



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

January 2018

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

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Dale Dawson Recognized for 25 Years of Service



Board Chairman Jeffrey Dunn recently presented Executive Director Dale Dawson with a plaque bearing a Board Resolution recognizing his 25 years of service with the Board.

Mr. Dawson obtained his Plumbing-Class I license in 1983 and worked full-time in the new and existing residential and commercial plumbing trade for 9 years.

He began employment with the Board on December 1, 1992 as an Administrative Officer assigned to the western region of the state. In 2003, he was named as Senior Administrative Officer and assumed supervisory responsibilities for the field staff of 4, traveling the state extensively in the performance of his duties. During his 14 years in the Administrative Officer capacity, his primary responsibilities included investigations and presenting educational material on behalf of the Board.

In 2006, he was named as Assistant Executive Director and assumed additional management and supervisory responsibilities. In October, 2007, Mr. Dawson was appointed to the position of Interim Executive Director. Following a lengthy selection process, the Board unanimously approved his appointment as Executive Director on April 15, 2008. His experience as both a contractor and Board employee brings a great deal of knowledge and real world experience to the position. As the Executive Director, he is directly involved in the complaint investigations, resolution conferences, formal hearings, educational courses, legal proceedings, application review, examinations, licensing, budgeting, and management of the day-to-day operations of the Board staff. He is also actively involved in maintaining working relationships with a number of industry related officials and organizations in the various trades that the Board is charged with regulating.

Mr. Dawson's business and management philosophy is simple: to operate the Board like a business instead of a bureaucratic governmental agency, and to build a staff of quality employees who are committed to serving the licensees and citizens of our State. As a self-supported Board, funded only by fees charged for licensing and other services, the Board must operate within the limits of an annual budget. Unlike governmental agencies, there is nowhere to go for additional funds if expenses outpace revenues. Guided by those principles since taking charge in 2007, the Board's total assets have increased by 16.52% while the total liabilities have decreased by 25.99%. This puts the Board in a healthy financial position, which in turn helps to keep licensing and processing fees very affordable for applicants, contractors and technicians while maintaining the ability to provide quality services to those who do business with the Board. The use of technologies and streamlined procedures in the office and field has allowed for the reduction of 3 full-time and 5 part-time positions, with an overall improvement in customer service.

Mr. Dawson has also sought to make certain activities more convenient for the licensees of the Board. Resolution conferences, previously only held in Raleigh, are now held at various locations across the state which has eliminated the need for hundreds of licensees to drive to Raleigh. The Laws and Rules class is also provided in both the east and the west, and is free of charge to anyone who wishes to attend. Online renewal is also available for licensees, with plans for more online functionality in the near future.

The Board and staff congratulate Mr. Dawson for a quarter-century of service to the licensees of the Board and the citizens of North Carolina, and look forward to many more years of his expert leadership.

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Have You Renewed Your License for 2018?

IMPORTANT REMINDER

All Board-issued licenses expired on December 31st

As of January 15th, the Board's records indicated that there were still over 2,500 of approximately 14,000 licensees who have not yet renewed their license for 2018. In other words, over 15 percent of our licensees who are eligible to renew have not yet done so.

If you are among those who haven't yet renewed, your license is currently expired. You (as well as your firm and it's employees) can no longer legally engage in any work which requires a license after that date.

Local inspection departments will check to see if the license is valid before issuing permits, and if the license is expired the permit will not be issued. Code Officials may also issue Stop Work Orders on any jobs that are in progress until the license is renewed, and any licensee or firm who continues to engage in activities requiring a license while expired may face disciplinary action from the Board for doing so without a valid license.

Licenses that expired in 2017 may be renewed during the month of January, 2018 without a late renewal processing fee. Please understand that January is not a "grace period" of any sort for the license. It is simply an opportunity to renew an expired 2017 license without paying a late fee. On February 1, 2018, the late renewal fee of \$25.00 will be added to the renewal fee.

Licenses that expired in 2015 or 2016 may be also be renewed by paying all licensing back fees, and the late renewal fee will apply, even during January. As of January 1, 2018, licenses that expired in 2014 are now in 'Retired' status and cannot be renewed. In order to reinstate a retired license, the individual must reapply to the Board and pass the required examination(s).

Licenses that expired in 2017 may be renewed using our online portal if there are no changes in the trade name or any sub-licensees. Paper renewal forms were mailed to the address of record for all licenses during early October, and contain the Username and Password needed for online renewal. If you wish to renew online and did not receive or have lost your form, you may call our office for assistance. Recent changes to the North Carolina General Statutes regarding employee misclassification have made it necessary for the Board to add an addition requirement to the renewal forms. If submitting a paper form, please make sure that you are using the revised form that contains the following statement under the signature line:

"By signing this form I attest that all information is correct . I also certify that I have read the Public Notice Statement on the website and that I understand it. I have not been investigated for employee misclassification. If I have been investigated, I have attached the results of the investigation to this renewal form."

If you wish to renew by paper form and a check or money order, and did not receive or have lost your form, renewal forms may be downloaded from our website and mailed to or brought by our office for processing.

If you did not receive a renewal form by mail, please use the License Search feature on our website to verify that your mailing address is correct. If not, please complete an Address Change Form (also available on the website) and mail, fax, or e-mail it to our office so that your record can be updated with the current and correct information.

North Carolina State Agencies

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

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Kerry Waldroup

Complaint Coordinator
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Administrative Officer (Field Staff) Directory

Fax for all Administrative Officers: 919-875-3616

Jonathan Yerkes

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North Central Region
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Scott Bilsky

Eastern Region
919-602-9095 or sbilsky@nclicensing.org

David Boulay

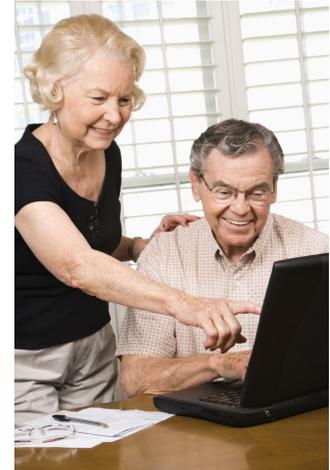
Western Region
828-234-2719 or dboulay@nclicensing.org

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

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.



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 - 2018 without Sub-licensees
2. Renewal Form - 2018 with Sublicensees
3. Renewal Form - 2018 and Previous Year(s) without Sub-Licensees
4. 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

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>
Bittner, Michael L.	Indian Trail, NC	8/31/2017	Kuykendall, Nathan E.	Lexington, NC	9/6/2017
Brummitt, Michael L.	Oxford, NC	10/5/2017	Mason III, Jacob B.	Denver, NC	9/28/2017
Clark, Corey A.	Hickory, NC	8/16/2017	McAllister, Jack A.	Matthews, NC	9/28/2017
Compton, Noah M.	Brevard, NC	8/28/2017	Miles, Glenn D.	Greensboro, NC	10/4/2017
Garrett Jr., George E.	Denver, NC	9/28/2017	Noble, Harlan L.	Garner, NC	9/7/2017
Hardee, Wilbur	Greenville, NC	9/7/2017	Phillips Jr., James M.	China Grove, NC	6/22/2017
Herms, Timothy E.	Monroe, NC	9/14/2017	Whitley, Ricky H.	Smithfield, NC	9/7/2017
Johnson IV, James D.	Julian, NC	3/16/2017			

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>
Angarone, Matt	Wake Forest, NC	11/1/2017	Kloppenborg, Erik J.	Charlotte, NC	11/6/2017
Broadhead, Daniel F.	Hampstead, NC	10/26/2017	McLean, Daren	Lillington, NC	11/21/2017
Covington, Lee H.	Rockingham, NC	11/20/2017	Mitchum, William G.	Forest City, NC	11/29/2017
Ganesan, Ani	Tampa, FL	10/30/2017	Sovie, John A.	Wilmington, NC	11/2/2017
Genslak, Frank C.	Fletcher, NC	12/11/2017	Spinks, Michael	Ramseur, NC	12/19/2017
Greene, Matthew E.	Forest City, NC	12/18/2017	Vaquiz, Roger A.	Durham, NC	10/26/2017
King, Joel S.	Kernersville, NC	10/25/2017	Walton, Michael E.	Morehead City, NC	11/14/2017

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) or upon written request to the Board's office.

Acosta, Ezequiel L.
d/b/a Acosta Heating & Cooling
Charlotte, NC

License# 04735, H-2&3-I

Allegations of misconduct and incompetence in the business of heating contracting in that the licensee failed to perform complete load calculation and duct design in reference to the existing equipment where load was removed from the existing equipment, violated the minimum standard of the North Carolina State Mechanical Code, failed to provide adequate supervision, and failed to carry out adequate ductwork installation and system design.

Resolution Conference held 09/28/2017.

The license of Ezequiel Acosta, number 4735 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 the licensee violates the conditions of probation, license of the individual and of the firm will be suspended for a period of four (4) months, with the requirement that prior to the suspended license being reinstated, he agreed to comply with all of the probation provisions.

Agnolutto, Louis
Raleigh, NC

License# 08779, H-2&3-I

Allegations of misconduct and incompetence in the business of heating contracting in that the licensee failed to install the 5 ton system contracted for and installed a 2 ton heat pump, and violated the State Mechanical Code.

Carla Agnolutto, who has Power of Attorney for Louis Agnolutto, signed a Proposed Resolution Agreement on 10/19/2017.

The license of Louis Agnolutto, number 8779 H-2&3-I, shall be surrendered to the Board. The license surrender will be considered as a licensing revocation.

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

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

Allegations of misconduct and incompetence in the business of heating contracting in that the licensee failed to request inspections within 10 days of substantial completion of work, failed to obtain final inspections, failed to provide adequate supervision, violated the minimum standard of the North Carolina State Mechanical Code, violated the mini-

um standard of the North Carolina State Fuel Gas Code, and violated his probation.

Resolution Conference held 11/13/2017.

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 twenty-four (24) months. Among other requirements during the probation, licensee shall enroll in, attend and complete the series of Special Mechanical Code courses, 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 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.

Blackburn, Kenneth Ray
Blackburn Mechanical Incorporated
Stanley, NC

License# 23032, H-1,2&3-I

Allegations of misconduct in the business of heating contracting in that the licensee gave false information to the board's investigator in a sworn statement during the inquiry of a complaint, failed to obtain permit(s) prior to commencing work, failed to request inspections within 10 days of substantial completion of work, and failed to obtain final inspections.

Resolution Conference held 12/06/2017.

The license of Kenneth Blackburn, number 23032 H-1,2&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, 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.

Bradley, William Odie
Bill Bradley Plumbing, Inc.
Washington, NC

License# 9750 P-I

Allegations of misconduct and incompetence in the business of plumbing contracting in that the licensee failed to provide adequate supervision, and violated the minimum standard of the North Carolina State Plumbing Code.

Resolution Conference held 11/27/2017.

The license of William Bradley, number 9750 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 Plumbing 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 probation provisions.

Bryant, Roger Dwayne
Bryant Heating & Air
Madison, NC

License# 23584 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 maintain the load calculation(s) and failed to provide the load upon request, eliminated individual returns and failed to provide for area of transfer, and violated the minimum standard of the North Carolina State Mechanical Code.

Resolution Conference held 12/05/2017.

The license of Roger Dwayne Bryant, number 23584 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 Mechanical 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 probation provisions.

Charles, Christopher D.
Green Earth Plumbing LLC
Huntersville, NC

License# 33145 P-I

Allegations of misconduct in the business of plumbing contracting in that the licensee violated the previous agreement in that Mr. Charles was convicted of Driving While License Revoked on or about February 11, 2016 and continued to drive today at will and failed to notify the board within 15 days of the conviction.

Resolution Conference held 09/29/2017.

The license of Christopher Charles, number 33145 P-I, and the license of the firm shall be suspended for a period of three (3) months, beginning when this agreement is approved by the Board. The suspension shall be held in abeyance provided that the licensee does not violate the probation. The license of Christopher Charles, number 33145 P-I, and that of the firm shall be placed on supervised probation for a period of thirty-six (36) months. Among other requirements during the probation, license shall have no additional citation(s), arrest(s) or conviction(s) for any reason. In the event licensee has any additional citation(s), arrest(s) or conviction(s), he must notify the board in writing and via email (information@nclicensing.org) within 15 days of any citation or arrest. Have no additional Driving While License Revoked Charges starting today, September 29, 2017, and through the end of the thirty-six (36) month probation. No longer operate a motor vehicle in North Carolina without hold a valid North Carolina driver's license or Temporary Driving Privilege License issued by the Department of Motor Vehicle or the NC Court System. If it is discovered that Mr. Charles is illegally operating a motor vehicle in North Carolina, this will be considered a violation of this order and will result in suspension of the license 33145 P-I. 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 in addition to the ninety (90) days that was held in abeyance, 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

Clayton, Thomas
Clayton Heating & A/C
Burlington, NC
License# 13445 H-2&3-I

Allegations of misconduct in the business of heating contracting in that the licensee failed to obtain a permit prior to commencing work, and violated the State Mechanical Code. Thomas Clayton signed Proposed Resolution Agreement on 06/19/2017.

The license of Thomas Clayton, number 13445 H-2 & 3-I, and that of the firm shall be placed on a supervised probation for a period of (12) twelve months. Within (7) seven days, licensee shall remove his license from Pro Plumbing Heating & Cooling and properly list his license in the name of his business. Among other requirements during the probation, the licensee shall enroll in, attend and complete the series of Special Mechanical Code. 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.

Cole, Brent Edward
Coles Heating & Cooling, LLC
Weaverville, NC
License# 31648 H-2&3-I

Allegations of misconduct in the business of heating contracting in that the licensee failed to obtain a permit prior to commencing work, and allowed his license number to be used by Affordable Comfort to contract installations, obtain permits and install mechanical systems in violation of 21 NCAC 50.0402(b).

Brent Cole signed Proposed Resolution Agreement on 08/25/2017.

The license of Brent Cole, number 31648 H-2-3-I, and that of the firm shall be placed on a unsupervised probation for a period of twelve (12) months. By 09/01/2017, licensee will update his contact information with the board. By 09/07/2017, licensee will provide the board with a copy of the permit, final inspection and load calculation. 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.

Cole, Hugh Thesley Jr.
Lawrenceville, GA
License# 13142 H-1,2&3-I

Allegations of misconduct and incompetence in the business of heating contracting in that the licensee, failed to provide supervision, the license was being used by J. R. Hobbs Co.

– Atlanta, LLC, who was subcontracting installations to unlicensed subcontracting firms, obtained many permits in North Carolina and allowed his license number to appear on a permit on a job where the licensee did not sign the contract with the owner or general contractor and did not provide any supervision, was only actively employed by the firm 5 to 10 hours weekly and did not meet the 1500 hour minimum or all hours work requiring a license was being performed in North Carolina.

Resolution Conference held 11/13/2017.

The license of Hugh Cole, Jr., license number 13142 H-1,2&3-I, and the license of the firm

be suspended for a period of twenty four (24) months. Among other requirements during the suspension, licensee shall enroll in, attend and complete the Special Board Laws & Rules course.

Upon successful completion of the suspension, the license of Hugh Cole, Jr., number 13142 H-1,2&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, 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.

Covington, Danny Ray
Covington Heat & Air
Brevard, NC
License# 20453 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 failed to perform load calculation(s).

Resolution Conference held 11/13/2017.

The license of Danny Covington, number 20453 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, 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, 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.

Crump, Michael G.
Newell & Crump Heating & Cooling, LLC
Midland, NC
License# 22798 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 provide adequate supervision, failed to perform load calculation(s), and violated the minimum standard of the North

Carolina State Fuel Gas Code. Resolution Conference held 09/28/2017.

The license, number 22798 H-3-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, 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 shall be suspended for a period of four (4) 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..

Daniels, Leslie Gerald
Daniels Mechanical Services, LLC
Goldsboro, NC
License# 29341 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 perform Manual J room by room load calculation of a new system installation, failed to perform a Manual D duct design, instead used a ductlator and total system CFM output to design the system, failed to perform a Manual S for equipment selection, and failed to provide area of transfer from each room in the house to the return.

Resolution Conference held 11/30//2017.

The license of Leslie Daniels, number 29341 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, within sixty (60) days from approval of the order and at his discretion, the licensee agreed to do one of the following: (1) refund to the homeowner, Burnice Richard Smith, the total contractual amount of \$15,196.00, licensee shall receive the equipment (condensing unit and air handler) installed at Mr. Smith's home. Licensee agreed to leave the duct system installed in place. The second option is for the licensee to hire, at his own expense, a licensed heating contractor, which contractor shall obtain a permit from the local inspection department, perform a thorough room by room Manual J, Manual D & Manual S calculation, and to install the proper sized equipment and duct system per the calculation in this home. The third option is for the licensee to return to this home, obtain a permit

from the local inspection department, perform a thorough room by room Manual J, Manual D & Manual S calculation, and to install the proper sized equipment and duct system per the calculation in this home. The licensee shall enroll in, attend and complete the series of Special Mechanical 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 probation provisions.

Delemo, Alexander, John, Jr.
A+ Quality Plumbing
Charlotte, NC
License# 19656 P-I & RFSC

Allegations of misconduct and incompetence in the business of heating contracting in that the licensee contracted HVAC work while only holding a Plumbing Class I License, working outside his license, subcontracted the HVAC installation to an unlicensed person, homeowner reported personal items missing from the home after the HVAC installation was performed, 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), allowed the use of license by unlicensed persons by issuing 1099's to unlicensed persons, and violated the minimum standard of the North Carolina State Mechanical Code.

Resolution Conference held 09/27/2017.

The license of Alexander Delemo, license, number 19656 P-I & RFSC, 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 ninety (90) days of approval of this agreement assure that the homeowner has hired a properly licensed contractor, which contractor shall obtain a permit, correct any issues with the HVAC installation and obtain a final inspection. The above costs to hire a licensed HVAC contractor and any expenses in bring the job up to code and obtaining a final inspection shall be performed at the expense of Alexander Delemo. 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.

Edwards, William Thomas II
Greenville, NC
License# 30369 H-2&3-I

Allegations of misconduct in the business of heating contracting in that the licensee failed to request final inspection within 10 days of substantial completion of the work.

William Edwards signed Proposed Resolution Agreement on 12/04/2017.

The license of William Edwards, number 30369 H-2&3-I, and that of the firm shall be placed on unsupervised probation for a period of twelve (12) months. Assure that all installations that have been performed under his license, that have not been permitted or inspected, shall receive an approved final inspections within 60 days. 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.

Evans, David Keith II
Clayton, NC

Allegations of misconduct during the application process to sit for the heating group 3, class I examination in that the applicant failed to provide proof of good moral character by performing an installation (January 2017) without a license.

Resolution Conference held 11/27/2017.

The applicant, David Keith Evans, is approved to sit for the examination and upon passing the examination that his license and the license of the firm shall be placed on unsupervised probation for a period of twelve (12) months. The licensee 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, 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.

Evans, John Mark
Holly Springs, NC
License# 32205 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 Carolina State Plumbing Code.

Resolution Conference held 11/29/2017.

The license of John Mark Evans, number 32205 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, 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 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.

Fantino, Mike D.

**Pinto Fire Protection, LLC
Concord, NC**

License# 30626 FS

Allegations of misconduct in the business of fire sprinkler contracting in that the licensee operated a LLC after the Secretary of State revoked the Certificate of Authority, and utilized designs from non-licensed Professional Engineers (PE).

Resolution Conference held 09/27/2017.

The license of Mike Fantino, number 30626 FS, and that of the firm shall be placed on unsupervised probation for a period of twenty-four (24) months. Among other requirements during the probation, licensee shall enroll in, attend and complete the series of 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 (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.

Gibson, Michael Benjamin

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 entering into an illegal labor provider contract that did not require payroll tax obligations, for persons working under his license

by the labor provider firm, to be withheld by the firm or allocated to be withheld by the labor provider.

Resolution Conference held 12/08/2017.

The license of Michael Gibson, number 31633 FS, and that of the firm shall be placed on supervised probation for a period of eighteen (18) 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 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.

Gordon, Forrest M.

**Customer First Heating and Cooling
Saluda, NC**

License# 28732 H-3-I

Allegations of misconduct in the business of heating contracting in that the licensee contracted heating group two work without valid license qualifications.

Forrest Gordon signed Proposed Resolution Agreement on 10/18/2017.

The license of Forest Gordon, number 28732 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 (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.

Harrell, John T.

J. T.'s Plumbing

Elon College, NC

License# 23919 P-II

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

John Harrell signed Proposed Resolution Agreement on 11/06/2017.

The license of John Harrell, number 23919 P-II, 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 Special Board

Laws & Rules course and the series of Special Fuel Gas Code and Design courses. 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.

Houser, Brian S.

**Reinhardt Heating and Air-Conditioning, Inc.
Lincolnton, NC**

License# 17481 H-2&3-I

Allegations of misconduct, incompetence and gross negligence 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, violated the minimum standard of the North Carolina State Mechanical Code, violated the minimum standard of the North Carolina State Fuel Gas Code, failed to install gas piping correctly, failed to provide load calculation upon request and failed to maintain load calculation(s), failed to perform duct design, exposed occupant of home to a gas leak.

Resolution Conference held 09/27/2017.

The license of Brian Houser, number 17481 H-2&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 series of Special Mechanical Code courses, the series of Special Fuel Gas Code and Design courses, 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 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.

Huneycutt, William A.

Huneycutt Mechanical Inc.

Matthews, NC

License# 10626 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 for the installation of the water heater, failed to request inspections within 10 days of substantial completion of work for the installation of the water heater and the HVAC work, failed to obtain final

inspections for the installation of the water heater, failed to provide adequate supervision, licensee failed to perform load calculation(s) for the 2 ton system, removed a 22,175 BTU load from the existing 5 ton upstairs HVAC system without performing a load calculation to assure that the 5 ton system was not creating an oversized situation, violated the minimum standard of the North Carolina State Mechanical Code, and contracted and performed work outside current licensing qualifications.

Resolution Conference held 09/28/2017.

The license of William Huneycutt, number 10626 H-1, 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 suspension, 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 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.

Jackson, Anthony Maurice
Jackson Aire Heating & A/C, LLC
Goldsboro, NC
License# 32487 H-3-II

Allegations of misconduct and incompetence in the business of heating contracting in that the licensee failed to request inspections within 10 days of substantial completion of work, failed to obtain final inspections, failed to provide adequate supervision, failed to carry out adequate ductwork installation and system design, failed to provide board staff the load calculation upon request from the board's field staff, failed to perform a proper Manual J load calculation, violated the minimum standard of the North Carolina State Mechanical Code, and allowed the use of license by unlicensed persons by issuing 1099's to unlicensed persons.

Resolution Conference held 11/28/2017.

The license of Anthony Jackson, number 32487 H-3-II, 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, Special Mechanical 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 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.

Lawing, Edwin Lawrence
Lawing's Heating & A/C
Hickory, NC
License# 20116 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, violated the minimum standard of the North Carolina State Mechanical Code, and allowed the use of license by unlicensed persons by paying an unlicensed persons to perform work that requires a license from the board.

Resolution Conference held 11/16/2017.

The license of Edwin Lawing, number 20116 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 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.

Lebed, Mikhail P.
Leicester, NC
License# 27019 H-3-I

Allegations of misconduct and incompetence in the business of heating contracting in that the licensee violated probation, violated the minimum standard of the North Carolina State Mechanical Code, violated the minimum standard of the North Carolina State Fuel Gas Code, and failed to obtain final inspections within a reasonable timeframe.

Resolution Conference held 11/15/2017.

The license of Mikhail Lebed, number 27019 H-3-I, and that of the firm shall be placed on supervised probation for a period of thirty-six (36) 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, license of the individual and of the firm will be suspended for a period of eighteen (18) 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.

Lee, John Stanley Jr.
JL's Heating & Air, Inc.
Simpsonville, NC
License# 33343, 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 provide adequate supervision, failed to perform load calculation(s), and violated the minimum standard of the North Carolina State Mechanical Code. Resolution Conference held 12/7/2017.

The license of John Stanley Lee, Jr., number 33343 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, the licensee shall enroll in, attend and complete the Special Board Laws & Rules course. Within 90 days of the approval of this order the contractor shall return to the homes located at 13435 Crystal Springs Dr. and 13411 Crystal Springs Dr. and perform a thorough Manual J load calculation, Manual D duct design and a Manual S equipment sizing calculation. If the calculations reveals that the equipment or ductwork is improperly sized, then the contractor shall obtain a permit from the local inspection department, replace the improperly sized equipment and ductwork with properly sized equipment and ductwork and obtain a final inspection within 100 days of approval of this order. The contractor shall submit evidence to the board within ten (10) days of the final inspection and shall submit a copy of all of the calculations. This work shall be performed at no expense to the homeowners. 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.

Leone, Stephanie Ann
Zebulon, NC
Applicant

Allegations of misconduct in submitting an exam application in that the applicant misrepresented her experience by stating she had 5,200 hours when in reality she has about 500 hours, and knowingly submitted an

improperly notarized experience confirming statement with her application for examination.

Resolution Conference held 12/01/2017.

The license application of Stephanie Ann Leone and approval to take any future examination is revoked. Applicant must wait five (5) years before she can reappear before the Resolution Review Committee to seek approval to sit for the examination. Applicant must document any further experience in specific job invoice and time details documenting that she performed the work in order to accumulate the additional 3,500 hours of experience needed before she will be approved to sit for the examination.

Long, Roger Hartmann, II
Hope Mills, NC

License# 29224 H-3-II (Retired)

Allegations of misconduct in the business of heating contracting in that the licensee violated his probation and the license was suspended, and during the suspension the licensee did not resolve the issues of all of the permits still open.

Resolution Conference held 11/28/2017.

Roger Hartman Long, II, was approved to sit for the Heating Group 3 examination. Upon successfully passing the examination, his license, number 29224 H-3-II, 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 series of Special Contractor Business Management courses and the Special Board Laws & Rules course. If the licensee violates the conditions of probation, the license will be suspended for a period of twelve (12) months, with the requirement that prior to the suspended license being reinstated licensee agreed to comply with all of the probation provisions.

Lunsford, David N.
d/b/a Aire Serv of Fayetteville
Red Springs, NC
License# 28577 H-3-I

Allegations of misconduct in the business of heating contracting in that the licensee failed to obtain 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 allowed the use of license by unlicensed person.

Resolution Conference held 09/26/2017.

The license of David Lunsford, number 28577 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 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 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.

Meer, Shawn Michael
Monroe, NC

License# 24378, H-3-I

Allegations of misconduct and incompetence in the business of heating contracting in that the licensee failed to carry out adequate ductwork installation and system design, failed to provide adequate supervision, failed to perform load calculation(s), violated the minimum standard of the North Carolina State Mechanical Code, and engaged in business under a different name or style of business than appears on his license.

Resolution Conference held 12/7/2017.

The license of Shawn Michael Meer, number 24378 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, the licensee shall enroll in, attend and complete the Special Board Laws & Rules course and the Special Mechanical Design course. Within 90 days of the approval of this order the contractor shall return to the homes located at 13435 Crystal Springs Dr. and 13411 Crystal Springs Dr. and perform a thorough Manual J load calculation, Manual D duct design and a Manual S equipment sizing calculation. If the calculations reveals that the equipment or ductwork is improperly sized, then the contractor shall obtain a permit from the local inspection department, replace the improperly sized equipment and ductwork with properly sized equipment and ductwork and obtain a final inspection within 100 days of approval of this order. The contractor shall submit evidence to the board within ten (10) days of the final inspection and shall submit a copy of all of the calculations. This work shall be performed at no expense to the homeowners. 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.

Miller, Daniel J.
Dan Miller Heating & Cooling, Inc.
Greensboro, NC
License# 13023 H-2&3-I

Allegations of misconduct and incompetence in the business of heating contracting in that the licensee failed to obtain final inspections, failed to provide adequate supervision, failed to perform load calculation(s), violated the minimum standard of the North Carolina State Mechanical Code, violated the minimum standard of the North Carolina State Fuel Gas Code, obtained money and failed to complete installation (job abandonment), issued 1099's to unlicensed persons and paid unlicensed persons for performing work under his license when the unlicensed persons were not bona-fide employees, operating the corporation of Dan Miller Heating & Cooling, Inc. after the North Carolina Secretary of State administratively dissolved the corporation on or about September 28, 2015.

Resolution Conference held 09/25/2017.

The license of Daniel Miller, number 13023 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 Mechanical Code 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 four (4) 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.

Minton, Danny Lee
Millers Creek, NC
License# 15368 H-2&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/her license, and licensee presented an Affidavit in support of the examination application of Phillip Daniel Minton in which he represented that Minton was an employee. Licensee failed to withhold taxes for Mr. Phillip Minton and paid him on a Form 1099-MISC Form for tax years 2011, 2013 and 2014 without withholding taxes in violation of the Board rule 21 NCAC 50.0512.

Danny Lee Minton signed Proposed Resolution Agreement on 12/06/2017.

The license of Danny Lee Minton, number 15368, H-2-3-I, and that of the firm shall be placed on a unsupervised probation for a period of twelve (12) months. Among other

requirements during the probation, by 12/31/2017, licensee must assure that his license has been listed with the Board in the name that he currently operates his business. 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.

Murray, Adam Ray
Faith Mountain Plumbing Services, Inc.
Hendersonville, NC
License# 31470 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 provide adequate supervision, violated the minimum standard of the North Carolina State Plumbing Code, and violated his probation by violating G.S 87, Article 2 and failing to provide proper supervision to assure installations meet the minimum standard of the code. Resolution Conference held 12/072017.

The license of Adam Murray, number 31470 P-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, the licensee shall enroll in, attend and complete the Special Contractor Business Management course, the Special Plumbing Code and Design Course, 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 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.

Peguese, Kevin M.
Airtology Heating & Cooling
Greensboro, NC
License# 31488 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 before placing the unit into service, failed to provide documentation of a proper load calculation(s) upon request, issued 1099's to

unlicensed persons for performing HVAC installation work, and failed to perform installation to terms of the contract.

Resolution Conference held 09/25/2017.

The license of Kevin Peguese, number 31488 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 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 listed above.

Pendergrass, Roger
Pendergrass Holder Plumbing Co.
Winston-Salem, NC
License# 11216 P-I

Allegations of misconduct in the business of plumbing contracting in that the licensee violated 21 NCAC 50.0403 by entering into a joint venture with an unlicensed company, Morning Star Enterprises, for the installation of a solar water heater.

Roger Pendergrass signed Proposed Resolution Agreement on 10/02/2017.

The license of Roger Pendergrass, number 11216 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 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.

Poston, Alan B.
Morganton, NC
License# 17741 H-2&3-I

Allegations of misconduct and incompetence in the business of heating contracting in that the licensee failed to request inspections within 10 days of substantial completion of work, failed to obtain final inspections, failed to provide adequate supervision, failed to perform load calculation(s). Resolution Conference held 09/29/2017.

The license of Alan Poston, number 17741 H-2&3-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 probation provisions

Robinson, Kevin Edward II
Alexis, NC
License# 24067 (Retired)

Allegations of misconduct in the business of plumbing contracting in that the licensee failed to comply with the board order approved on or about February 10, 2009 in that Mr. Robinson failed to renew license in order for the suspension to go into effect and failed to obtain continuing education hours, and Mr. Robinson failed to comply or renew his license and on or after January 1, 2011 Mr. Robinson's license retired and re-licensure would require reexamination.

Resolution Conference held 12/08/2017.

Kevin Robinson was approved to sit for the examination and upon successfully passing his examination his license, number 24067 P-I, and the license of the firm be suspended for a period of twelve (12) months. Among other requirements during the suspension, the licensee shall enroll in, attend and complete the Special Board Laws & Rules course. If the licensee violates the conditions of probation, the license will be suspended for a period of twelve (12) months, with the requirement that prior to the suspended license being reinstated licensee agreed to comply with all of the probation provisions.

Sales, Brandon Sales
White & Williams
Asheville, NC
License# S.31414 H-2&3-I

Allegations of misconduct and incompetence in the business of heating contracting in that the licensee failed to provide adequate supervision, and violated the minimum standard of the North Carolina State Fuel Gas Code.

Resolution Conference held 11/13/2017.

The license of Brandon Lee Sales, number 31414 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 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.

**Sanchez-Rodriguez, Jose A.
Gastonia, NC**

License# 32852 H-3-I

Allegations of misconduct and incompetence in the business of heating contracting in that the licensee failed to carry out adequate ductwork installation and system design, failed to perform proper load calculation(s), and failed to hold a detailed written contract. Resolution Conference held 09/29/2017.

The license of Jose Rodriguez-Sanchez, number 32852 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 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 probation provisions listed above.

**Seagraves, Henry Clayton
White & Williams**

Asheville, NC

License# 15142 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 perform Manual J load calculation(s), failed to perform Manual D duct design calculation(s), engaged in business under a different name or style of business than appears on his license (has now been corrected), and failed to install a system that operated properly and required the homeowner to hire another contractor to get the system operating.

Resolution Conference held 11/14/2017.

The license of Henry Clayton Seagraves, license, number 15142 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 Special Mechanical Design course 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 probation provisions.

**Sills, Marvin Earl
Benson, NC**

License# 12195 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 sign contracts, failed to perform load calculation(s), and licensed the firm but failed to meet the minimum requirement for being in the office or on the jobs.

Resolution Conference held 11/29/2017.

The license of Marvin Sills, number 12195 H-3-I, and that of the firm shall be suspended until such time that the licensee has removed his license from the name of the firm Custom Heating & Air, LLC, beginning after approval by the Board. Upon removal the license from the name of Custom Heating & Air, LLC that license, number 12195 H-3-I, and that of the firm shall be placed on supervised probation for a period of twenty-four (24) months. Within 180 days of the approval of this order the licensee shall assure that a permit and an approved final inspection has been received on any and all jobs where work that requires a license from this board was installed or replaced by Custom Heating & Air, LLC for the time period from when the license was listed with the firm through and up until the timeframe when the license was removed from the firm, Custom Heating & Air, LLC. All costs associated in complying with this requirement shall be at the expense of the license. Within 190 days of approval of this order the licensee shall present evidence to the board of compliance with the above requirement. 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.

**Simber, Adam J.
Asheville, NC**

License# 29651 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, violated the minimum standard of the North Carolina State Plumbing Code, failed to hold a written contract, and subcontracted work from an unlicensed remodel contractor allowing your license to facilitate an illegal contract.

Resolution Conference held 12/06/2017.

The license of Adam Simber, number 29651 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, the licensee shall enroll in, attend and complete the Special Plumbing Code and Design course 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 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.

**Sinn, Larry A.
Five Star Plumbing Heating Cooling
Greer, SC**

License# 12836 PH-1,2&3-I

Allegations of misconduct and incompetence in the business of heating contracting in that the licensee failed to request re-inspection after a failed inspection, failed to obtain final inspection (to date the mechanical installation has not received a final inspection), violated the minimum standard of the North Carolina Mechanical Code, installed a supply in the basement of the home and failed to install a return for the basement area (This supply has now been abandoned and conditioned air is not being supplied to the basement area), failed to provide supervision, failed to perform a manual J load calculation, failed to perform a manual D load calculation, failed to provide a copy of the load calculation to the board's field staff upon request, and installed a single return in the upper portion of a tri-level home, Resolution Conference held 11/13/2017.

The license of Larry A. Sinn, license, number 12836 PH-1,2&3-I, and that of the firm shall be placed on supervised probation for a period of twenty-four (24) months. Within 45 days of approval of this agreement the licensee shall obtain a final passing inspection for the Henderson County Building Inspection Department for the mechanical installation performed 113 Brightwater Heights. Within 50 days of approval of this order the licensee shall submit a copy of the passing final inspection to the boards office (1109 Dresser Ct., Raleigh, NC 27609) documenting that the

permit has been closed. Within 30 days of the approval of this order the contractor shall return to the home located at 113 Brightwater Height and perform a thorough Manual J & D load calculation. If the calculations reveals that the equipment and or duct work is improperly sized, then the contractor shall obtain a permit from the local inspection department and install a properly sized and or duct work and obtain a final inspection within 45 days of approval of this order. The contractor shall submit evidence to the board within 50 days of the final inspection and shall submit a copy of his load calculation. Among other requirements during the probation, the licensee shall enroll in, attend and complete the Special Mechanical Code courses, the Special Mechanical Design course, 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 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.

Snyder, Allan Craig
Suburban Propane L.P.
Asheville, NC
License# 33467 FP

Allegations of misconduct and incompetence in the business of fuel piping in that the licensee failed to provide adequate supervision, violated the minimum standard of the North Carolina State Fuel Gas Code, and created a potential risk of personal injury or property damage.

Resolution Conference held 11/15/2017.

The license of Allan Snyder, number 33467 FP, 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 Fuel Gas Code & Design course 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 probation provisions.

Stewart, Robert Joseph
Stew's Heating and Cooling, Inc.
Brevard, NC
License# 25645 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, and failed to carry out adequate ductwork installation and system design.

Resolution Conference held 11/14/2017.

The license of Robert Joseph Stewart, number 25645 H-3-II, 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 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.

Sutton, Neil Jr.
Larkana Heating & Cooling, Inc.
Charlotte, NC
License# 33173 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 perform load calculation(s), violated the minimum standard of the North Carolina State Mechanical Code, violated the minimum standard of the North Carolina State Fuel Gas Code, failed to respond to the homeowner by appearing on the job after the issues were found.

Resolution Conference held 12/06/2017.

The license of Neil Sutton, Jr., number 33173 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, the 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, license of the individual and of the firm will be suspended for a period of four (4) 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.

Sy, Matthew Raymond
Comfort Systems of York County, LLC
Rock Hill, SC
License# 31373 H-3-I

Allegations of misconduct in the business of heating contracting in that licensed work was contracted and performed while sole licensee

for firm was out of town, no permit obtained prior to work commencing, block load calculation was performed by staff but not reviewed and approved by licensee, no supervision by licensee, code violations on installation, no inspection performed, and system leaked causing damage to homeowners property (bedroom ceiling).

Matthew Sy signed Proposed Resolution Agreement on 10/04/2017.

The license of Matthew Sy, number 31373 H-3-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. 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.

Turner, Joseph T., Jr.
J E Turner Heating & Air Conditioning
Louisburg, NC
License# 22476 H-3-II

Allegations of misconduct in the business of heating contracting in that the licensee failed to obtain a permit prior to commencing work, and failed to obtain final inspections within ten (10) days of substantial completion of the work.

Joseph E. Turner signed Proposed Resolution Agreement on 11/08/2017.

The license Joseph Turner, number 22476 H-3-II, and that of the firm shall be placed on an 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 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.

Walker, Jeffrey J.
Wilson, NC
License# 21791 FP

Allegations of misconduct, incompetence, selling his license in that the licensee allowed Bruce Mayo to purchase permits under the license with the licensees full knowledge and consent for multiple jobs contracted and installed by Mr. Mayo and licensee purchased permits under his license for Thompson Gas – Smokie Regions (multiple offices) while his license was listed in his individual name. Resolution Conference held 11/27/2017.

The license of Jeffrey Walker, number 21791 FP, and the license of the firm be suspended for a period of twelve (12) months. Among other requirements during the suspension, the licensee shall enroll in, attend and complete the Special Board Laws & Rules course. Upon successful completion of the suspension, his license, number 21791 FP, 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, 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.

Warlick, Mark
Warlick Heating & Air
Value, NC
License# 22612 H-3-I

Allegations of misconduct in the business of heating contracting in that the licensee submitted an application for H-2 licensure to the State Board of Examiners of Plumbing, Heating and Fire Sprinkler Contractors, his experience was signed for and verified; however, he was not on the payroll of a properly licensed contractor. Mark Warlick signed Proposed Resolution Agreement on 04/19/2017.

The license of Mark Warlick, number 22612, 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, 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.

Willis, Anthony D. (*)
JAS of Weaverville, LLC
Mars Hill, NC
License# 11874 PH-3-I

Allegations of misconduct in the business of heating contracting in that the licensee failed to obtain a permit(s) prior to commencing work, violated the State Mechanical Code, and failed to withhold taxes and paid an unlicensed individual using a 1099 Form in violation of the Board rule 21 NCAC 50.0512.

Anthony Willis signed Proposed Resolution Agreement on 11/07/2017.

The license Anthony Willis, number 11874, PH-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, licensee shall enroll in, attend

and complete the Special Board Laws & Rules course.

By December 15th, 2017, assure that the (4) open/expired Buncombe County permits dating back to 2015 are closed out. By November 30th, 2017 the contractor shall obtain a permit from the local code enforcement official, return to this structure located at 80 Big Sandy Mush Road, Asheville, NC 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 December 7th, 2017. This work shall be performed at the expense of the contractor. By December 15th, 2017, the contractor shall return to the other properties, properly permit and install the minisplits and obtain a final inspection by December 22nd, 2017. The work described above will be performed at no additional cost to the homeowner(s). The contractor shall submit evidence to the board by December 31st, 2017 of the final inspection. 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.

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.

Babbitt, Clayton

AAA Sweetwater Well Swannanoa, NC

Allegations of plumbing contracting without a valid license to do so. Judgment of Permanent Injunction filed 10/30/17 enjoining respondent from engaging in business as plumbing or heating contractor until properly licensed to do so.

Clarke, Bryan Patrick

Mooreville, NC

Improper installation of HVAC, failure to obtain permit, numerous installation deficiencies including multiple high voltage issues with bypassed disconnects on the system, restriction of refrigeration circuit, duct restriction, failure to insulate, undersized units for the home, numerous code violations and violation of probation. Order issued on 11/1/17 imposed permanent revocation of license.

Doncel, Othon

Durham, NC

Allegations of plumbing and heating contracting without a valid license. Judgment of Permanent Injunction filed 10/24/17 enjoining respondent from engaging in business as plumbing or heating contractor until properly licensed to do so.

Eaker, James T.

Matthews, NC

Allegations of heating contracting without a license. Judgment of Permanent Injunction filed 11/21/17 enjoining respondent from engaging in business as plumbing or heating contractor until properly licensed to do so.

Eubanks, Derek Lane

Maysville, NC

Allegations of plumbing contracting without a valid license. Judgment of Permanent Injunction filed 10/16/17 enjoining respondent from engaging in business as plumbing or heating contractor until properly licensed to do so. Defendant served 10/24/17.

Evans, Keith

Clayton, NC

Allegations of heating contracting without a valid license. Judgment of Permanent Injunction filed 10/30/17 enjoining respondent from engaging in business as plumbing or heating contractor until properly licensed to do so.

Ghantt, Wesley

Gastonia, NC

Allegations of heating in violation of 5/1/09 Injunction. On September 6, 2013, Defendant

was previously found in contempt of court for violation of the 2009 Injunction and was sentenced to 45 days in jail. A new job has surfaced and Motion for Order to Show Cause was forwarded to Judge on 10/16/17. Notice of Hearing and Calendar Request forwarded to Clerk and Show Cause documents forwarded to Sheriff for service on 10/31/17. Defendant served 11/6/17. Defendant serving jail time. Defendant Ordered to serve 30 days in jail.

Haddock, Jeffrey Scot

Snow Hill, NC

Allegations of heating contracting without a license in contempt of prior order of the Court. Order of Civil Contempt filed 8/8/17 giving Defendant 30 days to pay restitution to Clerk of Court.

Haddock, Phillip Brian

Grifton, NC

Allegations of plumbing contracting without a license. Judgment of Permanent Injunction filed 10/16/17 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so. Defendant served 11/16/17.

Jarman, Mark

d/b/a Levi Thomas Properties Winterville, NC

Allegations of plumbing contracting without a license. Judgment of Permanent Injunction filed 10/16/17 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

Lockamy, Bobby L.

Angier, NC

Allegations of plumbing contracting without a valid license. Judgment of Permanent Injunction filed 11/8/17 enjoining respondent from engaging in business as plumbing or heating contractor until properly licensed to do so.

Lund, Robert Arthur

Fairview, NC

Allegations of plumbing contracting without a valid license. Judgment of Permanent Injunction filed 10.24/17 enjoining respondent from engaging in business as plumbing or heating contractor until properly licensed to do so.

Martinez, Johnny

Durham, NC

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

Mayo, Bruce

Fairfield, NC

Allegations of fuel piping contracting without a valid license. Judgment of Permanent Injunction filed 11/30/17 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

Modlin, Derrick

Pinetown, NC

Allegations of plumbing contracting without a license. Judgment of Permanent Injunction filed 10/16/17 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so. Defendant served 10/30/17.

Nicely, Christopher M.

Asheville, NC

Allegations of heating contracting without a license. Judgment of Permanent Injunction filed 9/7/17 enjoining respondent from engaging in business as plumbing or heating contractor until properly licensed to do so.

Pettit, Austin A.

Brevard, NC

Allegations of plumbing contracting without a valid license. Judgment of Permanent Injunction filed 9/26/17 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

Ponder, Deborah

Asheville, NC

Allegations of heating contracting without a valid license. Judgment of Permanent Injunction filed 10/26/17 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

Thrailkill, Matthew

Arden, NC

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

Walker, Greg

Greensboro, NC

Allegations of heating contracting without a valid license. Judgment of Permanent Injunction filed 9/13/17 enjoining respondent from engaging in business as plumbing or heating contractor until properly licensed to do so.

