

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

May 2021

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

**1109 Dresser Court
Raleigh, NC 27609**

Phone: 919-875-3612
Fax: 919-875-3616

www.nclicensing.org
www.ncplumbing.org
www.ncheating.org
www.ncfiresprinkler.org

The Importance of Sub-licenses

Under the Board's laws and rules, the licensee is responsible for all activities which require a license, including but not limited to: bids, quotes, contracts, permits, supervision of work in progress, and inspection requests. This person is known as the qualifier, whether they are conducting business in their personal name or serving as a qualifier for a firm. If qualifying a firm, the licensee's qualifications are extended to the firm (plumbing, heating, fuel piping, fire sprinkler, etc.)

The laws and rules also allow for sub-licenses, which may be another licensed contractor or licensed technician. Any qualifications that the sub-licenses hold also extend to the firm, even those which the qualifier may not hold. The sub-licenses can also perform the supervision duties that are required of the qualifier. There is additional information concerning this near the end of this article.

If a qualifier or sub-licensee leaves the firm, or is unable to perform the required duties due to injury, illness, death, military leave, family medical leave or any other reason, the firm may not engage in any activities which require that individual's qualifications unless there is another licensed person in the firm who also holds those qualifications. Let's look at some examples:

Example 1: QRS Plumbing is qualified by Joe Queen, who holds a P-I license. The family owned and operated firm has 10 employees, including Joe's wife, his two sons and their wives, and his two daughter's and their husbands. Business is booming with many jobs in progress and many more under contract in the upcoming months. Unfortunately, Joe unexpectedly suffers a fatal heart attack. With no other licensee in the firm, all licensed activity must stop immediately until the firm can either hire a licensed plumbing contractor to serve as the qualifier, or until one of the family members can go through the licensing application and examination process, which may take 2 months or longer. The firm, which relied heavily on new construction work, is now limited to service and minor repairs. In addition to the grief of suddenly losing a family member, the family has to deal with the reality of lost income and a million headaches from being unable to complete their jobs in progress and those on the schedule. They will have to rely on service work and minor repairs which do not require a license until a licensee can be put in place. In the highly competitive plumbing trade, the firm may not survive more than a few weeks without a licensee.

If ... Joe's wife, or any of his children or their spouses would have held a P-I contractor license, filing a Trade Name Change form with the Board's office would have allowed the firm to continue all of their work without missing a beat.

Example 2: Quench It Fire Protection Services is qualified by Minnie Waters, who holds a Fire Sprinkler Installation Contractor and Fire Sprinkler Inspection Contractor license. There are 20 employees doing installation work and 10 technicians doing inspections. Ms. Waters, a long-time member of the Army National Guard, is deployed to a foreign country for a 12 month tour of duty, effective immediately.

As the only contractor licensee in the firm, all activities must stop until another licensee can be recruited, hired and listed as the firm's qualifier. Unfortunately, none of the 30 employees hold the required NICET Level III certification required to take the installation or inspection contractor's exam. Unable to fulfill their current installation and inspection contracts and with no luck in recruiting any contractors to fill the licensing void, the firm files for bankruptcy, leaving 30 loyal employees without a job and their long-time customers facing monumental issues with unfinished work, delayed projects and non-compliance.

If ... any of the employees would have held an installation contractor and inspection contractor license, a simple Trade Name Change form would have allowed the firm to continue working. It could be one individual holding both qualifications, or two individuals who each held one of the qualifications.

The Importance of Sub-licensees (continued)

Example 3: Hot & Cold Plumbing & HVAC, as its name implies, is a plumbing, heating and air conditioning contractor. Jack Smith started the company in 2000 when he became a licensed Class I Plumbing Contractor. In 2010 he hired John Smith (no relation), a licensed H-1-I, H2, H3-I HVAC contractor. Jack added Joe to the firm as a sub-licensee and expanded the business to include residential and commercial HVAC work, a move that has proven to be extremely profitable, with HVAC work accounting for approximately 75% of the firm's annual revenue. They now employ 10 plumbers and 30 HVAC installation and service technicians.

Imagine Jack's dismay the Friday afternoon that John told him that he was parting ways with him, and starting a new job with a competitor across town on Monday morning. There were a dozen or more big mechanical jobs in progress, and the schedule was booked out for months. With no HVAC licensee, Jack had to call an emergency meeting on Monday morning and inform the majority of his workforce that they couldn't work. Then he had to call his customers with jobs in progress and those on the schedule and tell them the same. He had put all of his eggs in one basket, and John had walked out the door with it on Friday.

IF ... Jack had encouraged any of his employees to pursue HVAC licensing, and added them as sub-licensees of the firm, their qualifications would have allowed the firm to continue with its work after John's unexpected departure.

The examples given above are purely fictional, but unfortunately many similar situations do actually occur in real life. As you can see from these three cases, the loss of a licensee to illness, injury, death, military service, retirement, a competitor, or any other similar event can instantly cripple a company. This can leave the owners and employees with greatly reduced or no income, and alienate both long-time and new customers by leaving them in a bad situation. In-progress work and signed contracts cannot be sub-contracted to another licensed firm, as a license is required to engage in both contracting and sub-contracting. The firm that has lost its qualifier no longer has that license, so it can not sub out the work and contracts in order to fulfill their obligations.

Many contractors, especially those with small and/or family-owned and operated businesses, are often reluctant to invest in their employees and encourage them to pursue a contractor license of their own. They fear that the employee, once licensed, will demand more money, threaten to leave, go to work for a competitor or start their own competing firm.

What they fail to realize is that a licensed contractor can be a great asset to them and their firm, allowing the business to continue operating if they should be unable to fulfill their duties as the only qualifier. It is actually a good practice to have more than one qualifier for each trade, which prevents the loss of one individual from shutting down all of the work that they were responsible for.

Sub-licensees: Should they be contractors or technicians?

There is another added benefit to having sub-licensees: every licensee who qualifies a firm is responsible for personally reviewing all work (yes, every job) which requires a license while in progress to ensure that the work is being performed in accordance with all applicable codes and in a workmanlike manner. This can be next to impossible for a single licensee who has multiple crews working in the field on a daily basis.

A sub-licensee can also perform the required supervision duties, as long as the work falls under their qualifications. This holds true for a contractor or technician; however, only a contractor can be moved into the position of firm qualifier...a technician can not. A technician who has received their license by exam can move up to contractor status by taking and passing the business portion of the contractor's exam, as the technical portion of the different disciplines is the same for technician and contractor.

Ideally, a firm should have at least two individuals who hold a contractor license for the types of work that the firm engages in. That way, if one of the contractor licensees is unable to perform the required duties for any reason, there is another person who can. This helps to ensure that the firm can continue to operate without interruption, the employees will continue to be gainfully employed, and the citizens and business owners of North Carolina can continue to depend on their contractor of choice to serve their plumbing, heating, fuel piping and fire sprinkler installation, service, repair and testing needs.

The Exam Information page of the Board's website contains information and links concerning the application and examination process. The hours of experience requirements for a technician are less than that for a contractor, and once a technician license is obtained, the individual gain additional hours in order to qualify for the business exam to upgrade to a contractor license.

Similarly, an applicant who takes the exam for a contractor license and passes the technical portion but fails the business portion, may opt to activate the technician license until they can take and pass the business portion of the exam and earn the contractor license,

North Carolina State Agencies

NC Department of Insurance	919-647-0000 800-634-7854	NC Department of Labor	919-807-2796
• Mark Burns (Plumbing Interpretations)	919-647-0006	NC Department of Revenue	919-252-3052
• David Rittlinger (Mechanical & Gas Interpretations)	919-647-0008	NC Electrical Licensing Board	919-733-9042
• Dan Dittman (Energy Interpretations)	919-647-0012	NC General Contractor Licensing Board	919-571-4183
• Charlie Johnson (Fire Code Interpretations)	919-647-0094	NC Irrigation Contractors Licensing Board	919-872-2229
• Lori Miller (Building Code Bookstore)	919-647-0029	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

Office Staff Directory

Office Phone: 919-875-3612
Office Fax: 919-875-3616
E-mail: information@nclicensing.org

Dale Dawson

Executive Director
Extension 224 or ddawson@nclicensing.org

Eric Hall

Business & Technology Manager
Extension 216 or ehall@nclicensing.org

Dejaya (DJ) Soltys

Executive Assistant / Licensing Coordinator
Extension 203 or dsoltys@nclicensing.org

Sharon Pittman

Legal Coordinator
Extension 205 or spittman@nclicensing.org

Emily Rabon

Exam Coordinator
Extension 230 or erabon@nclicensing.org

Kerry Waldroup

Complaint Coordinator
Extension 211 or complaint@nclicensing.org

Marielle Warren

Receptionist/Office Assistant
Extension 213 or mwarren@nclicensing.org

Field Staff Directory

Office Fax: 919-875-3616
(Faxes are forwarded to field staff)

David Boulay

Administrative Officer
Region 1
828-234-2719 or dboulay@nclicensing.org

Tom Johnston

Senior Administrative Officer
Region 2
336-906-9141 or tjohnston@nclicensing.org

Jonathan Yerkes

Administrative Officer
Region 3
919-975-5305 or jyerkes@nclicensing.org

Scott Bilsky

Administrative Officer
Region 4
919-602-9095 or sbilsky@nclicensing.org

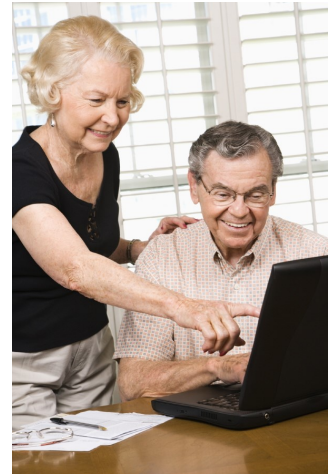
Kevin Thibodeaux

Administrative Officer
Region 5
910-409-7127 or kthibodeaux@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 (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.



Compliant Form

- Complaint against licensed or unlicensed contractors

Forms Requiring Payment (check, money order or online)

1. Trade Name Change (licensee or firm name)
2. Add Sub-licensee
3. License Activation (for examinees who have passed examination)

Forms Requiring No Payment

1. Address Change: Licensee (may be changed online)
2. Address Change: Sub-licensee (may be changed online)
3. Delete Sub-licensee

Renewal Forms (if expired in 2018, 2019 or 2020)

1. 2021 without Sublicensees
2. 2021 with Sublicensees
3. 2021 and Previous Years with or without Sublicensees

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. Private Educational Institution Technician Application
9. Private Educational Institution Technician Application (without examination)
10. Fire Sprinkler Inspection Technician Examination Application
11. Fire Sprinkler Inspection Technician Application (without examination)
12. Fire Sprinkler Maintenance Technician
13. Book Reference List for All Applicants
14. Request for Exam Review (for examinees who have failed a recent exam)
15. Re-examination Application (for examinees who wish to retake an exam)
16. Customer Affidavit

Technical Examination Waiver Forms (State Specific)

1. South Carolina Exam Waiver (currently licensed SC residential plumbing / HVAC contractors ONLY)

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
Craft, John K.	Enfield, NC	01/13/2021	Hicks, Christopher A.	Kernersville, NC	01/28/2021
Dalton Jr., Randall J.	Marion, NC	01/15/2021	Hooks, Dudley	Rose Hill, NC	02/17/2021
Ferrell, Charles	Aberdeen, NC	01/27/2021	Lynch, Charles	Asheville, NC	01/21/2021
Helms, Christopher S.	Indian Trail, NC	01/25/2021	Patillo, Gregory A.	Charlotte, NC	01/27/2021
Henson, James E.	Charlotte, NC	01/26/2021	Patterson, Mark L.	Cramerton, NC	01/26/2021

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
Arellano, Rigoberto	Greensboro, NC	03/03/2021	Johnson III, Paul W.	Louisburg, NC	03/09/2021
Benson, Derek W.	Benson, NC	04/28/2021	Johnston Co. Public Schools	Smithfield, NC	04/28/2021
Bingham Jr., Marvin T.	Greensboro, NC	03/30/2021	Jordan, Rick A.	Louisburg, NC	03/09/2021
Camposino, John	Murphy, NC	04/20/2021	Mayeux, Phillip J.	Hickory, NC	05/05/2021
Castillo, Alec J.	Huntersville, NC	02/04/2021	Mitchell, Michael A.	Rolesville, NC	04/26/2021
Chumpitaz, Alexander	Jacksonville, NC	03/18/2021	Salahat, Alaa	Raleigh, NC	03/30/2021
Hood, Jackson	Holly Springs, NC	03/23/2021	Seals, Terry	Morganton, NC	03/30/2021
Howard, Benjamin T.	Mint Hill, NC	03/22/2021	Vesely, Mark E.	Pembroke, NC	04/14/2021
Jacobs, Billy D.	Pembroke, NC	04/14/2021	Warren, Donald R.	Hobgood, NC	01/07/2021

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. Agreements begin on page 5.

Allen, Robert Charles
Carrier Corporation
Charlotte, NC

License# 18033 H-1,2&3-I

Allegations as the licensee of the firm, the firm sub-contracted HVAC work for an unlicensed North Carolina General Contractor out of Georgia for work at St. Augustine's College in Raleigh, NC, licensee did not execute the contracts, licensee was allowing his license to be used in the Raleigh branch office with his knowledge, licensee was not actively employed full-time in the Charlotte, NC office but was active full time in the South Carolina office, and relocated his primary residence around 2015 but never updated his address change with the Board.

Resolution Conference held 01/27/2021.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Robert Allen, 18033 H-1,2&3-I, be surrendered to the Board.

The act of surrendering the license will be recorded as a licensing revocation.

Brown, Charles A.
Jones LP Gas & Oil Company
Jacksonville, NC

License# 21080 FPC

Allegations of selling his license by allowing his license to be used at a firm to obtain permits and failing to provide adequate supervision.

Charles Brown signed Proposed Resolution Agreement 12/08/2020.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Charles Brown, number 21080 FPC, be surrendered to the Board. The act of surrendering the license will be recorded as a licensing revocation.

Burkhardt, Jerry
J & D Heating & Air Conditioning
Carolina Beach, NC

License# 18152, H-3-I

Allegations licensee failed to withhold taxes and paid unlicensed individuals using 1099 Forms and cash in violation of the Board rule 21 NCAC 50.0512 and failed to comply with the 21 NCAC 50 .0404 active employment rule.

Jerry Burkhardt signed Proposed Resolution Agreement 01/29/2021.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Jerry Burkhardt, number 18152, H-3-I, number 18152, H-3-I, and that of the firm shall be placed on an unsupervised probation for a period of twelve (12) months. The licensee shall enroll in, attend, and complete the Special Board Laws & Rules course and submit

to the Board's office within the next thirty (30) days copies of all employee W-4's and by the end of the probation submit a copy of all employee W-2's.

Callahan, Allen R.
Al's Plumbing Co.
Parkton, NC

License# 8910 P-I

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

Allen Callahan signed a Proposed Resolution Agreement 01/25/2021.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Allen Callahan, number 8910 P-I, and that of the firm shall be placed on an unsupervised probation for a period of twelve (12) months. The licensee shall enroll in, attend, and complete the Special Board Laws & Rules course and shall 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.

Evans, Dwayne T.
Kenansville, NC

License# 23469 P-I (Retired)

Allegations licensee was absent many times during his tenure with Evans Electrical Services, LLC, the firm did not demand that the licensee be involved to meet the minimum time requirement working at the firm or on the firm job sites, the licensee did not perform proper supervision, licensee was absent from the firm for about 7 months during medical procedures, then upon his return to work, he worked minimal hours, and the firm knowingly continued to operate doing plumbing work while the licensee was not around and could not perform supervision. Resolution Conference held on 09/01/2020.

Licensee failed to appear. Conference results hand delivered to licensee 01/13/2021.

The Review Committee found that the allegations were supported by the evidence and recommended that the ability of his former firm, Evans Electrical Services, LLC to obtain a license be revoked. Dwayne Evans, license number 23469 was retired on 12/31/2007.

Fogel, Randy Jr.
Fogel Services
Myrtle Beach, SC
License# 33234, H-3-I

Allegations licensee violated the State Mechanical Code, failed to comply with the 21 NCAC 50 .0404 active employment rule, failed to provide proper supervision, and sub-contracted to unlicensed contractors me-

chanical installations requiring a license. Randy Fogel signed a Proposed Resolution Agreement 02/05/2021.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Randy Fogel, number 33234 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, by 02/19/2021, the licensee must assure that his license has been listed with the Board in the name that he currently operates his business. Licensee must submit to the Board's office by 02/19/2021 copies of all employees W-4's and by the end of the probation submit a copy of all employees W-2's. By 02/19/2021 the contractor shall return to the homes located at Ocean Isle Beach, NC and perform a thorough Manual J load calculations, Manual D duct designs and a Manual S equipment sizing calculations. The licensee shall enroll in, attend, and complete the Special Board Laws & Rules.

Gower, Roger E.
Gower Plumbing, Heating & A/C, Inc.
Smithfield, NC

License# 7379 PH-3-I

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

Roger Gower signed a Proposed Resolution Agreement 02/26/2021.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Roger Gower, number 7379 PH-3-I, and the license of the firm, be surrendered to the Board. The act of surrendering the license to the Board will considered as a license revocation..

Hinson, Brian S.
Hinson Services, Inc.
Monroe, NC

License# 19774 PH-1,2&3-I

Allegations 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, violated the minimum standard of the North Carolina State Mechanical Code, and failed to perform load calculation(s) and acknowledged that he sized the equipment based on square footage.

Resolution Conference held 01/25/2021.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Brian Hinson, number 19774 PH-1,2&3-I, and that of the firm shall be placed on unsupervised pro-

bation for a period of eighteen (18) months. 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 course.

Lynn, Derek

**Thermo Direct, Inc.
Garner, NC**

License# 23462 H-3-I

Allegations licensee failed obtain a permit prior to commencing work for flex ductwork changeout with duct sealing and vapor barrier installation in the crawlspace of a home and failed to request final inspection within 10 days of substantial completion of the work.

Derek Lynn signed Proposed Resolution Agreement 01/21/2021.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Derek Lynn, number 23462 H-3-I, and that of the firm shall be placed on an unsupervised probation for a period of twelve (12) months. The licensee shall enroll in, attend, and complete the Special Board Laws & Rules course.

Newman, Cody J.

**A and H Heating and
Cooling Services, LLC
Flat Rock, NC**

License# 31570, H-3-I

Allegations licensee, during March 2020 at the start of COVID 19, licensee failed to pull the required permit and have the mechanical installation inspected as required by GS 87-21 section .0402 of the Board laws and rules. Cody Newman signed Proposed Resolution Agreement 01/22/2021.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Cody Newman, number 23462 H-3-I, and that of the firm shall be placed on an unsupervised probation for a period of twelve (12) months. The licensee shall enroll in, attend, and complete the series of Special Mechanical Code courses and the Special Board Laws & Rules course. Licensee shall 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.

**Putnam, Terry L.
Lincolnton, NC**

License# 12724 H-3-I

Licensee can no longer maintain or fulfill the requirements of a licensee of this board in the mechanical field.

Terry Putnam signed Proposed Resolution Agreement 01/21/2021.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Terry Putnam, number 12724 H-3-I, be surrendered to the Board. The act of surrendering the license will be recorded as a licensing revocation.

**Rogers, Andrew M.
Indian Trail, NC**

License# 33847 H-3-I

Allegations licensee violated the Proposed Resolution Agreement by failing to attend the Board Laws and Rules class and failed to remove his license from the name of the HVAC firm where he no longer works.

Resolution Conference held 01/27/2021.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Andrew Rogers, number 33847 H-3-I, and that 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.

Smith, Timothy

**Romanoff Floor Covering, Inc.
Smyrna, GA**

License# 33074 P-I

Allegations licensee allowed permits to be pulled under his license for 10 jobs that were performed between March 2020 and June 2020 by the firm Romanoff Renovations while the licensees license number was listed in his individual name, failed to provide supervision in that he has not reviewed any of the work performed between March 2020 and June 2020, licensee acknowledged that during his employment with Romanoff Renovations and now with Romanoff Floor Covering, Inc. that he has never been to any office operated by Romanoff Renovations or Romanoff Floor Covering, Inc. Mr. Smith resides in Reidsville, NC with the office located about 94 miles away from his home, allowed other jobs to be performed under his license while the licensees license number was listed in his individual name, acknowledged that the jobs listed in these complaint were performed under his license by Romanoff Renovations without his knowledge, engaged in business under a different name or style of business than appears on his license, obtained a permit and allowed his license number to appear on a permit on a job where the licensee did not hold the contract with the homeowner or general contractor and did not supervise the work, and failed to execute contractor for work performed under his license.

Resolution Conference held 01/21/2021.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Timothy

Smith, number 33074, and the license of the firm be suspended for a period of twelve (12) months. 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 33074 P-I, and that of the firm shall be placed on supervised probation for a period of twenty-four (24) months.

Stewart, John A.

**Service Plumbing of Charlotte, Inc
Cornelius, NC**

License# 21542 P-I, Sublicensee

Allegations 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, violated the minimum standard of the North Carolina State Plumbing Code, violated the minimum standard of the North Carolina State Fuel Gas Code, and created potential risk of personal injury or property damage.

Resolution Conference held 01/25/2021.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of John Stewart, number 21542 P-I, and that of the firm shall be placed on supervised probation for a period of twelve (12) months. 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.

Sutton, Neil Jr.

**Larsana Heating & Cooling, LLC
Charlotte, NC**

License# 33173 H-3-I

Allegations the licensee violated probation from file number 2017-362 on a job performed in February 2018, 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(s), violated the minimum standard of the North Carolina State Mechanical Code, and renewed the license for 2020 & 2021 in the name of the firm that closed their doors in November of 2019.

Resolution Conference held 01/25/2021.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Neil Sutton, number 33173 H-3-I, and the license of the firm be suspended for a period of four (4) months. Among other requirements during the suspension, within 90 days of institution of this order the licensee shall refund to the homeowner the sum of \$975.00.

Upon successful completion of the suspension, I agree that my license, number 33173 H-3-I, and that of the firm shall be placed on supervised probation for a period of twenty-four (24) months.

Taylor, Michael J.
Comfort First Heating & Cooling, Inc.
Matthews, NC

License# 33938 H-3-I

Allegations 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/coil installation, and violated the minimum standard of the North Carolina State Mechanical Code.

Resolution Conference held 01/28/2021.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Michael Taylor, number 33938 H-3-I, and that of the firm shall be placed on unsupervised probation for a period of eighteen (18) months. Among other requirements, the licensee, within thirty (30) days of approval of this agreement, shall refund to the homeowner

the \$1,072.00 they were paid for the install, and \$342.13 the homeowner paid to Morris-Jenkins. Within sixty (60) days of approval of this agreement the licensee shall submit documentation to the board that the above funds have been reimbursed. The licensee shall enroll in, attend, and complete the series of Special Mechanical Code courses and the Special Board Laws & Rules course.

Thompson, Brian G.
ACC Plumbing & Backflow LLC
Charlotte, NC

License# 31453 P-I

Allegations 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 complete job in a timely manner, and violated the minimum standard of the North Carolina State Plumbing Code.

Resolution Conference held 01/25/2021.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Brian Thompson, number 31453 P-I, and the license of any firm he will qualify shall be

placed on supervised probation for a period of three (3) years. Among other requirements, the licensee shall enroll in, attend, and complete the Special Board Laws & Rules course.

Vaughan, Randy J.
Vaughan HVAC LLC
Mt. Airy, NC

License# 19298 H-1-2-3-I

Allegations of misconduct in that the licensee falsified the 2020-04 form PHFP 1-B for an exam applicant.

Randy Vaughan signed Proposed Resolution Agreement 02/24/2021.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Randy Vaughan, 19298 H-1-2-3-I, and the license of the firm be shall be placed on unsupervised probation for a period of twelve months. Among other requirements during the probation, the licensee shall only verify actual experience that the applicant received while working under his license and direct supervision. The licensee shall enroll in, attend and complete the Special Board Laws & Rules course.

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.

Baldzhiev, Radoslav K.

Pineville, NC

Allegations of documentation inconsistencies in connection with an application for a heating license. Board accepted the surrender of the existing plumbing license of the individual and firm in a 3/9/21 Consent Order.

Beasley, Johnny M.

Benson, NC

Allegations of plumbing contracting without a valid license. Judgment of Permanent Injunction filed 2/26/21 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

Bianco, Robert A.

Moncure, NC

Allegations of plumbing and heating contracting without a valid license. Judgment of Permanent Injunction filed 2/19/21 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

Blanton, Roy C.

Hampstead, NC

Formal Hearing 1/12/2021. Consent Order approved by the Board noting code and design issues and putting Respondent on a 12 month unsupervised probation, requiring work to correct issues, design and code classes, and the Board laws and rules class, with suspension of license the consequence of failure to comply with the probation.

Bowles, Hunter

Pittsboro, NC

Allegations of heating contracting without a valid license. Judgment of Permanent Injunction filed 3/12/21 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

Brigmon, Kyle E.

York, SC

Allegations of plumbing contracting without a valid license. Judgment of Permanent Injunction filed 2/12/21 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

Capps, Virgil

Candler, NC

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

filed 2/12/21 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so. Defendant served 2/23/21.

Dover, James C.

Harrisburg, NC

Allegations of plumbing contracting without a valid license. Judgment of Permanent Injunction filed 3/26/21 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

Hatcher, Daniel T.

Chinquapin, NC

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

Helms, Dale B.

Albemarle, NC

Allegations of heating contracting without a valid license. Judgment of Permanent Injunction filed 2/26/21 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

Herald, Jason A.

Hickory, NC

Allegations of heating contracting without a license. Judgment of Permanent Injunction filed 3/3/21 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

Herndon, Bill

Concord, NC

Allegations of plumbing contracting without a valid license. Order of Permanent Injunction by Summary Judgment filed 4/7/21 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

Higginbotham, Michael

Franklinton, NC

Allegations of heating contracting without a license. Judgment of Permanent Injunction filed 3/12/21 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

Horne, Barry

Chadbourn, NC

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

Hughes, J. David

Griffin, GA

Allegations of heating contracting without a valid license. Judgment of Permanent Injunction filed 3/12/21 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

Jones Jr., Randall A.

Newport, NC

Allegations of heating contracting without a valid license. Judgment of Permanent Injunction filed 3/26/21 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

King, Daniel B.

Forest City, NC

Allegations of plumbing contracting without a license. Judgment of Permanent Injunction filed 3/26/21 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

Klapish, Barry

Charlotte, NC

Allegations of heating contracting without a license. Judgment of Permanent Injunction filed 2/19/21 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

Mattar, Alberto

Charlotte, NC

Allegations of heating contracting without a license. Judgment of Permanent Injunction filed 3/17/21/21 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so. Individual Defendant served 3/22/21. Corporate Defendant served 3/23/21.

Monroe, Gerald

Aberdeen, NC

Allegations of plumbing contracting without a valid license. Judgment of Permanent Injunction filed 3/3/21 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

Attorney's Report

Rosedahl, James**Lexington, NC**

Allegations of heating contracting without a valid license. Judgment of Permanent Injunction filed 3/19/21 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

Rubio, Saul C.**Ocracoke, NC**

Allegations of plumbing contracting without a valid license. Judgment of Permanent Injunction filed 2/12/21 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

Tapia, Constantion**Thomasville, NC**

Allegations of heating contracting without a valid license. Judgment of Permanent Injunction filed 2/26/21 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so. Defendants served 3/8/21.

Wells, Grey B.**Asheville, NC**

Allegations of plumbing contracting without a valid license. Judgment of Permanent Injunction filed 3/19/21 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

Willet, Stanley P. .**Black Mountain, NC**

Allegations of heating contracting without a valid license. Judgment of Permanent Injunction filed 3/26/21 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.