

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

May 2020

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

www.nclicensing.org

**1109 Dresser Court
Raleigh, NC 27609**

COVID-19 CORONAVIRUS

As this edition of the newsletter is published, we live in a very different world than we did just two months ago when our last edition was posted. The COVID-19 Coronavirus has affected everyone around the globe, and North Carolina has not been immune to the virus or its effects on our health, our economy, and our freedom to go about our lives as we please. We now must be concerned, and rightly so, about protecting ourselves, our families, our customers, and everyone that we encounter on a daily basis. Masks, gloves, sanitizer, and soap, as well as time and space, have become our weapons as we wage a defensive war against the spread of the virus. Many things that we have taken for granted all our lives have been temporarily impacted, such as our ability to visit and enjoy public places and venues, houses of worship, and even our own family members and friends.

As professionals in the plumbing, HVAC, fuel gas and sprinkler industries, our licensees and their employees are considered as "essential" under the various restrictive orders issued by state and local governments. With over 14,000 licensees and the employees of their firms, it represents tens of thousands of people working to ensure business continuation during this challenging time.

The Board realizes that this has required a new approach to customer service...things are not "business as usual" anymore. There is a new normal for the time being, and many of the practices that have been devised and implemented during the past two months may need to be continued in the future.

The Board would like to publicly recognize and commend each and every person in the various industries that we serve for the proactive measures that have been taken to ensure that the trade professionals and citizens of our Great State remain safe.

The Board has also been deemed as essential, and has continued to serve our licensees, applicants, and the citizens of North Carolina since the pandemic was declared. Beginning on March 16th, our staff began taking measures to ensure that we could continue to serve everyone with the safety of all being a priority. Our lobby was closed to visitors and a plan to allow our office staff members to work from home was put into place. Our field staff was advised to limit contact with others whenever possible, and to purchase personal protective equipment for use when necessary.

Our website has been updated with information regarding COVID-19 measures and new features have been added to allow users to complete more tasks online. Members of our office and field staff are also taking advantage of the technology available to them and conducting most all meetings and interviews via telephone or many of the interactive live platforms available.

Disciplinary education classes, resolution review conferences and formal hearings have been cancelled. For the first time in history, the Board's April business meeting was held online. Weekly virtual staff meetings have been instituted to make sure that everyone on our team is communicating openly and exchanging ideas that benefit our entire staff and all of those that we serve. Extensions have been granted to applicants who were unable to take exams due to the closing of the testing centers and many other smaller adjustments have been made in many areas to deal with the challenges that we continue to face.

The Board members and staff are committed to providing our clients with the highest level of service possible while complying with the required restrictions and recommendations. We will continue to do everything in our power to serve our licensees, applicants, and citizens to the best of our ability.

Disciplinary Classes Affected by COVID-19 Restrictions

Due to the restrictions on group gatherings, all courses that were scheduled for May or June have either been cancelled or rescheduled. Below is a listing of the changes. The revised schedules for each course may be found by clicking on the Education tab of our website.

Board Laws & Rules Class — The classes scheduled for May 6th in Raleigh and May 7th in Statesville have been cancelled. Licensees who were required to attend these classes are expected to attend the next available classes on August 19th in Raleigh and August 20th in Statesville,

Special Contractor Business Management Course — The class scheduled for June 24th & 25th has been cancelled. Licensees who were required to attend this course are expected to attend the next available classes on September 23rd & 24th.

Special Fuel Gas Code & Design Courses — Session A, originally scheduled for May 30th, has been rescheduled for August 22nd. Session B has been rescheduled for November 21st. Session C will be offered in early 2021.

Special Plumbing Code & Design Courses — Session A, originally scheduled for May 9th, has been rescheduled for August 8th. Session B has been rescheduled for November 7th. Session C will be offered in early 2021.

Special Mechanical Code Course — Session A, originally scheduled for June 11th, has been rescheduled for September 2nd. Session B has been rescheduled for November 4th. Session C will be offered in early 2021.

Special Mechanical Design Course — The class scheduled for June 17th & 18th has been cancelled. Licensees who were required to attend this course are expected to attend the next available classes on September 9th & 10th.

Well Seal Installation, Protection & Sanitation Classes Offered

As required by North Carolina General Statute 87-98.4, licensed plumbers who wish to engage in well and pump work but do not hold a Level E certification from the well commission are required to complete the Well Seal Installation, Protection and Sanitation Class within two (2) years prior to engaging in the work.

SECTION I. G.S. 87-98.4

(b) Exempt persons and activities. – This Article does not apply to any of the following persons or activities:

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

Plumbing contractors who engage in such work without holding a class completion certificate are subject to discipline by the North Carolina Well Commission.

The following class will be held in May.

Tuesday, May 26, 2020 - PipeTechs Plumbing 6600 Mount Herman Rd., Raleigh, NC

Please visit www.phccnc.com for more information or to register for one of the classes above.

North Carolina State Agencies

NC Department of Insurance	919-647-0000 800-634-7854	NC Department of Labor	919-807-2796
<ul style="list-style-type: none"> • Mark Burns (Plumbing Interpretations) • David Rittlinger (Mechanical & Gas Interpretations) • Dan Dittman (Energy Interpretations) • Charlie Johnson (Fire Code Interpretations) • Lori Miller (Building Code Bookstore) 	919-647-0006 919-647-0008 919-647-0012 919-647-0094 919-647-0029	NC Department of Revenue NC Electrical Licensing Board NC General Contractor Licensing Board NC Irrigation Contractors Licensing Board NC Refrigeration Licensing Board	919-252-3052 919-733-9042 919-571-4183 919-872-2229 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

Office Staff Directory

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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 available for licensees who wish to use it and pay the renewal fee with a MasterCard or Visa. The online renewal link can be found on the home page of our website. 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.

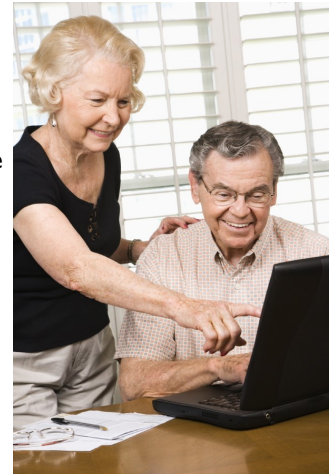
You may obtain any of the following forms 24 hours a day, 7 days a week by visiting our website and clicking on the 'Forms' button on the left side of the screen.

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—2020 without Sublicensees
2. Renewal Form—2020 with Sublicensees
3. Renewal Form—2020 and Previous Years with or without Sublicensees
4. Reinstatement Form - 2020 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)
13. Re-examination Application (for examinees who wish to retake an exam)
14. License Activation (for examinees who have passed required exam)
15. Customer Affidavit

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

Online Ordering

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
5. Request for Listing of Current Applicants

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:

Name	City/Town	Date	Name	City/Town	Date
Byrum, Dennis S.	Marshville	01/22/2020	Morton Jr., Terry W.	Kannapolis	12/03/2019
Cruz, Armando	Hendersonville	12/10/2019	Partis, Daniel G.	Charlotte	01/22/2020
Hicks Jr., Roy L.	Vanceboro	12/19/2019	Sharpe, James E.	Mt. Gilead	01/24/2020
Holley II, Aubrey E.	Cashiers	12/19/2019	Sherer, Mark J.	High Shoals	01/21/2020
Johnson, Anthony L.	Wake Forest	01/16/2020	Winslow, Jonathan A.	Charlotte	01/20/2020

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.

Name	City/Town	Date	Name	City/Town	Date
Askew, Curtis C.	Knightdale	03/27/2020	O'Connor, Bryan	Jacksonville	02/28/2020
Ealey, Stone M.	Jacksonville	02/26/2020	Page, Edward R.	Greenville	04/6/2020
Minish, Kelsey C.	Marion	03/13/2020	Weber, Brian M.	Marshville	03/26/2020
Munoz, Agustin H.	Winston Salem	03/4/2020	Wesson, Chadwick D.	Shelby	03/19/2020

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.

Boone, Joshua

Blossman Gas of North Carolina, Inc.

Burnsville, NC

License# 31365, FP

Allegations licensee failed to obtain permit (s) prior to commencing work and code violations were noted for the fuel piping installation.

Joshua Boone signed a Proposed Resolution Agreement 03/06/2020.

The Review Committee found that the allegations were supported by the evidence and

recommended that the license of Joshua Blossman, number 31365, FP, and that of the firm shall be placed on unsupervised probation for a period of twelve months. The terms of the Proposed Resolution Agreement also include a requirement by 03/20/2020 the contractor shall obtain a permit from the local code enforcement official, return to this structure and correct any and all code violations that still exist, enroll in, attend and complete the series of the Special Board Laws & Rules course and

the series of Special Fuel Gas Code and Design courses.

Branch, Eric Lee

Branch Heating and Air Conditioning

Rowland, NC

License# 29507 H-3-I

Allegations 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 installation performed in a poor workman like manner / poor workmanship. Resolution Conference held 03/02/2020.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Eric Branch, number 29507 H-3-I, and that of the firm shall be placed on unsupervised probation for a period of eighteen (18) months. The terms of the Proposed Resolution Agreement also include a requirement within ten (10) days of approval of this agreement the licensee shall submit evidence, including documentation from the local inspection department that the job has passed final inspection, that the R value for all sections of the duct system are R-8 and that all of the flexible duct connections have been properly constructed including a Panduit strap over the tape in the inner liner of each flexible duct joint constructed. The licensee shall enroll in, attend and complete the series of Special Mechanical Code courses. The licensee shall enroll in, attend and complete the Special Board Laws & Rules.

Branton, Daniel
Branton Plumbing, Inc.
Burnsville, NC

License# 22116 P-I

Allegations licensee failed to obtain permit(s) prior to commencing work and code violations were noted for the fuel piping installation.

Resolution Conference held 01/22/2020.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Daniel Branton, number 22116, P-1, and that of the firm shall be placed on unsupervised probation for a period of twelve months. By 03/20/2020 the contractor shall obtain a permit from the local code enforcement official, return to this structure and correct any and all code violations that still exist, shall enroll in, attend and complete the Special Board Laws & Rules course, and enroll in, attend and complete the series of Special Plumbing Code and Design courses.

Brewer, Scotty W.
d/b/a Integrity Air
Concord, NC

License# 32459 H-3-I

Allegations 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,

failed to perform proper load calculation(s), failed to carry out adequate ductwork installation and system design, failed to respond to consumer in a timely manner/poor business practice, failed to hold a written contract with the homeowners detailing work to be performed, and allowed the use of license by unlicensed persons by issuing 1099's to unlicensed persons (Benny Ball). Resolution Conference held 01/21/2020.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Scott Brewer, number 32459 H-3-I, and that of the firm shall be placed on supervised probation for a period of eighteen (18) months. The terms of the Proposed Resolution Agreement also include a requirement to enroll in, attend and complete the series of the Special Board Laws & Rules course and the series of Special Mechanical Code courses.

Carr, Theodore R., III
Triple T Plumbing
Morven, NC

License# 24255 P-II

Allegations 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 within a timely manner, violated the minimum standard of the North Carolina State Plumbing Code, water piping system installed with a leak and was not water tight, and paid staff in cash, without withholding taxes, for performing work that requires a license from the Board.

Resolution Conference held 01/20/2020.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Theodore Carr, number 24255 P-II, and that of the firm shall be placed on unsupervised probation for a period of twelve (12) months. The terms of the Proposed Resolution Agreement also include a requirement to enroll in, attend and complete the series of Special Plumbing Code and Design courses.

Chaisson, Richard
Rick's Htg & A/C
Zionville, NC

License# 21342 H-3-II

Allegations licensee failed to perform load calculation and duct design, violated the minimum standard of the North Carolina State Mechanical Code, allowed the use of license by unlicensed persons by paying in cash and issuing 1099's to unlicensed persons for work that requires a license from the board, failed to provide supervision, failed to

carry out adequate ductwork installation and system design, and installation performed in a poor workman like manner / poor workmanship.

Resolution Conference held 02/20/2020.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Richard Chaisson, number 21342 H-3-II, and that of the firm shall be placed on supervised probation for a period of twenty-four (24) months. The terms of the Proposed Resolution Agreement also include requirements to submit to the Board's office within the next sixty (60) days copies of all employees W-4's, by March 15, 2021 & by the end of the probation submit a copy of all employees W-2's, by May 31, 2020 the contractor shall return to the homes located at 517 Rock Quarry Rd., Fleetwood, NC, and perform a thorough Manual J load calculation, Manual D duct design and a Manual S equipment sizing calculation. The licensee shall enroll in, attend and complete the series of Special Mechanical Code courses, the series of Special Mechanical Design courses and the Special Board Laws & Rules course.

Deck, Bela C.
ALM Investments, LLC
d/b/a Bath Fitters
Duncan, SC

License# 13953 P-I

Allegations that the licensee listed his license in the name ALM Investments, LLC yet contracted and performed 10 or more plumbing projects on the side as B C Deck, thus qualifying two business with the one license.

Resolution Conference held 02/17/2020.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Bela Deck, license, number 13953 P-I, and that of the firm shall be placed on unsupervised probation for a period of twelve (12) months.

Delemo, Alexander
A+ Quality Plumbing
Cornelius, NC

License# 19656 P-I & RFSC

Allegations licensee failed to assure that the licensee's name and license number was displayed on the plumbing permit prior to commencing work, violated the minimum standard of the North Carolina State Plumbing Code, and allowed the use of license by unlicensed persons in the Donald Drake performed plumbing work on this job and was paid in cash from the licensee.

Resolution Conference held 01/22/2020.

The Review Committee found that the allega-

tions were supported by the evidence and recommended that the license of Alexander Delemo, number 19656 P-I & RFSC, and that of the firm shall be placed on supervised probation for a period of twenty-four (24) months. The terms of the Proposed Resolution Agreement also include a requirement to enroll in, attend and complete the series of Special Plumbing Code and Design courses.

Eubank, Kevin D. (*)
Kevin's Plumbing Service
Kill Devil Hills, NC
License# 9690 P-I

Allegations licensee failed to withhold taxes and paid an unlicensed individual using a 1099 Form in violation of the Board rule 21 NCAC 50.0512.

Kevin Eubank signed Proposed Resolution Agreement on 01/29/2020.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Kevin Eubank, number 9690 P-I, and that of the firm shall be placed on an unsupervised probation for a period of twelve (12) months. The terms of the Proposed Resolution Agreement also include a requirement to enroll in, attend and complete the series of the Special Board Laws & Rules course and submit to the Board's office within the next thirty (30) days copies of all employee W-4's and by the end of the probation submit a copy of all employee W-2's.

Guthrie, Jimmy
J. B.'s Heating & Cooling
Arden, NC
License# 16034, H-1-2-3-I

Allegations licensee failed to obtain permit(s) prior to commencing work and violated the State Mechanical Code.

Jimmy Guthrie signed a Proposed Resolution Agreement 03/06/2020.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Jimmy Guthrie, number 16034, H-1-2-3-I, and that of the firm shall be placed on unsupervised probation for a period of eighteen months. The terms of the Proposed Resolution Agreement also include requirements by March 20th, 2020 the contractor shall obtain a permit from the local code enforcement official, return to this structure and correct any and all code violations that still exist and enroll in, attend and complete the Special Board Laws & Rules course.

Haddock, Phillip M.
Winterville, NC
License# 7037 P-I

Allegations that the licensee failed to provide adequate supervision and allowed the use of his license by others.

Phillip Haddock signed Proposed Resolution Agreement on 03/10/2020.

The Review Committee found that the allegations were supported by the evidence and recommended accepting the license of Phillip Haddock, number 7037 P-I, and license of the firm shall be surrendered to the Board. The act of surrendering the license to the Board will be considered as a licensing revocation.

Hartness, Andy O.
Stony Point, NC
License# 21771 FP

Allegations licensee contracted and performed plumbing work outside the classification of license held (Fuel Piping).

Resolution Conference held 01/21/2020.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Andy Hartness, number 21771 FP, and that of the firm shall be placed on unsupervised probation for a period of twelve (12) months.

Holliday Plumbing, Heating & Cooling, LLC
Lincolnton, NC

Allegations that the firm, while licensed by Jason Michael Nagel, 19690 P-I as the plumbing qualifier, Terry L. Putnam, license number 12724 H-3-I as the heating qualifier, failed to assure that adequate supervision was performed, violated the minimum standard of the North Carolina State Mechanical Code, violated the minimum standard of the North Carolina State Plumbing Code, violated the minimum standard of the North Carolina State Fuel Gas Code, and had unresolved hvac installation issues.

Resolution Conference held on 02/19/2020.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of the firm, Holliday Plumbing, Heating & Cooling, LLC, shall be placed on supervised probation for a period of twenty-four (24) months. The terms of the Proposed Resolution Agreement also include requirements for the owner, Jerry Dwain Manis, to enroll in, attend and complete the series of Special Mechanical Code courses and the Special Board Laws & Rules course.

Johnson, Michael L.
Asheville, NC
License# 13202, P-I

Allegations of misconduct in the business of plumbing contracting in that the licensee presented an affidavit in support of the examination application of Nicholas Gene Johnson in which he represented that he was an employee of Michael L. Johnson Plumbing. Licensee paid Nicholas Gene Johnson on a Form 1099-MISC Form without withholding taxes in violation of the Board rule 21 NCAC 50.0512.

Michael L. Johnson signed a Proposed Resolution Agreement 01/22/2020.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Michael L. Johnson, number 13202, P-I, and that of the firm shall be placed on a unsupervised probation for a period of twelve (12) months. The terms of the Proposed Resolution Agreement also include requirements for the licensee to submit to the Board's office within the next thirty (30) days copies of all employee W-4's and by the end of the probation submit a copy of all employee W-2's; and enroll in, attend and complete the Special Board Laws & Rules course.

Jones, Arnold L.
High Point, NC
License# 04834 H-3-I

Allegations of unresolved hvac installation issues.

Arnold Jones signed Proposed Resolution Agreement on 03/12/2020.

The Review Committee recommended accepting the license surrender of Arnold Jones. The act of surrendering the license to the Board will be considered as a licensing revocation.

King, Timothy P.
Asheville, NC
License# 15325, P-I

Allegations 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, failed to perform load calculation(s), contracted work while license was expired, and allowed the use of license by unlicensed persons who were not bona-fide employees of the firm and paid in the form of cash without taxes being withheld.

Resolution Conference held 02/20/2020.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Timothy Paul King, number 15325 H-3-I, and that of the firm shall be placed on unsupervised

probation for a period of twelve (12) months. The terms of the Proposed Resolution Agreement also include requirements for the licensee to submit to the Board's office within the next sixty (60) days copies of all employees W-4's and by the end of the probation submit a copy of all employees W-2's and enroll in, attend and complete the Special Board Laws & Rules course.

McClure, Jerry M.
Toma Fire Protection Equipment, Inc.
Shelby, NC
License# 34581, FS

Allegations licensee failed to provide supervision, contracted and performed fire sprinkler inspection work outside the current licensing qualification held, an unlicensed person performed an NFPA 25 inspection without the firm holding a Fire Sprinkler Contractor license and the person performing the inspection not holding a license, working as a 1099 employee of the firm while being the only qualifier of the firm.

Resolution Conference held 02/20/2020.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Jerry McClure, number 34581 FS, and that of the firm shall be placed on supervised probation for a period of twenty-four (24) months. The terms of the Proposed Resolution Agreement also include requirements for the licensee enroll in, attend and complete the Special Board Laws & Rules course.

Millirons, Dustin
All About Care Heating & Air, Inc.
Winston-Salem, NC
License# 28653, FS

Allegations 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 assure that the package unit was properly converted from natural gas to propane gas.

Resolution Conference held 02/20/2020.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Dustin Millirons, number 28653 H-2&3-I, and that of the firm shall be placed on unsupervised probation for a period of twelve (12) months. The terms of the Proposed Resolution Agreement also include requirements for the licensee, within 120 days of approval of this agreement, the licensee shall employ an additional heating licensee (contractor or technician) whose license shall be listed in the name of the firm and enroll in, attend

and complete the Special Board Laws & Rules course.

Minish, Stephen C.
Stephen Minish Plumbing
Old Fort, NC
License# 15013 P-I

Allegations of misconduct in the business of plumbing contracting in that the licensee presented an affidavit in support of the examination application of Kelsey Minish in which he represented that he was an employee of Steve Minish Plumbing. Licensee paid Kelsey Minish on a Form 1099-MISC Form without withholding taxes in violation of the Board rule 21 NCAC 50.0512

Stephen Minish signed a Proposed Resolution Agreement 03/03/2020.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Stephen Minish, number 15013, P-I, and that of the firm shall be placed on a unsupervised probation for a period of twelve (12) months. The terms of the Proposed Resolution Agreement also include requirements for the licensee to list his license in the name that he currently operates his business by 03/27/2020. After complaint to the Board, the licensee had his license issue in the name of Stephen Minish Plumbing. Licensee must also submit to the Board's office within the next thirty (30) days copies of all employee W-4's and by the end of the probation submit a copy of all employee W-2's and enroll in, attend and complete the Special Board Laws & Rules course.

Ohmstead, Erik I.
Ohmstead Plumbing Company, LLC
Forest City, NC
License# S.20713 P-I

Allegations 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, but has since obtained permits and final inspection though the installation is still not code compliant, and violated the minimum standard of the North Carolina State Plumbing Code, Resolution Conference held 02/19/2020.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Erik Ohmstead, number 20713 P-I, and that of the firm shall be placed on supervised probation for a period of eighteen (18) months. The terms of the Proposed Resolution Agreement also include requirements for the licensee, by 04/01/2020, to return to this structure and correct any and all code violations

that still exist and obtain a reinspection of the changed work for code compliance with the local inspection department. The contractor shall contact the building owner in advance, arrange a time to perform this work and shall receive a reinspection by 04/30/2020. This work shall be performed at the expense of the contractor.

Orr, Robert T.
Black Mountain Stove & Chimney
Black Mountain, NC
License# 21852 FP

Allegations 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, violated the minimum standard of the North Carolina State Fuel Gas Code, failed to install gas piping correctly, failed to meet with the board's investigator in reference to this complaint, and failed to respond to the consumer in a timely manner.

Resolution Conference held 02/17/2020.

Licensee failed to appear.

Resolution Conference results hand delivered on 02/21/2020.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Robert Orr, number 21852 FP, and that of the firm shall be placed on supervised probation for a period of eighteen (18) months. The terms of the Proposed Resolution Agreement also include requirements for the licensee to enroll in, attend and complete the series of Special Fuel Gas Code and Design courses and the Special Board Laws & Rules course.

Pope, David A.
Air Source Solutions, LLC
Monroe, NC
License# 12783 H-2&3-I

Allegations of misconduct, failure to provide adequate supervision, and installation issues. David Pope signed Proposed Resolution Agreement on 01/15/2020.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of David Pope, license, number 12783 H-2&3-I, and the license of the firm, be surrendered to the Board. The act of surrendering the license to the Board will be considered as a license revocation.

Shepard, Damon
Affordable Air Care, LLC
Wilmington, NC
License# 32602 H-3-I

Allegations licensee violated his probation in that he failed to register and attend the Board Laws & Rules class, after missing more than 12 opportunities and failed to send six different quarterly reports as required by the probation agreement.

Resolution Conference held 03/04/2020.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Damon Shepard, number 32602 H-3-I, and that of the firm shall be placed on supervised probation for a period of thirty (30) months. The terms of the Proposed Resolution Agreement also include requirements for the licensee to enroll in, attend and complete session B of the Special Mechanical Code on September 2, 2020 and the licensee shall enroll in, attend and complete the Special Board Laws & Rules course.

Stroup, Eddie D.

Stroup Heating & A/C

Shelby, NC

License# 17238 H-3-I

Allegations licensee failed violated probation, failed to obtain permit prior to commencing work, failed to hold a written contract for the installation, failed to provide adequate supervision, violated the minimum standard of the North Carolina State Mechanical Code, allowed son Jason Stroup, who only holds a H-3-II license, to perform work for the firm on a commercial project while not being on the firms (Stroup Heating & A/C) payroll and allowed Jason's non-bone-fide employees to also perform work on this commercial project, allowed the use of license by unlicensed persons, failed to submit quarterly reports on-time, failed to obtain permit(s) prior to commencing work, allowed the use of license by unlicensed persons, violated the minimum standard of the North Carolina State Mechanical Code, and failed to provide adequate supervision.

Resolution Conference held 02/18/2020.

The Review Committee found that the allegations were supported by the evidence and

recommended that the license of Eddie Stroup, number 17238 H-3-I, and the license of the firm be revoked.

Stroup, Jason W.

Acdoctor Heating An Air

Shelby, NC

License# 33268 H-3-I

Allegations licensee performed work outside his current licensing qualifications, performed H-3-I work as an improperly licensed subcontractor to Eddie Dean Stroup while not being a bona-fide employee, received money from Eddie Dean Stroup for performing work on a commercial property, failed to obtain permit(s) prior to commencing work, employed staff who are being paid as 1099's and not withholding taxes and treating these staff members as bona-fide employees, and violated the minimum standard of the North Carolina State Mechanical Code, Resolution Conference held 02/18/2020.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Jason Stroup, number 33268 H-3-II, and that of the firm shall be placed on supervised probation for a period of eighteen (18) months. The terms of the Proposed Resolution Agreement also include requirements to submit to the Board's office within the next thirty (30) days, from today February 18, 2020, copies of all employees W-4's and then by March 1, 2021 submit a copy of all employees W-2's for the calendar year of 2020. The licensee shall enroll in, attend and complete the series of Special Mechanical Code courses and the Special Board Laws & Rules course.

Varner, Robert

Entrust Services, LLC

d/b/a Roto Rooter

Shelby, NC

License# 15454 P-I

Allegations licensee failed to obtain permit(s) prior to commencing work, failed to request inspections within 10 days of substantial completion of work, failed to obtain final

inspections, failed to provide supervision, and pulled a permit for a branch office other than the branch office where the license was listed.

Resolution Conference held 02/17/2020.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Robert Varner, number 15454 P-I, and that of the firm shall be placed on unsupervised probation for a period of eighteen (18) months. The terms of the Proposed Resolution Agreement also include a requirement to enroll in, attend and complete the Special Board Laws & Rules course.

Williams, Kenneth T.

Wilmington, NC

License# 32001 H-3 Technician

Allegations licensee contracted two HVAC installations while only holding a Heating Group 3 Technician license that cannot be used to contract jobs, performed work with an expired inactive license, 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 load calculation and duct design, failed to perform a gas piping calculation, violated the minimum standard of the North Carolina State Mechanical Code, violated the minimum standard of the North Carolina State Fuel Gas Code, installation performed in a poor workman like manner / poor workmanship, allowed the use of license by unlicensed persons by hiring unlicensed persons to perform work that requires a license and then paying in cash without performing tax withholdings for the unlicensed persons, failed to notify the board of address change.

Resolution Conference held 02/19/2020.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Kenneth Trindell Williams, number 32001 H-3 Technician license, shall be revoked.

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.

**Borg, Anthony
Hurdle Mills, NC**

Allegations of heating contracting without a license in violation of underlying injunction. Order to Show Cause filed 7/31/19. Defendant served with Show Cause documents on 9/19/19. Hearing set for 10/28/19. Defendant appeared and requested a continuance to retain counsel. Contempt hearing set for 3/9/2020. Order of Contempt filed 3/16/20. Defendant sentenced to a 10-day active jail sentence.

**Boykin, John C.
Rock Hill, SC**

Allegations of heating contracting without a license. Judgment of Permanent Injunction filed 1/17/2020 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

**Brown, Michael E.
Kings Mountain, NC**

Allegations of plumbing contracting without a valid license. Judgment of Permanent Injunction filed 2/11/20 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

**Campbell, Wendell K.
Roxboro, NC**

Allegations of heating contracting without a valid license. Judgment of Permanent Injunction filed 1/9/2020 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

**Carrasquel, Abraham
Wilmington, NC**

Allegations of plumbing contracting without a license. Judgment of Permanent Injunction filed 2/17/20 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

**Castanon, Gabriel R.
Rocky Mount, NC**

Allegations of heating contracting without a valid license. Judgment of Permanent Injunction filed 2/3/20 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

**Covington, Octavius
Winston Salem, NC**

Allegations of heating contracting without a license. Judgment of Permanent Injunction filed 1/17/2020 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

**Croce, Joselin D.
Wilmington, NC**

Allegations of plumbing contracting without a valid license. Judgment of Permanent Injunction filed 2/17/20 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

**Dalton, Dwight
Hendersonville, NC**

Allegations of plumbing contracting without a valid license. Judgment of Permanent Injunction filed 3/11/20 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

**Davis, Jr., Larry D.
Belhaven, NC**

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

**Doggett, Christopher M.
Forest City, NC**

Allegations of heating contracting without a valid license in violation of prior Judgment of Permanent Injunction. Proposed Motion & Order to Show Cause forwarded to Judge on 10/11/19 requesting hearing for January 13, 2020. Sent Show Cause documents to Sheriff for service on 10/28/19. Defendant served with Show Cause documents on 11/1/19. Proposed Consent Order forwarded to Judge on 1/15/2020. Order of Contempt filed 2/17/20 ordering the Defendant to commit no further violations, 30 days suspended sentence and a \$500 fine to the Wake County Clerk.

**Douthitt, Joel J.
Apex, NC**

Allegations of heating contracting without a license. Judgment of Permanent Injunction filed 2/17/20 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

**Eger, Bill F.
Nags Head, NC**

Allegations of heating contracting without a valid license. Judgment of Permanent Injunction filed 2/25/20 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so. Defendant served 3/6/20.

**Finkley, Douglas
Florence, SC**

Allegations of heating contracting without a license. Judgment of Permanent Injunction filed 3/25/20 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

**Galloway, Larry W.
Charlotte, NC**

Allegations of heating contracting without a license. Judgment of Permanent Injunction filed 3/19/20 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

**Garrison, Tyler
Carrboro, NC**

Allegations of aiding and abetting contracting without license, refusal to produce information for exam application, failure to respond to investigators and falsely creating W-2 documents. Notice of Hearing issued. Hearing 2/10/20. License permanently revoked.

**Gooch, Zachery R.
Trinity, NC**

Allegations of heating contracting without a valid license. Judgment of Permanent Injunction filed 2/24/20 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

**Greco, Kendall G.
Lawndale, NC**

Allegations of heating contracting without a license. Judgment of Permanent Injunction filed 2/11/20 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so. Defendant served 2/25/20.

**Greene, J.B.
Boone, NC**

Allegations of deficiencies on HVAC installation, workers not bona fide employees, lack of supervision, misconduct, poor design.

NOH issued for 10/17/19 hearing but continued to January 14, 2020. Consent Order entered surrendering license.

Hamrick, Mark A.

Cherryville, NC

Allegations of heating contracting without a license. Judgment of Permanent Injunction filed 1/17/2020 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so. Defendant served.

Hannah, Michael A.

Candler, NC

Allegations of plumbing contracting without a valid license. Judgment of Permanent Injunction filed 1/17/2020 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

Hart, II, Kenneth W.

York, SC

Allegations of plumbing contracting without a license. Judgment of Permanent Injunction filed 2/25/20 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

Heath, James Alan

Weaverville, NC

Allegations of heating contracting without a valid license. Judgment of Permanent Injunction filed 3/13/20 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

Hernandez, Joel C.

Rocky Mount, NC

Allegations of plumbing contracting without a valid license. Judgment of Permanent Injunction filed 2/25/20 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

Herron, Lori M.

Jamestown, NC

Allegations of probation violations, failure to provide adequate supervision, failure to hold written contract, violations of codes. Additional complaints received and NOH amended. Formal Hearing 2/10/20. Order entered; Herron's license permanently revoked; license of Michael Young and House Services of Triad on 24-month supervised probation.

Hockaday, Scott T.

Hampstead, NC

Allegations of plumbing contracting without a license. Judgment of Permanent Injunction filed 1/17/2020 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

Ingram, Philander

Indian Trail, NC

Allegations of poor workmanship, use of 1099 or cash workers rather than bona-fide employees and job abandonment. Formal Hearing held July 24 in Charlotte. Board ordered the license of Respondent and Respondent firm be suspended for 24 months to be followed by 12 months' supervised probation. Ingram appealed to Union County where Board was affirmed and then further appealed to Court of Appeals where briefs have been filed. Appeal I was considered by the COA on briefs only. The Board decision was upheld by the Court of Appeals. Another Formal Hearing was held on new matters in April 2019. The resulting Board Order revoking his license was issued and served on 5/9/19. A Petition for Judicial review as to the Revocation Order was filed in Union County and received on 5/28/19-Appeal 2. The Record before the Board has been filed in Union County. The Motion to Dismiss Appeal 2 was noticed to be heard in Union County on 3/2/20. Withdrawal of Appeal filed by the attorney for Ingram that morning. All matters concluded.

Jones, Christopher S.

Clayton, NC

Allegations of submitting false information to the Board trying to obtain P-I license and contracted work outside of the license held. Formal hearing on 12/16/19. No action taken as to Heating license. P-I exam application denied, with no credit for experience presented at the hearing by Respondent/Applicant.

Kent, Phillip D.

Candler, NC

Allegations of fuel piping contracting without a valid license. Judgment of Permanent Injunction filed 3/30/20 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

McCall, Van T.

Indian Trail, NC

Allegations of heating contracting without a valid license in violation of prior Judgment of Permanent Injunction. Proposed Motion & Order to Show Cause forwarded to Judge on 10/11/19 requesting hearing for 2/17/20. Notice of Hearing to Show Cause forwarded

to Clerk on 10/24/19. Defendant served 10/28/19. Show Cause hearing continued until March 2, 2020. Order of Contempt filed 3/2/20 ordering a 30-day suspended sentence and to pay restitution in the amount of \$1,000 to the homeowner within 60 days of the entry of the Order.

McCraw, Michael C.

Lake Lure, NC

Allegations of heating contracting without a valid license in violation of prior Judgment of Permanent Injunction. Proposed Motion & Order to Show Cause forwarded to Judge on 10/11/19 requesting hearing for 1/13/20. Show Cause documents sent to Sheriff for service on 10/28/19. Defendant served. Hearing date of 1/13/20. Proposed Consent Order forwarded to Judge on 1/14/2020. Order of Contempt filed 2/17/20 ordering the Defendant to commit no further violations, 30 days suspended sentence and a \$500 fine to the Wake County Clerk.

McCray, Kenneth L.

North Charleston, SC

Allegations of heating contracting without a license. Judgment of Permanent Injunction filed 2/10/20 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

McCune, Patrick D.

Dunn, NC

Allegations of plumbing contracting without a license. Complaint for injunctive relief filed 10/21/19. Corporate Defendant served 10/24/19. Notice of Dismissal without Prejudice filed 12/19/19.

McKinney, James H.

Shelby, NC

Allegations of heating contracting without a license. Judgment of Permanent Injunction filed 1/9/2020 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

Mendoza, Angie

Ellenboro, NC

Allegations of heating contracting without a license. Judgment of Permanent Injunction filed 1/9/20 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

Mitchell, Willie

Asheboro, NC

Allegations of plumbing contracting without a valid license. Judgment of Permanent Injunction filed 2/13/20 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

**Motsnyy, Oleksandr
Asheville, NC**

Allegations of failure to provide supervision, violation of minimum standard, failure to carry out adequate ductwork installation, violation of probation. Formal hearing on 1/14/20. Order issued imposing Letter of Warning on Respondent and continuing the preexisting probation.

**Pine, III, George
Trenton, NC**

Allegations of heating contracting without a valid license. Judgment of Permanent Injunction filed 1/27/20 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

Pollard, James D. .

Wrightsville Beach, NC

Allegations of plumbing contracting without a valid license. Complaint for injunctive relief filed 9/3/19. Voluntary Dismissal forwarded to the Clerk on 1/24/20 as part of negotiated resolution.

**Ramsey, Jimmy
Henderson, NC**

Allegations of plumbing contracting without a valid license. Complaint for injunctive relief filed 1/19/18. A&P filed 6/28/19 for service at 7/9/19 court date. Service not accomplished by Deputy. Voluntary Dismissal filed 4/6/20.

Reyes, Jesus

Cary, NC

Allegations of heating contracting without a license. Judgment of Permanent Injunction filed 2/17/20 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

Riddle, Ryan C.

Clyde, NC

Allegations of plumbing contracting without a license. Judgment of Permanent Injunction filed 1/10/2020 enjoining the Defendant from

engaging in business as a plumbing or heating contractor until properly licensed to do so.

**Rufrano, Anthony
Fuquay Varina, NC**

Allegations of plumbing contracting without a valid license. Judgment of Permanent Injunction filed 2/13/20 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

**Rufrano, Jessica
Holly Springs, NC**

Allegations of plumbing contracting without a valid license. Allegations of plumbing contracting without a license. Judgment of Permanent Injunction filed 2/13/20 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

**Seaman, John
Marion, NC**

Allegations of plumbing contracting without a valid license. Judgment of Permanent Injunction filed 1/27/20 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

Spears, Kevin E.

Charlotte, NC

Allegations of heating contracting without a license. Judgment of Permanent Injunction filed 1/27/20 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so. Defendant served 2/12/20.

Swicegood, Jimmy F.

Lexington, NC

Allegations of plumbing contracting without a license. Judgment of Permanent Injunction filed 1/9/2020 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so. Defendant served 2/4/20.

**Taylor, Joshua
Fayetteville, NC**

Allegations of heating contracting without a valid license. Judgment of Permanent Injunction filed 3/5/20 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

**Taylor, Michael J.
Saluda, NC**

Allegations of plumbing contracting without a valid license. Judgment of Permanent Injunction filed 2/25/20 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so. Defendant served 3/23/20.

Terry, Kenneth

Alexander, NC

Allegations of plumbing contracting without a valid license. Judgment of Permanent Injunction filed 3/13/20 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

Thornton, Anthony F. .

Clayton, NC

Notice for Formal Hearing prepared for 12/16/19. Allegations of failure to obtain final inspections and questions over sewer line replacement and open ditch. Consent Order entered on 12/16/2019. License placed on 12-month probation, with code, laws and rules classes.

Ward, Willie L.

Columbia, SC

Allegations of heating contracting without a valid license. Judgment of Permanent Injunction filed 2/25/20 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so. Defendant served 3/4/20.