

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

July 2017

## BOARD MEMBERS

### Jeffrey R. Dunn

Chairman  
Fire Sprinkler Contractor  
Dunn, NC

### William H. Sullivan III

Vice-Chairman  
Air Conditioning Contractor  
Greensboro, NC

### Robert J. Owens

Secretary/Treasurer  
Public Member  
Raleigh, NC

### William H. Eubanks

Plumbing Inspector  
Wilmington, NC

### John N. Royal

NCSU Engineer  
Raleigh, NC

### D. Hunter Edwards Jr.

Heating Contractor  
Charlotte, NC

### Stuart F. Schwartz

Plumbing Contractor  
Raleigh, NC

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

1109 Dresser Court  
Raleigh, NC 27609

Phone: 919-875-3612

Fax: 919-875-3616

## Chairman's Message



In April of this year I was appointed as Chairman of the Board, and it is a great honor to serve in this capacity. I also understand that it is a position of great responsibility, and one that I do not take lightly. As I adjust to this new role, I am doing all that I can to fulfill the expectations that go with the title of Chairman.

As a licensee of the Board since 2001, and serving as a member of the Board since 2012, I can confidently say this: The members of the Board, supported by the Board's office and field staff, are committed to serving the 15,000 licensees that operate within the borders of our great State with professionalism and courtesy.

In addition to serving the licensees, the Board members, staff and legal counsel are also dedicated to protecting the 10 million citizens of our State through the enforcement of the laws and rules which govern the trades that are under the authority of the Board.

This group of 21 individuals is among the most professional that I have ever been associated with. I speak for all Board members when I say that we take our role very seriously as we go about the business of protecting the health, safety and welfare of the public. As a Board, our goal is to be fair, practical and consistent in all things that we do.

While the Board's paid staff is small and the task is large, the professionalism of our employees is reflected in their efficiency and effectiveness as they handle the daily demands of their roles and work to carry out the overall mission of the Board.

As your Board Chairman, I will do my absolute best to provide leadership consistent with our mission and goals, and I consider it a great privilege to serve you!

Jeffrey Dunn

## Residential Fire Sprinkler Installation Contractor License

The Board offers a Residential Fire Sprinkler Installation Contractor license to those who have held a Plumbing Contractor license with the Board for at least two years. This allows the contractor to install NFPA 13D sprinkler systems in one- and two-family dwellings.

The license requires an application, completion of a 16 hour course, and a passing grade on the examination offered at the end of the class. The Board is currently attempting to determine the number of plumbing contractors who are interested in obtaining this license. If there are a sufficient number of licensees interested in the course, it will be scheduled in the coming months.

If you are interested in attending, please send an e-mail to [information@nclicensing.org](mailto:information@nclicensing.org) and include your full name and license number. You will be notified concerning any upcoming class information.

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### Stuart Schwartz Appointed to Board

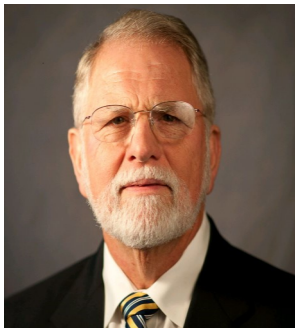


On June 1, 2017, Stewart Schwartz was appointed to fill the Plumbing Contractor position on the Board.

He is a Raleigh native and holds a business degree from Wake Technical College. After working for a local plumbing company and completing the plumbing course offered at Wake Tech, Mr. Schwartz obtained his Plumbing Class I license from the Board. In 1991, he opened his own plumbing company, which has grown to a fleet of 12 trucks.

As a business owner, Stuart still enjoys working in the field with his employees on occasion, and is looking forward to serving on the Board. The Board members and staff would like to welcome Mr. Schwartz, and look forward to working with him in the future.

### Tommy Proffit Completes Term

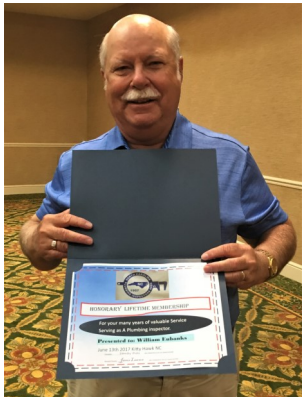


Thomas G. "Tommy" Proffit recently completed his second term with the Board. During his first term (2001-2008), Mr. Proffit served as Board Chairman in 2007-2008, and directed many positive changes with the Board. During his second term (2010-2017), he again served as Chairman in 2016-2017, providing valuable leadership to the Board.

Tommy has held a plumbing and heating license since 1977. After working in the trades, he worked for many years in Charlotte-Mecklenburg as an inspector and plans reviewer until his retirement.

The Board members and staff would like to thank Mr. Proffit for his many years of service to the contractors and citizens of North Carolina.

### William Eubanks Recognized by Peers



On June 13, 2017, Board Member William Eubanks was recognized by the North Carolina Plumbing Inspector's Association for his many years of service as a Plumbing Inspector. Mr. Eubanks was presented with an Honorary Lifetime Membership by the organization at their annual conference in Kitty Hawk, NC.

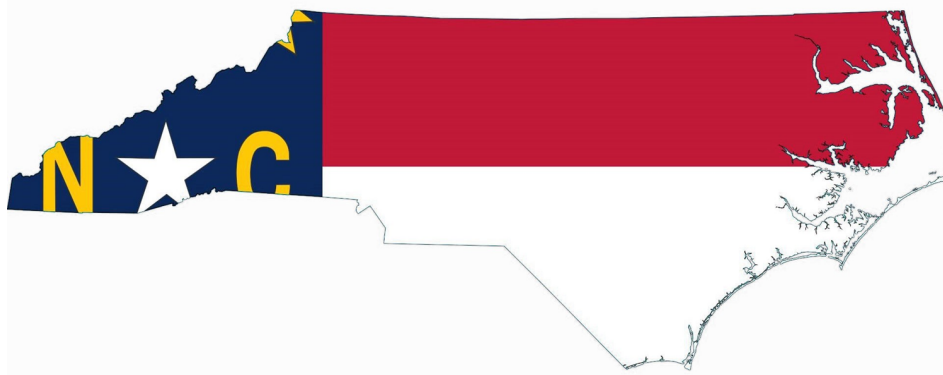
A licensed plumber with many years of experience, William received his Code Enforcement Official Certification from the North Carolina Code Officials Qualification Board in 1986 and became an Inspector with New Hanover County. In 2004, he became the Chief Plumbing and Mechanical Supervisor, a role that he remained in until his retirement in October, 2015.

Mr. Eubanks currently serves in the Plumbing Inspector position on the Board.

## New Coalition Schedules First Current Issues Conference

The Board has recently joined forces with a number of other agencies and associations to form a new organization dedicated to furthering the interests of the plumbing, mechanical and fire sprinkler industries. The Health, Safety & Comfort Coalition of North Carolina has been established with the intent of working together to ensure the health, safety and comfort of our fellow North Carolinians.

### HEALTH, SAFETY & COMFORT COALITION OF NORTH CAROLINA



**Working together to ensure the health, safety  
and comfort of our fellow North Carolinians.**

The members of the Coalition are:

American Fire Sprinkler Association—Carolinas Chapter  
North Carolina Building Performance Association  
North Carolina Fire Marshal's Association  
North Carolina Mechanical Inspectors Association  
North Carolina Plumbing Inspectors Association  
North Carolina Propane Gas Association  
Plumbing, Heating & Cooling Contractors of North Carolina  
State Board of Examiners of Plumbing, Heating & Fire Sprinkler Contractors

The Coalition is pleased to announce the first Current Issues Conference, scheduled for October 17-18, 2017 in Hickory. Tentative plans are also being made to hold additional regional conferences in 2018.

The conference format is outlined below:

#### Day 1: General Sessions

- Industry Trends & Future Technology
- Sales & Use Taxes
- Employee Classification
- Liabilities of Contractors and Inspectors
- Multi-Trade Permitting

#### Day 2: Breakout Sessions

- Board's Laws & Rules
- Career & Technical Education (Employee Recruitment & Retention)
- Energy Code Changes
- Fire Code Changes
- Fuel Gas Piping Code Changes
- Mechanical Code Changes
- Plumbing Code Changes
- Tankless Water Heater Installations
- World Café - Roundtable Discussions

Additional information will be available as soon as all plans are finalized.

## North Carolina State Agencies

|  |  |   |              |
|--|--|---|--------------|
| <b>NC Department of Insurance</b>                            | <b>919-647-0000</b><br><b>800-634-7854</b> | NC Department of Labor                    | 919-807-2796 |
| • William "Bill" Moeller<br>(Plumbing & Gas Interpretations) | 919-647-0007                               | NC Department of Revenue                  | 919-252-3052 |
| • Dan Dittman<br>(Mechanical & Energy Interpretations)       | 919-647-0012                               | NC Electrical Licensing Board             | 919-733-9042 |
| • Dan Austin<br>(Fire Code Interpretations)                  | 919-647-0011                               | NC General Contractor Licensing Board     | 919-571-4183 |
| • Monna Gillespie<br>(Building Code Bookstore)               | 919-647-0001                               | 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

Office Phone: 919-875-3612  
Office Fax: 919-875-3616  
E-mail: [information@nclicensing.org](mailto:information@nclicensing.org)

### Dale Dawson

Executive Director  
Extension 224 or [ddawson@nclicensing.org](mailto:ddawson@nclicensing.org)

### Eric Hall

Business & Technology Manager  
Extension 216 or [ehall@nclicensing.org](mailto:ehall@nclicensing.org)

### Dejaya (DJ) Soltys

Executive Assistant / Licensing Coordinator  
Extension 203 or [dsoltys@nclicensing.org](mailto:dsoltys@nclicensing.org)

### Sharon Pittman

Legal Coordinator  
Extension 205 or [spittman@nclicensing.org](mailto:spittman@nclicensing.org)

### Karen Jolliffe

Exam Coordinator  
Extension 230 or [kjolliffe@nclicensing.org](mailto:kjolliffe@nclicensing.org)

### Kerry Waldroup

Complaint Coordinator  
Extension 211 or [complaint@nclicensing.org](mailto:complaint@nclicensing.org)

### Emily Rabon

Receptionist/Office Assistant  
Extension 213 or [erabon@nclicensing.org](mailto:erabon@nclicensing.org)

### Administrative Officer (Field Staff) Directory

Fax for all Administrative Officers: 919-875-3616

### Jonathan Yerkes

South Central Region  
919-875-3612 or [jyerkes@nclicensing.org](mailto:jyerkes@nclicensing.org)

### Kevin Thibodeaux

Coastal Region  
910-409-7127 or [kthibodeaux@nclicensing.org](mailto:kthibodeaux@nclicensing.org)

### Tom Johnston

North Central Region  
336-906-9141 or [tjohnston@nclicensing.org](mailto:tjohnston@nclicensing.org)

### Scott Bilsky

Eastern Region  
919-602-9095 or [sbilsky@nclicensing.org](mailto:sbilsky@nclicensing.org)

### David Boulay

Western Region  
828-234-2719 or [dboulay@nclicensing.org](mailto:dboulay@nclicensing.org)

To view a regional map and listing of counties, please visit our website at [www.nclicensing.org](http://www.nclicensing.org) and click on the "Administrative Officers" button, or simply [click here](#).

## Website Information: [www.nclicensing.org](http://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.

### Compliant Form

- 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. Renewal Form - 2017 without Sub-licensees
2. Renewal Form - 2017 with Sublicensees
3. Renewal Form - 2017 and Previous Year(s) without Sub-Licensees
4. Renewal Form - 2017 and Previous Year(s) with Sub-Licensees
5. Reinstatement Form - 2017 Sub-licensees returning to Contractor status

### New Applicant Forms

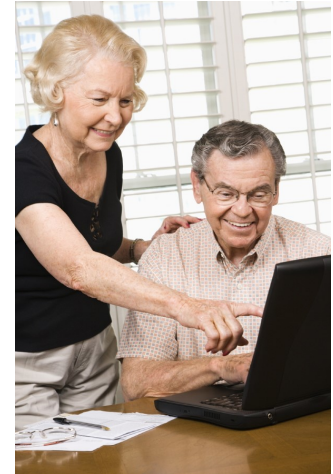
1. Plumbing, Heating, and Fuel Piping Contractor Examination Application
2. Restricted Limited Plumbing Contractor Examination Application
3. Fire Sprinkler Installation & Inspection Contractor Examination Application
4. Residential Fire Sprinkler Installation Contractor
5. Plumbing, Heating & Fuel Piping Technician
6. State & Local Government Technician Examination Application
7. State & Local Government Technician Application (without examination)
8. Fire Sprinkler Inspection Technician Examination Application
9. Fire Sprinkler Inspection Technician Application (without examination)
10. Fire Sprinkler Maintenance Technician
11. Book Reference List for All Applicants
12. Request for Exam Review (for examinees who have failed a recent exam)

### Military & Military Spouse Applicant Forms

1. Active Duty or Veteran: Plumbing, Heating, Fuel Piping and Fire Sprinkler Installation Contractor
2. Military Spouse: Plumbing, Heating, Fuel Piping and Fire Sprinkler Installation Contractor

### 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



## 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:

| <b>Name</b>         | <b>City/Town</b> | <b>Date</b> | <b>Name</b>           | <b>City/Town</b> | <b>Date</b> |
|---------------------|------------------|-------------|-----------------------|------------------|-------------|
| Bumgarner, David S. | Hickory, NC      | 5/10/2017   | Wesselman, Timothy G. | Kannapolis, NC   | 1/5/2017    |
| Horne Jr., Rufus C. | Hope Mills, NC   | 3/28/2017   | Willis, Walston D.    | Reidsville, NC   | 3/16/2017   |
| Wall, James O.      | Greensboro, NC   | 2/22/2017   | Wilson, Wayne E.      | Shelby, NC       | 12/16/2014  |

### 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.

| <b>Name</b>         | <b>City/Town</b>   | <b>Date</b> | <b>Name</b>         | <b>City/Town</b> | <b>Date</b> |
|---------------------|--------------------|-------------|---------------------|------------------|-------------|
| Barnhart, Dale A.   | Weaverville, NC    | 5/1/2017    | Putnam, Randy A.    | Lincolnton, NC   | 4/19/2017   |
| Beachy, Steven A.   | Sophia, NC         | 4/16/2017   | Quinn, James        | Franklinton, NC  | 4/19/2017   |
| Choate, Michael J.  | Cherryville, NC    | 5/2/2017    | Reed, Farrell       | Whiteville, NC   | 5/25/2017   |
| Collins, Chris A.   | Rockingham, NC     | 5/31/2017   | Roberts, Kelly L.   | Gastonia, NC     | 5/11/2017   |
| Dodge, Paul A.      | Franklin, NC       | 5/19/2017   | Teague, William S.  | Youngsville, NC  | 4/19/2017   |
| Garcia, Jose C.     | Willow Springs, NC | 4/20/2017   | Williams, Donald T. | Rolesville, NC   | 4/19/2017   |
| Hinz, Ryan S.       | Hallsboro, NC      | 5/25/2017   | Wilson, Leon        | Whiteville, NC   | 5/25/2017   |
| Johnson, William N. | Greenville, NC     | 5/17/2017   | Wood, Timothy W.    | Randleman, NC    | 6/7/2017    |
| McNeill, Sidney     | Randleman, NC      | 6/7/2017    |                     |                  |             |

### Resolution Agreements

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](mailto:information@nclicensing.org)) or upon written request to the Board's office.



**Broadway, Kevin D.  
B & B HVAC, LLC.**

**Indian Trail, NC  
License# 32899, 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 allowed the use of license by unlicensed persons by issuing 1099's to unlicensed persons.

Resolution Conference held 05/09/2017. The license of Kevin Broadway, number 32899 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, the 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, 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.

**Bryant, Bryant**

**Air Care**

**High Point, NC**

**License# 31544 H-3-I**

Allegations of misconduct and working without a license 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, violated his probation, and submitted a proposed contract to perform plumbing work outside his current H-3-I licensing qualifications.

Resolution Conference held 05/11/2017. The license of Bryan Bryant, number 31544 H-3-I, and the license of the firm shall be suspended for a period of eighteen (18) months. Among other requirements during the suspension, licensee shall enroll in, attend and complete the Special Board Laws & Rules course. Up-

on successful completion of the suspension, his license, number 31544 H-3-I, and that of the firm shall be placed on supervised probation for a period of twenty-four (24) months. During the probation, the licensee must assure that his license has been listed with the Board in the name that he currently operates his business by 06/01/2017. In the event of violation of any of the conditions of probation, his license will be suspended for a period of twenty-four (24) 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 listed above.

**Corbi, Michael J.**

**All Pro Plumbing Contractors, LLC**

**Charlotte, NC License# 29076, P-II**

Allegations of misconduct and incompetence in the business of plumbing contracting in that the licensee failed to provide adequate supervision, violated the minimum standard of the North Carolina State Plumbing Code, allowed the use of license by unlicensed persons by issuing 1099's to unlicensed persons, and the installation performed was improperly installed and failed, causing significant damage to the home.

Resolution Conference held 05/10/2017. The license of Michael Corbi, number 29076 P-II, 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 shall enroll in, attend and complete the series of Special Plumbing Code and Design courses and the Special Board Laws & Rules course. In the event of violation of any of the conditions of probation, his license 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 listed above.

**Franks, Charles R.**

**Franks Heating & Air Conditioning Inc.**

**Belmont, NC**

**License# 22690, H-3-I**

Allegations of misconduct in the business of heating contracting in that the licensee secured a permit for an unlicensed mechanical contractor to perform the installation of a Goodman gas furnace and air conditioning unit in violation of NCAC 50.0402(b).

Charles Franks signed a Proposed Resolution Agreement on 05/03/2017.

The license of Charles Franks, number 22690 H-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 shall enroll in, attend and complete 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 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.

**Gentile, James**

**Murrells Inlet, SC**

**License# 32916, P-II**

Allegations of misconduct and incompetence in the business of plumbing contracting in that the licensee failed to obtain permit(s) prior to commencing work for the installation of about 138 Pressure Reducing Valves (PRV's), failed to request inspections within 10 days of substantial completion of work for the installation of about 138 Pressure Reducing Valves (PRV's), failed to obtain final inspections for the installation of about 138 Pressure Reducing Valves (PRV's), failed to provide adequate supervision, engaged in business under a different name or style of business than appears on his license, and obtained money (\$250.00) for the installation of a Pressure Reducing Valves (PRV's) and failed to perform the installation.

Resolution Conference held 05/08/2017. The license of James Gentile, number 32916 P-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, 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, his license 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.

**Grabe, Dale**  
**Pleasant Garden, NC**  
**License# 32080, P-I**

Allegations of misconduct and incompetence in the business of plumbing contracting in that the licensee violated the minimum standard of the North Carolina State Plumbing Code, performed the installation in a poor workmanlike manner / poor workmanship, failed to provide adequate supervision, failed to respond to consumer in a timely manner/ poor business practices, allowed the use of license by unlicensed persons when the unlicensed partner accepted checks from the homeowner in the unlicensed persons name.

Resolution Conference held 05/08/2017. The license of Dale Grabe, number 32080 P-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, licensee shall enroll in, attend and complete the Special Board Laws & Rules course and the series of Special Plumbing Code and Design courses. In the event of violation of any of the conditions of probation, his license 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 listed above.

**Groulx, Robert**  
**Repairing America.Com, Inc.**  
**License# 24754, 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, failed to obtain final inspections, failed to provide adequate supervision, and violated the minimum standard of the North State Plumbing Code. Resolution Conference held 05/10/2017. The license of Robert Groulx, number 24754 P-I, and that of the firm shall be placed on a supervised probation for a period of twenty-four (24) months. Among other requirements during the probation, within 30 day of approval of this order, secure a permit from the local inspection department for the installation of the approximately 40' of building drain / building sewer installed and a permit for the installation of about 200' of water service line and the installation of the frost proof yard hydrant; and return to the property uncovering the building drain/building sewer/ water service line, correcting any and all code violations to assure the work is performed in compliance with the NC Plumbing Code and then obtain a final inspection within 45 days of approval of this order. Submit evidence of code compliance and final inspection to the board within 50 days of approval of this order. Within ten (10) days of approval of this agreement the licensee shall provide to the board a comprehensive list of all Plumbing and HVAC installations, repairs or replacements performed by or under license number 24754 P-I or 18402 H-3-I since January 1, 2014. The licensee shall enroll in, attend and complete the series of Special Plumbing Code and Design courses and the Special Board Laws & Rules course. In the event of violation of any of the conditions of probation, his license 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 listed above.

**Isaac, Bobby D.**  
**Bob's Repair Service, Inc.**  
**Lincolnton, NC**  
**License# 15118, P-II & H-3-I**

Allegations of misconduct and incompetence in the business of heating contracting in that the licensee oversized

the upstairs system and undersized the downstairs system, violated the minimum standard of the North Carolina State Mechanical Code, and failed to perform proper duct system design. Resolution Conference held 05/11/2017. The license of Bobby Isaac, number 15118 P-II & H-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, licensee shall enroll in, attend and complete the Special Board Laws & Rules course and the series of Special Mechanical Code courses. In the event of violation of any of the conditions of probation, his license 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 listed above.

**Johnson, Garfield**  
**Charlotte, NC**  
**License# 18635, P-II**

Allegations of misconduct in the business of plumbing contracting in that the licensee contracted and performed plumbing class one work outside the limitations of his license by installing approximately 80 feet of PEX piping at a duplex, and violated the State Plumbing Code.

Garfield Johnson signed a Proposed Resolution Agreement on 05/18/2017. The license of Garfield Johnson, number 18635 P-II, and that of the firm shall be placed on supervised probation for a period of twelve months. Among other requirements during the probation, perform no work outside licensing classification held until properly licensed to work in these other fields, by 06/01/2017, licensee will hire, at his own expense, a properly licensed plumbing contractor, which contractor shall obtain a permit, dig up the water line he installed from the meter to the structure, correct any and all code violations with the installation to include properly re-installing the vapor barrier and obtain a final inspection by 06/05/2017. Licensee must provide the



board with a copy of the permit and inspection history by 06/10/2017. Licensee will not assist with uncovering and or installing the water line. After complaint to the board, the licensee failed to comply within the agreed upon deadlines. 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, license of the individual and of the firm will be suspended for a period of six 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 listed above.

**Kimberlin, William B. III**  
**d/b/a Mr. Rooter of Concord**  
**Kannapolis, NC**  
**License# 23265, P-II**

Allegations of misconduct in the business of plumbing contracting in that the licensee had a commission based employee, who was on a job to perform service work, provide an unsolicited estimate for the replacement of a water heater when there was no evidence that the unit needed to be replaced. Resolution Conference held 05/09/2017. The license of William Kimberlin, number 23265 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 shall enroll in, attend and complete the Special Board Laws & Rules, and whenever commission based sales or commission based type sales are used for work that requires a license, the licensee of the firm shall confirm that the item estimated, quoted, sold, installed or replaced was something that needed replacing or that the homeowner independently approached the technician or firm asking for a quote to have the unit/item to be estimated, quoted, sold, installed or replaced. The licensee understands it is his full responsibility to assure that only items that need to be sold or items individually requested by the homeowner should be sold and that any fraud or upselling shall be considered as misconduct against his

license. In the event of violation of any of the conditions of probation, his license 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 listed above.

**Mabe, Darren S.**  
**Asheville, NC**  
**License# 33044, H-3-I**

Allegations of misconduct and working outside his license qualifications in the business of heating contracting in that the licensee, while he was employed as the licensee/qualifier for Blue Ridge Services of WNC, LLC, failed to have his license listed in the name of the firm in violation of NCGS § 87-21, sections NCAC 50.0405 & .0406, although the licensee requested to be made aware of all installations requiring the use of a license, the firm performed licensed work without the licensee's knowledge or permission, and a permit, which required heating group two license qualifications, was obtained without his knowledge.

Darren Mabe signed a Proposed Resolution Agreement on 05/01/2017. The license of Darren Mabe, number 33044 H-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 not perform work outside his licensing classification until properly licensed to work in these other fields, assure the board that by 05/05/2017 the open permit for the Madison County Courthouse is closed out, and 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, license of the individual and of the firm will be suspended for a period of three 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.

**McCraw, Ronald W.**  
**Gastonia, NC**

**License# 30096, H-3-I**

Allegations of misconduct in the business of heating contracting in that the licensee failed to seal the supply plenum at the air handler when he installed a new 2 ton heat pump, failed to obtain a permit prior to commencing work in violation of NCGS 87-21, section 50.0402, failed to request final inspection within 10 days of substantial completion of the work, and violated the State Mechanical Code.

Ronald McCraw signed a Proposed Resolution Agreement on 11/16/2016. Resolution Conference held 05/11/2017. Review Committee recommended to approve the signed agreement dated 11/16/2016.

The license of Ronald McCraw, number 30096 H-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, 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, his license 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 listed above.

**Morton, Kelly Z.**  
**Central Environmental**  
**Systems & Services, Inc.**  
**Charlotte, NC**  
**License# 11324, H-2&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 perform proper load calculation(s), violated the minimum standard of the North Carolina State Mechanical Code, and the installation subsequently had a condensation leak that damaged the ceiling of the home (which has now been resolved).

Resolution Conference held 05/11/2017.

The license of Kelly Morton, number 11324 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, licensee shall enroll in, attend and complete the series of Special Mechanical Code courses and the Special Board Laws & Rules course. In the event of violation of any of the conditions of probation, his license 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 listed above.

**Skiscim, Adam D.**

**d/b/a Bath Fitter**

**Charlotte, NC**

**License# 32999, P-I**

Allegations of misconduct and selling his license in the business of plumbing contracting in that

the licensee allowed his license number to be used to obtain plumbing permits for an unlicensed contractor where the licensee did not hold executed contracts with the proper owner(s) and not receive all of the contractual payment(s) in violation of 21 NCAC 50.0402(b), .0403, .0406. Adam Skiscim signed a Proposed Resolution Agreement on 02/01/2017.

Resolution Conference held 05/12/2017. Review Committee recommended approving the signed agreement dated 02/01/2017.

The license of Adam Skiscim, number 32999 P-I, and that of the firm shall be placed on unsupervised probation for a period of twelve months. Among other requirements during the probation, licensee must only enter into properly administered joint venture contracts with other properly licensed contractors, and 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, his license 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 listed above.

**Smith, Max E.**

**Albemarle, NC**

**License# 3588, H-3-I**

Allegations of misconduct 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, contracted and performed work outside his current licensing qualifications in that the firm, Cole's Comfort Contractors, LLC, contracted for and replaced 15 tons of HVAC equipment on a 25 ton building outside the H-3-I license held, on December 19, 2017 Mr. Smith met with the Resolution Review Committee (RRC) in reference to complaint file number 2016-323. The RRC agreed to place a decision on hold for 60 days (from December 19, 2016) with the agreement that both JR Cole and Chad Tolbert would take the board examination by February 19, 2017 and that failure to meet the timeframe would require Mr. Smith to be re-invited before the RRC and that his license would be suspended, but if both persons took the examination within the timeframe then the case would be closed. The timeline was not met and the agreement was violated.

Resolution Conference held 05/11/2017. The license of Max Smith, number 3588 H-3-I, and the license of the firm be suspended for a period of twelve (12) months. Upon successful completion of the suspension, his license, number 3588 H-3-I, and that of the firm shall be placed on supervised probation for a period of twenty-four (24) months. In the event of violation of any of the conditions of probation, his license 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 listed above.

**Sumner, Cory T.**

**Granite City Heating & Air**

**Mt. Airy, NC**

**License# 33039, H-3-I**

Allegations of misconduct in the business of heating contracting in that the licensee contracted and performed heating group two work outside the limitations of his license by contracting and performing the modification of a duct system in a commercial building, and failed to have his license issued in the same manner he conducted business.

Cory Sumner signed a Proposed Resolution Agreement on 05/24/2017.

The license of Cory Sumner, number 33039 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, perform no work outside his licensing classification held, until properly licensed to work in these other fields, within twenty-one (21) business days, 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 completed the required trade name change on 06/06/2017. 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, license of the individual and of the firm will be suspended for a period of six 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 listed above.

**Teague, Billy Ray**

**Blue Ridge Air**

**West Jefferson, NC**

**License# 28213, H-3-I, H2**

Allegations of misconduct and working outside his license qualifications in the business of

heating contracting by performing installations that required heating group two license qualifications.

Billy Ray Teague signed a Proposed Resolution Agreement on 01/30/2017.

Resolution Conference held 05/12/2017.

Review Committee recommended approving the signed agreement dated 01/30/2017.

The license of Billy Teague, number 28213 H-3-I, H2 and that of the firm shall be placed on unsupervised probation for a period of twelve months. Among other requirements during the probation, licensee must not contract and or perform work outside the limitations of his license until he is properly licensed, and 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, his license 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 listed above.

**Thomas, Walter H.**  
**A A Express Plumbing Service, Inc**  
**Atlantic Beach, NC**  
**License# 18993, P-I**

Allegations of misconduct in the business of plumbing contracting in that the licensee failed to provide adequate supervision for work performed under his license. Walter Thomas signed a Proposed Resolution Agreement on 05/09/2017. The license of Walter Thomas, number 18993 P-1, and that of the firm shall be placed on supervised probation for a period of twelve (12) months. Among other requirements during the probation, licensee shall enroll in, attend and complete the Special Board Laws & Rules course, ensure that a licensee of the firm who holds the proper licensing qualification shall personally and thoroughly review all phases of work to assure that all installations meet or exceed the minimum standard of the North Carolina State Code prior to all inspection requests, ensure that the licensee of the firm or a properly licensed and qualified technician of the firm shall personally be present on all jobs when work that requires a license is being performed, and 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. 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 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.

**Wilson, Kurtiss R.**  
**American Air & Electric Inc.**  
**Shallotte, NC**  
**License# 24276, H-3-I**

Allegations of misconduct and working without a license in the business of heating contracting in that the licensee contracted and perform work that required heating group two license qualifications.

Kurtiss Wilson signed a Proposed Resolution Agreement on 04/20/2017. The license of Kurtiss Wilson, license, number 24276 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, licensee shall enroll in, attend and complete the Special Board Laws & Rules course, and perform no work outside his licensing classification until properly licensed to work in these other fields. 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 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.

**Winston, Correy W.**  
**Winston Comfort Systems, LLC**  
**Charlotte, NC**  
**License# 30998, H-3-II**

Allegations of misconduct and incompetence in the business of heating contracting in that the licensee failed to

provide heat into the new addition in violation of the NC Mechanical Code, and failed to perform a duct design. Resolution Conference held 05/09/2017. The license of Correy Winston, number 30998 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, licensee shall enroll in, attend and complete the Special Board Laws & Rules course. Within thirty (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 properly provide heating in the new addition to meet the minimum standard of the NC Code. 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 forty-five (45) days of approval of this order. This work shall be performed at the expense of the contractor. In the event of violation of any of the conditions of probation, his license 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 listed above.

**Wright, Allen W.**  
**Plumb 4 U + More LLC**  
**Lincolnton, NC**  
**License# 07268, P-I**

Allegations of misconduct in the business of plumbing contracting in that the licensee paid an unlicensed individual for the years of 2014 and 2015 without withholding taxes from his pay, and failed to issue W-2's to the individual for those tax years in violation of 21 NCAC 50.0512.

Allen Wright signed a Proposed Resolution Agreement on 05/02/2017. The license of Allen Wright, number 7268 P-I, and that of the firm shall be placed on unsupervised probation for a period of 12 months. Among other requirements during the probation, the licensee shall enroll in, attend and complete the Special Board Laws & Rules course, and licensee will ensure that all

employees that work for the firm are paid by method of W-2, making them bona-fide employees of the firm per the State Boards Laws and Rules. 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 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

### **Austin II, Charles Aaron Morganton, NC**

Allegations of plumbing contracting without a valid license. Judgment of Permanent Injunction filed 3/30/17 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

### **Aycock, Michael B. Warrenton, NC**

Allegations of plumbing contracting without a valid license. Judgment of Permanent Injunction filed 4/20/17 enjoining respondent from engaging in business as plumbing or heating contractor until properly licensed to do so.

### **Bagwell Jr., George Charlotte, NC**

Allegations of heating contracting without a license. Judgment of Permanent Injunction filed 3/20/17 enjoining respondent from engaging in business as plumbing or heating contractor until properly licensed to do so. Defendant served by US mail 3/28/17.

### **Berryhill, Erick Howard Shelby, NC**

Allegations of heating contracting in contempt of prior order of the Court. . Order of Contempt entered 5/22/17 sentencing Mr. Berryhill to 30 a 30 day suspended sentence and ordering partial restitution in to the homeowner.

### **Brown, Kenneth Residential Physicians LLC Durham, NC**

Allegations of heating contracting without a valid license. Judgment of Permanent Injunction filed 4/11/17 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

### **Brown, Terry Alexander Riverside Plumbing Newton, NC**

Allegations of plumbing contracting without a license. Judgment of Permanent Injunction

filed 5/2/17 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so. Defendant served 5/9/17.

### **Capps, Daniel Coyt D & K Services Fayetteville, NC**

Allegations of plumbing contracting without a license. Judgment of Permanent Injunction filed 3/30/17 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so. Defendant served 5/23/17.

### **Carpenter, Jimmy Wayne Wendell, NC**

Application to sit for P-I exam. Issues with Affidavits of work improperly notarized and disputes as to false representation of jobs completed. Consent Order signed by parties and approved by Board 3/14/17 placing Mr. Carpenter's license on supervised probation for 24 months contingent upon submission of appropriate application and passing the exam.

### **Carter, Jaime Craig Dallas, NC**

Allegations of heating contracting in contempt of prior order of the Court. Order of Contempt entered 2/20/17 sentencing Defendant to 30 days suspended sentence and an active jail sentence of 48 hours in the Gaston County Jail and a fine of \$500.00.

### **Chapman, John C. Concord, NC**

Allegations of plumbing and heating contracting without a valid license. . Judgment of Permanent Injunction filed 3/30/17 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

### **DiMola, Frank Monroe, NC**

Allegations of heating contracting without a license. Judgment of Permanent Injunction filed 3/30/17 enjoining the Defendant from engaging in business as a plumbing or heating

contractor until properly licensed to do so.

### **Farrin, Alan Newport, NC**

Allegations of heating contracting without a valid license. Judgment of Permanent Injunction filed 5/1/17 enjoining respondent from engaging in business as plumbing or heating contractor until properly licensed to do so

### **Fields Jr., Danny Stanley, NC**

Allegations of heating contracting without a license. Judgment of Permanent Injunction filed 4/20/17 enjoining respondent from engaging in business as plumbing or heating contractor until properly licensed to do so.

### **Gregory, Wade d/b/a Wade Gregory's Repair Service Dunn, NC**

Allegations of plumbing contracting without a license. Judgment of Permanent Injunction filed 3/2/17 enjoining respondent from engaging in business as plumbing or heating contractor until properly licensed to do so.

### **Guthrie, Robert Allen Newport, NC**

Allegations of heating contracting without a license. Judgment of Permanent Injunction filed 5/23/17 enjoining respondent from engaging in business as plumbing or heating contractor until properly licensed to do so.

### **Hobbs, Stephen Hampstead, NC**

Allegations of heating contracting without a license. Judgment of Permanent Injunction filed 3/7/17 enjoining respondent from engaging in business as plumbing or heating contractor until properly licensed to do so.

### **Jones, John Gastonia, NC**

Allegations of plumbing contracting without a valid license. Judgment of Permanent Injunction filed 3/7/17 enjoining respondent from engaging in business as plumbing or heating contractor until properly licensed to do so.

**Mabry, Ryan Scott****Pinebluff, NC**

Allegations of heating contracting without a license. Judgment of Permanent Injunction filed 4/10/17 enjoining respondent from engaging in business as plumbing or heating contractor until properly licensed to do so.

**McBride, Paul Matthew****Newport, NC**

Allegations of heating contracting without a valid license. Judgment of Permanent Injunction filed 3/2/17 enjoining respondent from engaging in business as plumbing or heating contractor until properly licensed to do so.

**Moye, Dave****Fern Valley Contracting, LLC****Sanford, NC**

Allegations of plumbing contracting without a valid license. Judgment of Permanent Injunction filed 5/23/17 enjoining respondent from engaging in business as plumbing or heating contractor until properly licensed to do so.

**Nappi, Jason**

Formal Hearing on application held in May. Order issued May 23, 2017 allowing applicant to sit for the business and technical parts of the Heating Group 3, Class II exam upon completion of application provided by the Board, including the requisite demonstration of experience on forms provided by the Board based on work in NC, SC or FL.

**North, Nehemiah****Northco Heating & Cooling****Cary, NC**

Allegation of heating contracting without a license. Judgment of Permanent Injunction filed 5/16/17 enjoining respondent from engaging in business as plumbing or heating contractor until properly licensed to do so.

**Owens, Jeffrey W.****Commercial Mechanical****Fort Mill, SC**

Allegations of heating contracting without a license. Judgment of Permanent Injunction filed 3/2/17 enjoining respondent from engaging in business as plumbing or heating contractor until properly licensed to do so.

**Pack, Jeffrey****Hampstead, NC**

Allegations of heating contracting without a valid license. Judgment of Permanent Injunction filed 2/21/17 enjoining the Defendant from engaging in business as a heating or heating contractor until properly licensed to do so.

**Rhew, Stephen****Jacksonville, NC**

Allegations of failure to obtain permit, code violations, failure to provide supervision and failure to use bona-fide employees. Order issued April 24, 2017 placed the license of Stephen Rhew on unsupervised probation for 2 years; suspending the license of Draining Pros, Inc. for 6 months to be followed by supervised probation for 24 months with provisions for the owner, Brad Cook, take and pass the P-I exam within 18 months or any firms associated with Brad Cook will be suspended until he passes the exam.

**Richmond, Daniel****Raleigh, NC**

Allegations of heating contracting in contempt of prior order of the Court. Order of Civil Contempt filed on April 3, 2017 ordering the Defendant to pay partial restitution to the Defendant and sentencing the Defendant to a 30 day suspended sentence if he fails to do so.

**Sawyers, Bruce****d/b/a Carolina Renovators****High Point, NC**

Allegations of plumbing contracting without a license. Judgment of Permanent Injunction filed 2/13/17 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

**Sims, Daryl****d/b/a Sims Property Services, LLC****Union Mills, NC**

Allegations of plumbing contracting without a license. Judgment of Permanent Injunction filed 2/21/17 enjoining respondent from engaging in business as plumbing or heating contractor until properly licensed to do so.

**Smith, Jonathan****Ahoskie, NC**

Allegations of heating contracting without a valid license. Judgment of Permanent Injunction filed 3/31/17 and forward to Sheriff for service.

**Smith, Phillip****d/b/a Topps All Handyman****a/k/a Plumbers on Demand****Ahoski, NC**

Allegations of plumbing contracting without a license. Judgment of Permanent Injunction filed 2/17/17 enjoining respondent from engaging in business as plumbing or heating contractor until properly licensed to do so.

**Walker, Mickey****Aberdeen, NC**

Allegations of plumbing and heating contracting without a license. Judgment of Permanent Injunction filed 5/23/17 enjoining respondent from engaging in business as plumbing or heating contractor until properly licensed to do so.





State Board of Examiners of Plumbing,  
Heating & Fire Sprinkler Contractors  
1109 Dresser Ct., Raleigh, NC 27609  
Phone: (919) 875-3612  
Fax: (919) 875-3616

### Address Change Form

Licensee's Full Name \_\_\_\_\_

License # \_\_\_\_\_ E-mail Address \_\_\_\_\_

Phone number (     ) \_\_\_\_\_ Fax (     ) \_\_\_\_\_

#### BUSINESS ADDRESS

Mailing

\_\_\_\_\_ Street or PO Box \_\_\_\_\_ City \_\_\_\_\_ NC \_\_\_\_\_ Zip Code

Physical

\_\_\_\_\_ Street \_\_\_\_\_ City \_\_\_\_\_ NC \_\_\_\_\_ Zip Code

#### HOME ADDRESS

Mailing

\_\_\_\_\_ Street or PO Box \_\_\_\_\_ City \_\_\_\_\_ NC \_\_\_\_\_ Zip Code

Physical

\_\_\_\_\_ Street \_\_\_\_\_ City \_\_\_\_\_ NC \_\_\_\_\_ Zip Code

Licensee's Signature \_\_\_\_\_ Date \_\_\_\_\_