this work and shall receive a final inspection by 06/26/2015. This work shall be performed at the expense of the contractor. After complaint to the board, this job passed final inspection 06/16/2015. Licensee shall also enroll in, attend and complete the series of Special Plumbing Code and Design courses and the Special Board Laws & Rules. If the licensee violates the conditions of probation, his license and the firm will be suspended for a period of three (3) months, with the requirement that prior to the suspended license being reinstated he must comply with all of the probation provisions listed above.

Johnson, Bradley K.
Fluor Facility & Plant Services, Inc
Irving, TX
License# 30323, P-I

Allegations of misconduct and incompetence failed to obtain permit(s) prior to commencing work, failed to request inspections within 10 days of substantial completion of work, and engaged in business as an individual, or performed "side work", while his license was listed in a firm name.

Resolution Conference held 06/11/2015.

Bradley Johnson signed a Proposed Resolution Agreement 06/11/2015.

The license of Bradley Johnson, number 30323 P-I, shall be placed on unsupervised probation for a period of twelve (12) months. Among other requirements during the probation, the licensee shall enroll in, attend and complete the series of Special Contractor Business Management courses. In the event of violation of any of the conditions of probation, the license of the individual and of the firm will be suspended for a period of three (3) months, with the requirement that prior to the suspended license being reinstated the licensee and the firm agrees to comply with all of the probation provisions.

Krahn, Kilo
Kilo, LLC DBA Roto-Rooter
Fayetteville, NC
License# 28234, P-I

Allegations of misconduct and incompetence in the business of plumbing contracting in that the licensee failed to obtain permit(s) prior to commencing work, failed to request inspections within 10 days of substantial completion of work, obtained final inspections after the complaints were filed, failed to provide supervision, violated the minimum standard of the North Carolina State Fuel Gas Code, violated the minimum standard of the North Carolina State Plumbing Code, and failed to complete the contractual requirements on the replacement of the water distribution at the home located at 1425 Milon St.

Resolution Conference held 06/10/2015.

Kilo Krahn signed a Proposed Resolution Agreement 06/10/2015.

The license of Kilo Krahn, number 28234 P-I, and that of the firm shall be placed on supervised probation for a period of twenty-four months. Among other requirements during the probation, if the licensee performs the water heater replacement without obtaining permits from the local inspection department, a licensee of the firm shall review all like for like water heater changes outs at the completion of the installation to assure the installations are installed properly, safely and in accordance with the North Carolina State Code.

Within sixty (60) days of approval of this agreement the contractor shall obtain a permit from the local code enforcement official, return to the home located at 1425 Milon St and remove all existing water distribution piping (other than the PEX previously installed under his license) to the fixture (per the contract agreement dated 10/01/2010). The contractor shall contact the homeowner in advance, arrange a time to perform this work and shall receive a final inspection with the next ninety (90) days of approval of this agreement. This work shall be performed at the expense of the contractor. In lieu of making the corrections as listed above the licensee can refund to the homeowner the contractual amount (\$1,600.00) in order to satisfy this requirement. Licensee shall enroll in, attend and complete the series of Special Fuel Gas Code and Design courses and the Special Board Laws & Rules course. In the event of violation of any of the conditions of probation, the license of the individual and of the firm will be suspended for a period of twelve (12) months, with the requirement that prior to the suspended license being reinstated the licensee and the firm agrees to comply with all of the probation provisions.

McDonald, Errol
Edy-Mac Plumbing Service
Gastonia, NC

License# 10336, P-II

Allegations of misconduct in the business of plumbing contracting in that the licensee presented an Affidavit in support of the examination application of Jeffrey Allen Chandler in which he represented that Chandler was an employee of the firm, Edy-Mac Plumbing Service, for 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2012 & 2013. Licensee failed to withhold taxes for Mr. Chandler and paid Mr. Chandler in cash and issued a Form 1099 to him in violation of GS 87-21 section .0512. Errol McDonald signed a Proposed Resolution Agreement 07/15/2015.

The license of Errol McDonald, number 10336, P-II, and that of the firm shall be placed on unsupervised probation for a period of twelve (12) months. Among other requirements during the probation, licensee must enroll in, attend and complete the Special Laws & Rules course and submit to the Board's office within the next thirty (30) days copies of all employees W-4's and by the end of the probation submit a copy of all employees W-2's. If the licensee violates the conditions of probation, his license and the firm will be suspended for a period of three (3) months, with the requirement that prior to the suspended license being reinstated he must comply

with all of the probation provisions listed above.

Mewherter, Thomas
Raeford, NC

License# 29700, P-II

Allegations of misconduct in the business of plumbing contracting in that the licensee contracted and performed the installation of plumbing work outside the scope of his license, and licensee engaged in business under the name of Plumbing Repair, Inc while his license was listed in his individual name.

Thomas Mewherter signed a Proposed Resolution Agreement dated 11/06/2014. Resolution Conference held 06/08/2015. Review Committee recommended to accept the signed Proposed Resolution Agreement dated 11/06/2014. The license of Thomas Mewherter, number 29700 P-II, and that of the firm shall be placed on unsupervised probation for a period of 18 months. Among other requirements during the probation, the licensee shall enroll in, attend and complete the Special Board Laws & Rules course. By 11/14/2014, licensee must assure that his license has been listed with the Board in the name that he currently operates his business. After complaint to the Board, the licensee submitted and received approval for the required trade name change on 08/10/2015. In the event of violation of any of the conditions of probation, the license of the individual and of the firm will be suspended for a period of three (3) months, with the requirement that prior to the suspended license being reinstated the licensee and the firm agrees to comply with all of the probation provisions.

Moore, Andrew D.
Moore's Electrical & Mechanical Construction, Inc.
Altavista, VA

License# L. 32491, H1-2-3-I

Allegations of misconduct in the business of heating contracting in that a licensee for Moore's Electrical & Mechanical Construction Inc failed to properly supervise the mechanical installation and/or call for an inspection of a 2 ton Carrier air conditioning unit and coil installed on an existing Lennox gas furnace in violation 21 NCAC 50.0505, and allowed Donald Henley, former sub-licensee of the firm, number 32408, to obtain the mechanical permit for the installation in violation of 21 NCAC 50.0402(b).

Andrew Moore signed a Proposed Resolution Agreement 05/19/2015. The license of Andrew Moore, number 32491, H-1-2-3-I, and that of the firm shall be placed on unsupervised probation for a

period of twelve months. Among other requirements during the probation, the licensee must enroll in, attend and complete the Special Board Laws & Rules course. If the licensee violates the conditions of probation, his license and the firm will be suspended for a period of three (3) months, with the requirement that prior to the suspended license being reinstated he must comply with all of the probation provisions listed above.

Moye, Ben C.
Pine Level Plumbing
Pine Level, NC

License# 22502, P-I

Allegations of misconduct in the business of plumbing contracting in that the licensee violated the Board rule 21 NCAC 50.0512 (a), paid Robert Watson from 02/02/2012 through 02/24/2014 as a 1099 employee, and failed to have taxes withheld from Watson's pay.

Ben Moye signed a Proposed Resolution Agreement 05/14/2015.

The license of Ben Moye, number 22502, P-I, and that of the firm shall be placed on an unsupervised probation for a period of twelve (12) months. Among other requirements during the probation, licensee must enroll in, attend and complete the Special Board Laws & Rules course, and assure that all employees who perform work under his license shall either hold an active P-I license or are bona fide employees where taxes are withheld. If the licensee violates the conditions of probation, his license and the firm will be suspended for a period of six (6) months, with the requirement that prior to the suspended license being reinstated he must comply with all of the probation provisions listed above.

Oliver, Hughes M., Jr.
Onslow County Schools
Jacksonville, NC

License# L. 09538, PH-1, 3-I

Allegations of misconduct in the business of heating contracting in that the licensee verified HVAC trade experience for David Love, a former employee of Onslow County Schools, although the licensee had his license listed in his individual name and not in the name of Onslow County Schools, and supervised individuals, who worked for Onslow County Schools performing plumbing and mechanical work, while his license was listed in his individual name and not Onslow County Schools.

Hughes Oliver signed a Proposed Resolution Agreement 05/11/2015.

The license of Hughes Oliver, number 09538 PH-1, 3-I, and that of the firm shall be placed on unsupervised probation for a period of 12 months. Among other re-

quirements during the probation, the licensee must enroll in, attend and complete the Special Board Laws & Rules course. If the licensee violates the conditions of probation, his license and the firm will be suspended for a period of three (3) months, with the requirement that prior to the suspended license being reinstated he must comply with all of the probation provisions listed above.

Owens, Patrick
East Coast Cooling and Heating, Inc.
Wilson, NC

License# 22759, H-3-II

Allegations of misconduct and incompetence in the business of heating contracting in that the licensee violated the State Mechanical Code.

Patrick Owens signed a Proposed Resolution Agreement dated 01/20/2015.

Resolution Conference held 06/10/2015.

Review Committee recommended accepting the signed Proposed Resolution Agreement dated 01/20/2015. The license of Patrick Owens, number 22759 H-3-I, and that of the firm shall be placed on unsupervised probation for a period of 6 months. Among other requirements during the probation, the licensee shall enroll in, attend and complete the series of Special Mechanical Design courses and the Special Board Laws & Rules course. Within 30 days of the approval of this order the contractor shall obtain a permit from the local code enforcement official, return to this structure and correct any and all code violations that still exist. The contractor shall contact the building owner in advance, arrange a time to perform this work and shall receive a final inspection with the next 30 days. This work shall be performed at the expense of the contractor.

In the event of violation of any of the conditions of probation, the license of the individual and of the firm will be suspended for a period of six (6) months, with the requirement that prior to the suspended license being reinstated the licensee and the firm agrees to comply with all of the probation provisions.

Priddy, Kent
Total Home Service, Inc.
Mooreville, NC

License# 09357, PHI, 2&3-I

Allegations of misconduct in the business of heating contracting in that the licensee failed to pull the required permit prior to installing a gas package unit, engaged in business under a different name or style of business than appears on his license by contracting and performing a job while he was the qualifier for another company, and failed to respond to the customer in a

timely manner.

Kent Priddy signed a Proposed Resolution Agreement 07/07/2015.

The license of Kent Priddy, number 09357 PHI, 2&3-I, and that of the firm shall be placed on an unsupervised probation for a period of twelve (12) months. Among other requirements during the probation, return to the home located at 305 Leland Drive to complete the HVAC installation, as well as obtain all the necessary permits and final inspections, and enroll in, attend and complete the Special Laws & Rules course. If the licensee violates the conditions of probation, his license and the firm will be suspended for a period of three (3) months, with the requirement that prior to the suspended license being reinstated he must comply with all of the probation provisions listed above.

Ramsey, Randle
Sea Air Heating & Air Conditioning
Morehead City, NC

License# 14860, H-3-I

Allegations of misconduct in the business of heating contracting in that the licensee failed to obtain permits prior to commencing work.

Randle Ramsey signed a Proposed Resolution Agreement 08/03/2015.

The license of Randle Ramsey, number 14860 H-3-I and that of the firm shall be placed on supervised probation for a period of twelve (12) months. Among other requirements during the probation, the licensee must ensure that all outstanding permits for the Town of Atlantic Beach Inspection Department have received a final inspection within sixty (60) days of approval of the probation. If the licensee violates the conditions of probation, his license and the firm will be suspended for a period of six (6) months, with the requirement that prior to the suspended license being reinstated he must comply with all of the probation provisions listed above.

Robinson, Steven
Robinson's Plumbing & Pump Repair
Newport, NC

License# 9903, P-II

Allegations of misconduct in the business of plumbing contracting in that the licensee contracted plumbing class two work without valid license qualifications, failed to obtain permits prior to commencing work, and failed to obtain a permit prior to commencing work.

Steven Robinson signed a Proposed Resolution Agreement 08/03/2015.

The license of Steven Robinson, number 9903 P-II, and that of the firm shall be placed on unsupervised probation for a period of twelve (12) months. Among

other requirements during the probation, the licensee must enroll in, attend and complete the Special Laws & Rules course. If the licensee violates the conditions of probation, his license and the firm will be suspended for a period of three (3) months, with the requirement that prior to the suspended license being reinstated he must comply with all of the probation provisions listed above.

Sanderson, Jesse L.
Raleigh, NC

License# L. 20817, H-2&3-I

Allegations of misconduct and incompetence in the business of heating contracting in that the licensee failed to provide adequate supervision, violated the minimum standard of the NC State Mechanical Code, subcontracted work from an unlicensed individual, and allowed the use of license by unlicensed persons.

Jesse Lee Sanderson signed a Proposed Resolution Agreement 06/11/2015.

The license of Jesse Sanderson, number 20817 H-2&3-I, and that of the firm shall be suspended for a period of twelve (12) months. Among other requirements during the probation, the licensee must enroll in, attend and complete the Special Contractor Business Management courses, and the Board Laws & Rules course. If the licensee violates the conditions of suspension, his license and the firm will be suspended for a period of twenty-four (24) months, with the requirement that prior to the suspended license being reinstated he must comply with all of the suspension provisions listed above.

Seaman, Michael L.
Aqueduct Plumbing
Indian Trail, NC

License# 22903, P-I

Allegations of misconduct in the business of plumbing contracting in that the licensee allowed the use of his license by issuing 1099's to an unlicensed person, and licensee improperly confirmed an applicant's experience for examination.

Resolution Conference held 07/21/2015.

Michael Seaman signed a Proposed Resolution Agreement 07/21/2015.

The license of Michael Seaman, number 22903 P-I, and that of the firm shall be placed on unsupervised probation for a period of twelve (12) months. In the event of violation of any of the conditions of probation, license of the individual and of the firm will be suspended for a period of three (3) months, with the requirement that prior to the suspended license being reinstated the licensee and the firm agrees to comply with all of the suspension provisions.

**Simrel, Arthur
Lexington, NC**

License# 22862, P-I

Allegations of incompetence in the business of plumbing in that the licensee violated the minimum standard of the North Carolina State Plumbing Code.

Resolution Conference held 07/23/2015. Arthur Simrel signed a Proposed Resolution Agreement 07/23/2015.

The license of Arthur Simrel, number 22862 P-I, and that of the firm shall be placed on unsupervised probation for a period of twelve (12) months. Among other requirements during the probation, the licensee shall enroll in, attend and complete the series of Special Contractor Business Management courses and the Special Board Laws & Rules course. In the event of violation of any of the conditions of probation, license of the individual and of the firm will be suspended for a period of three (3) months, with the requirement that prior to the suspended license being reinstated the licensee and the firm agrees to comply with all of the suspension provisions.

**Suburban Propane, LP
Asheville, NC**

Allegations of misconduct and incompetence in the business of fuel piping contracting in that the licensee failed to obtain permit(s) prior to commencing work, failed to request inspections within 10 days of substantial completion of work, failed to obtain final inspections, and licensee of the firm failed to provide direct onsite supervision for installations.

Resolution Conference held 06/30/2015. Darren James McArdle, Customer Service Center Manager for Suburban Propane, Asheville, NC Office, signed a Proposed Resolution Agreement 06/30/2015.

The license of the firm, Suburban Propane, shall be placed on supervised probation for a period of eighteen (18) months. Among other requirements, during the probation, each branch office that contracts work that requires a license shall hold the appropriate active license listed in the name of the firm at that branch location, and Mr. McArdle shall enroll in, attend and complete the Special Board Laws & Rules course approved by the Board's Executive Director within 90 days of approval of this agreement. In the event of violation of any of the conditions of probation, the license of the firm will be suspended for a period of nine (9) months, with the requirement that prior to the suspended license being reinstated the licensee and the firm agrees to comply with all of the probation provisions.

**Summers, Patrick Jr.
Swannanoa, NC**

License# S. 26807, H-3-I

Allegations of misconduct in the business of heating contracting in that the licensee engaged in business under a different name or style of business than appears on his license, and failed to perform a duct design for duct work installed with a heat pump in violation of GS 87-21 section .0505, and violated the State Mechanical Code.

Patrick Summers signed a Proposed Resolution Agreement 05/07/2015.

The license of Patrick Summers, number 26807 H-3-I shall be placed on unsupervised probation for a period of twelve (12) months. Among other requirements during the probation, the licensee must enroll in, attend and complete the Special Mechanical Code course and the Special Board Laws & Rules course. If the licensee violates the conditions of probation, his license of the individual will be suspended for a period of three (3) months, with the requirement that prior to the suspended license being reinstated he must comply with all of the probation provisions listed above.

**Tucker, Steven
Tucker Plumbing Service
Charlotte, NC**

License# 15843, P-I

Allegations of misconduct in the business of plumbing contracting in that the licensee obtained a permit and allowed his license number to appear on a permit on a job where the licensee did not hold the contract with the homeowner or general contractor and did not receive the contractual payment for the job.

Steven Tucker signed a Proposed Resolution Agreement 07/07/2015.

The license of Steven Tucker, number 15843 P-I, and that of the firm shall be placed on unsupervised probation for a period of six (6) months. Among other requirements during the probation, the licensee must enroll in; attend the Special Board Laws & Rules course. If the licensee violates the conditions of probation, his license of the individual and the firm will be suspended for a period of one (1) month, with the requirement that prior to the suspended license being reinstated he must comply with all of the probation provisions listed above.

**Ward, Billy R.
Bill Ward Heating & A/C, Inc.
McLeansville, NC**

License# 8119, H-3-I

Allegations of misconduct and incompetence in the business of heating contracting

in that the licensee failed to obtain permit (s) prior to commencing work, failed to request inspections within 10 days of substantial completion of work, failed to obtain final inspections, violated the minimum standard of the North Carolina State Fuel Gas Code, and exposed occupant of home to the potential of carbon monoxide.

Resolution Conference held 07/24/2015. Billy Ward signed a Proposed Resolution Agreement 07/24/2015.

The license of Billy Ray Ward, number 8119 H-3-I and that of the firm shall be placed on unsupervised probation for a period of twelve (12) months. Among other requirements during the probation, the licensee shall enroll in, attend and complete the series of Special Fuel Gas Code and Design courses and the Special Board Laws & Rules course. In the event of violation of any of the conditions of probation, license of the individual and of the firm will be suspended for a period of three (3) months, with the requirement that prior to the suspended license being reinstated the licensee and the firm agrees to comply with all of the suspension provisions.

**Whisnant, Walter S.
Whisnant Services
Gastonia, NC**

License# 16934, H-3-I

Allegations of misconduct in the business of heating contracting in that the licensee failed to obtain the required permits for the installation of minisplits and/or changeouts, failed to request final inspection within 10 days of substantial completion of the work, and signed an Affidavit in support of the examination application for Brandon Whisnant in which he indicated he was employed by Whisnant Services, LLC but he was paid in cash and/or with a Form 1099.

Walter Whisnant signed a Proposed Resolution Agreement 07/13/2015.

The license of Walter Whisnant, number 16934 H-3-I, and that of the firm shall be placed on unsupervised probation for a period of twelve (12) months. Among other requirements during the probation, the licensee must enroll in, attend the Special Board Laws & Rules course, and submit to the Board's office copies of all employee w-4's and by the end of the probation submit a copy of all employee W-2's. If the licensee violates the conditions of probation, his license of the individual and the firm will be suspended for a period of three (3) months, with the requirement that prior to the suspended license being reinstated he must comply with all of the probation provisions listed above.

Williams, Jamal A.
KMT Mechanical, LLC
Raleigh, NC

License# 28848, H-2&3-I

Allegations of misconduct and incompetence in the business of heating contracting in that the licensee performed work for an unlicensed contractor, performed work that requires a license on a job without permit and inspection and paid in cash, for the work, violated the minimum standard of the North Carolina State Mechanical Code, and violated the minimum standard of the North Carolina State Fuel Gas Code.

Resolution Conference held 06/11/2015. Jamal Williams signed a Proposed Resolution Agreement 06/11/2015.

The license of Jamal Williams, number 28848 H-2&3-I, and that of the firm shall be placed on unsupervised probation for a period of eighteen (18) months. Among other requirements during the probation, the licensee shall enroll in, attend and complete the series of Special Contractor Business Management course and the Special Board Laws & Rules course. In the event

of violation of any of the conditions of probation, the license of the individual and of the firm will be suspended for a period of three (3) months, with the requirement that prior to the suspended license being reinstated the licensee and the firm agrees to comply with all of the probation provisions.

Wright, Douglas K.
Dave's Plumbing Repair
Burlington, NC

License# 09266, P-I

Allegations of misconduct in the business of plumbing contracting in that the licensee failed to provide supervision, obtained a permit and allowed his license number to appear on a permit on a job where the licensee did not hold the contract with the homeowner or general contractor and did not receive the contractual payment for the job, and licensee licensed Dave's Plumbing Repair while employed for a different firm, and while the licensee worked for another firm, employees of Dave's Plumbing Repair performed work that required a license.

Resolution Conference held 06/09/2015. Douglas Wright signed a Proposed Resolution Agreement 06/09/2015.

The license of Douglas Wright, number 9266 P-I, and the license of the firm will be suspended for a period of twelve (12) months. Among other requirements during the suspension, the licensee shall enroll in, attend and complete the series of Special Board Laws & Rules course. Upon successful completion of the suspension, his license, number 9266 P-I, and that of the firm shall be placed on unsupervised probation for a period of twelve (12) months. In the event of violation of any of the conditions of probation, the license of the individual and of the firm will be suspended for a period of twelve (12) months, with the requirement that prior to the suspended license being reinstated the licensee and the firm agrees to comply with all of the probation provisions.

Attorney's Report

The Attorney's Report contains information pertaining to cases that have been adjudicated in a formal proceeding of the Board or in the courts of North Carolina. Disciplinary actions against licensed contractors are typically imposed during a Formal Hearing of the Board. Court action is necessary when unlicensed individuals are in violation of the Board's Laws and Rules or in circumstances where licensees are found to be in violation of any order(s) issued by the Board.

ABRAMS, RAWLE

Greensboro

Allegations of heating contracting without a license. Judgment of Permanent Injunction filed 7/22/15 enjoining Defendant from engaging in business as plumbing or heating contractor until licensed.

BLANCHARD, Lisa
d/b/a D&S Heat & A/C
Monroe, NC

Allegations of heating contracting without a valid license. Judgment of permanent injunction filed 7/16/15 enjoining Defendant from engaging in business as plumbing or heating contractor until licensed.

BOTTING, David L.
Waxhaw, NC

Allegations of contracting without a valid plumbing license. Judgment of permanent injunction filed 7/16/15 enjoining Defendant from engaging in business as plumbing or heating contractor until licensed.

FERGUSON, DONALD

Allegations of failure to permit and carry out load calculation for HVAC, denied by

Respondent. Consent Order approved by Board resulting in 12 months supervised probation and remedy condition, any probation violations will result in a 3 month suspension of license.

GALLEGOS, JOSE
Charlotte, NC

Allegations of plumbing contracting without a license. Judgment of permanent injunction filed 7/22/15 enjoining Defendant from engaging in business as plumbing or heating contractor until licensed.

HARRINGTON, JEFFREY

Formal hearing for incompetency, misconduct including dishonesty in testimony to the Board. Improper conversion to tankless water heaters, gas leaks not discovered and addressed by Respondent, job abandonment and failure to obtain permits. Formal hearing on 5/12/15. Order issued on 5/20/15 by the Board imposed permanent revocation.

HUDSON, ANDREW TYLER
Elm City, NC

Allegations of heating contracting without a

valid license. Judgment of permanent injunction filed 7/16/15 enjoining Defendant from engaging in business as plumbing or heating contractor until licensed to do so.

HUGHES, MICAH
Roundo, SC

Allegations of plumbing contracting without a license. Judgment of permanent injunction filed 7/16/15 enjoining Defendant from engaging in business as plumbing or heating contractor until licensed to do so.

JACKSON, DAVID

Allegations of poor workmanship and no permits disputed by Mr. Jackson. Consent Order approved by the Board accepted the respondent's surrender of license.

JOHNSON, BENJI
d/b/a Imperial Heating & Cooling
Whitakers, NC

Allegations of heating contracting without a license. Judgment of permanent injunction filed 6/9/15 enjoining Defendant from engaging in business as plumbing or heating contractor until licensed to do so.

**JOHNSON, BILL
BSMPW, LLC
Newton Grove, NC**

Allegations of plumbing contracting without a license. Judgment of permanent injunction filed 7/17/15 enjoining Defendant from engaging in business as plumbing or heating contractor until licensed to do so.

**LEAK, ARNANDO
d/b/a ANY HOUR MAINTENANCE
HEATING AND A/C
Sanford, NC**

(Lee County)
Allegations of heating contracting without a valid license. Judgment of permanent injunction filed 6/11/15 enjoining Defendant from engaging in business as plumbing or heating contractor until licensed to do so.

**MORTENSEN, RICHARD
Raeford, NC**

Allegations of heating contracting without a license. Judgment of permanent injunction filed 5/26/15 enjoining Defendant from engaging in business as plumbing or heating contractor until licensed to do so.

**MOUNTAIN, BRIAN
TRIANGLE PLUMBING & BACK-
FLOW, LLC**

Formal hearing allegations of misconduct. Consent Order approved by Board on 7/14/15 with 6 months suspension and 12 months supervised probation.

**OLVERO, JOSE
Charlotte, NC**

Allegations of plumbing contracting without a license. Judgment of permanent injunction filed 7/16/15 enjoining Defendant from engaging in business as plumbing or heating contractor until licensed to do so.

**PICKETT, WILLIAM TERRELL III
GODS SON PLUMBING, INC.
Wilson, NC**

(Wilson)
Formal hearing conducted on allegations of misconduct, license peddling and workmanship. Consent Order approved effective 4/24/15 suspending license for 2 years followed by supervised probation for 3 years.

**PORTER, BILLY
PORTER, STEPHANIE
Sunrise Remodeling
Fayetteville, NC**

Allegations of plumbing and heating contracting without a valid license. Judgment of permanent injunction filed 6/22/15 enjoining Defendant from engaging in business as plumbing or heating contractor until licensed to do so.

**SALINAS, VICTOR TORES
Brothers Salinas Inc.
Mint Hall, NC**

Allegations of plumbing contracting without a license. Judgment of permanent injunction filed 7/16/15.

**SHUPE, JAMES
Saint Pauls, NC**

Allegations of heating contracting without a license. Judgment of permanent injunction filed 7/16/15 enjoining Defendant from engaging in business as plumbing or heating contractor until licensed to do so.

**WEST, MITCHELL R.
Canton, NC**

Allegations of plumbing contracting without a license. Complaint for injunctive relief filed 4/1/15. Judgment of permanent injunction filed 7/16/15 enjoining Defendant from engaging in business as plumbing or heating contractor until licensed to do so.

**WILKERSON, JOHN
d/b/a CLEAR CHOICE
WATER SOLUTIONS
Raleigh, NC**

Allegations of plumbing contracting without a license. Judgment of Permanent Injunction filed 7/27/15 enjoining Defendant from engaging in business as plumbing or heating contractor until licensed to do so.

**WOLFE, EDWARD A.
Matthews, NC**

Allegations of plumbing contracting without a valid license. Judgment of permanent injunction filed 7/16/15 enjoining Defendant from engaging in business as plumbing or heating contractor until licensed to do so.

