



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

July 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

Board Marks 90th Anniversary of Service

In June of this year, the Board marked ninety years of service to the State of North Carolina. The Board was created by North Carolina General Assembly in 1931 for the purpose of protecting the health, safety, and welfare of the citizens of the State. This is accomplished by prescribing the standard of competence, experience and efficiency of individuals who seek licensure, and by enforcing the statutory requirements and administrative rules established by the State.

The Board currently consists of seven members, appointed by the Governor, who serve a seven-year term, with one term expiring each year. This helps to ensure stability, continuity, and consistency in the Board by retaining eighty-five percent of the knowledge held by the experienced members from one year to the next.

Four of the Board members are contractors representing the plumbing, heating, air conditioning, and fire sprinkler trades. The other three positions are filled by an inspector, a member of the state university engineering school, and a public member with no ties to the trades. Since its inception, there have been fifty-five board members who have served. These members have skillfully guided the board staff in protecting the citizens of North Carolina and helping to make our licensed contractors more successful.

When created in 1931, the Board was responsible for issuing only two licenses. One for plumbing contractors and the other for heating contractors installing boilers for hot water and steam systems. Licensure was only required for contractors working in cities and towns with a population greater than 10,000. Although some larger cities and towns had inspection departments, permits and inspections were not mandatory.

The first license was issued on June 4, 1931 to W.R. Doshier, Jr. of Wilmington, who received both the plumbing and heating contractor qualifications. A total of 251 licenses were issued in the first seven months of the Board's operation that year, with only 38 issued the following year. During its ninety years, the Board has added an average of nearly 400 new licensees per year.

In 1939, the definition of heating was redefined, which created two licensing groups. Heating Group I was established for hot water and steam systems, and with central air conditioning beginning to make its appearance in commercial buildings, Heating Group 2 was established for forced air systems with over fifteen tons of cooling capacity. There were also two classes created, which applied to both plumbing and heating license groups: Class I for single-family detached dwellings only and Class II for work in all buildings.

Thirty-eight years later, in 1967, central heating and cooling was becoming popular in residential occupancies and smaller commercial buildings. In response, the General Assembly established the Heating Group 3 license forced air systems with cooling capacity of fifteen tons or less.

(continued on next page)

Board Marks 90th Anniversary of Service (continued)

In 1972, the General Assembly passed legislation requiring plumbing and heating contractor licensure statewide, regardless of population. The new requirement included a “grandfather clause” which allowed established and experienced contractors to apply for licensure without examination for a limited time. Even though licensure was now mandatory statewide, permits and inspections were not. It would be another thirteen years before the General Assembly enacted laws in 1985 requiring every city and county to establish a building inspection department and perform inspections.

In the mid-to-late 1980’s, the fire sprinkler industry approached the General Assembly with a desire for professional licensing of their trade, and in 1990, the General Assembly established the Fire Sprinkler Installation Contractor license, with a limited-time grandfather period for established and experience contractors.

In 1994, the General Assembly established the Fuel Piping Installation Contractor license. Fuel piping privileges were a part of all plumbing and heating licenses, but this allowed contractors who worked exclusively in the installation of on-premises propane & natural gas piping to do so without obtaining a plumbing or heating license.

2003 saw the expansion of the fire sprinkler license offerings, with the addition of the Fire Sprinkler Inspection Contractor, Fire Sprinkler Inspection Technician, and Limited Fire Sprinkler Maintenance Technician licenses.

As the installations of multi-purpose residential fire sprinkler systems (which use the same supply and distribution piping for all plumbing fixtures and fire sprinkler heads) began to increase, the Board responded by creating the Residential Fire Sprinkler Installation Contractor license in 2010. This allows experienced plumbing contractors to expand their services to include these life-saving systems.

In 2012, the Technician license was created and offered for Plumbing, Heating Groups 1, 2 & 3, and Fuel Piping). Although this is not a contractor license, technicians listed as sub-licensees of contractors can assist the contractor with the required supervision of work duties. Technicians must pass the highest level of technical exam in the discipline, which allows them to upgrade to a contractor license by passing the business exam.

2014 was the year that the Restricted Limited Plumbing Contractor was established, which among other things, allowed licensed irrigation contractors to make their own connection to the potable water system and allowed water treatment contractors to install their systems as well.

In 2016, four more licenses were established for employees of state and local governments, including schools in the state university system, and city and county maintenance departments, school systems and jails. These are known as State & Local Government Technician licenses, and are offered for Plumbing and Heating Groups 1, 2 & 3.

Following that, the Board also created licenses are for Private Educational Institutions, which extends the same offerings as the State & Local Government Technician licenses, but to privately-owned schools, colleges, and universities.

The most recent license to be added, which was created by the General Assembly, is the Residential Fire Sprinkler Design Contractor, which brought the total number of licenses available from the Board to twenty-eight.

In its ninety years of operation, the Board has issued 35,300 licenses. Of those, approximately 14,000, or just over forty percent, are currently active.

The Board is fully self-funded by the fees charged for licensing and annual renewal, as well as the processing of various applications, forms, and the sale of publications. Even though the Board does not receive a penny of tax revenue or other State funding, it is required to submit annual reports to several State oversight agencies including the Governor’s Office, the State Treasurers Office, the Office of State Budget Management, the Department of Revenue, and others. Many of these reports include a copy of the independent financial audit, which is conducted annually.

The Board currently has 13 full-time and 1 part-time staff members who serve over 14,000 active licensees, hundreds of individuals who apply and test for licensure, and hundreds of homeowners who file complaints against licensed and unlicensed contractors. As in the past, the Board and it’s staff stand ready to meet the challenges of a constantly changing world and will continue to use knowledge, experience and technology to provide service to the citizens and contractors of our Great State.

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

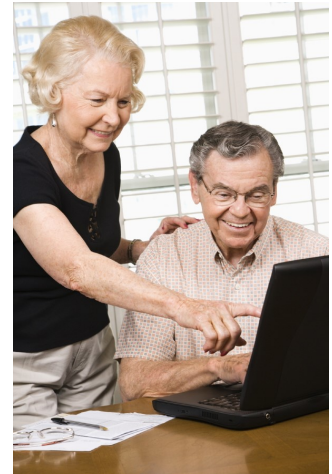
Kevin Thibodeaux

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
Beckett, C. Thomas	Hendersonville, NC	03/16/2021	Kharbat, Abdhallah	Raleigh, NC	04/27/2021
Boone, Mark	Gibsonville, NC	04/06/2021	Mitchell, Michael	Rolesville, NC	04/26/2021
Cherka, Steven P.	Shelby, NC	03/10/2021	Tate, Jimmie D.	Stanley, NC	03/02/2021
Datko, Alexander	Fairview, NC	03/16/2021	Webster, Richard E.	Kernersville, NC	04/27/2021
Harris, Arthur C.	New Bern, NC	04/20/2021	Williams, Conrad A.	Ayden, NC	04/13/2021
Hogg, Jason M.	Knightdale, NC	03/04/2021			

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
Carson, Aaron B.	Bryson City, NC	05/19/2021	Morrisey, Ricky	Fayetteville, NC	06/29/2021
Dominguez, Roman	Wendell, NC	06/9/2021	Newsome, Jordan	Charlotte, NC	03/29/2021
Harrill, Clinton W.	Forest City, NC	05/18/2021	Pezzoli, Rob	Raleigh, NC	05/18/2021
Heiner, Kirk	Raleigh, NC	06/23/2021	Randall, Dishawn O.	Supply, NC	06/24/2021
Katz, Michael D.	Raleigh, NC	05/12/2021	Sotelo, Alaan	Asheville, NC	06/10/2021
Morrisey, Devon	Fayetteville, NC	06/29/2021			

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.

Buro, George
Colts Cooling
Lewisville, NC
License# 19568 H-1, 3-1
 Allegations licensee failed to obtain permit(s) prior to commencing work.
 George Buro signed a Proposed Resolution

Agreement 03/25/2021.
 The Review Committee found that the allegations were supported by the evidence and recommended that the license of George Buro, number 19568 H-1, 3-1, and that of the firm shall be placed on unsupervised probation for a period of twelve (12)

months. Among other requirements during the probation, the licensee shall enroll in, attend, and complete the Special Mechanical Code course and the Special Board Laws & Rules course.

Chick, Joshua E.
Reliable Home Solutions, LLC
Raleigh, NC

License# 33797 H-3-I

Allegation's licensee failed to obtain permit(s) prior to commencing work, failed to request inspections within 10 days of substantial completion of work, failed to provide adequate supervision, and violated the minimum standard of the North Carolina State Mechanical Code.

Resolution Conference held 04/27/2021.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Joshua Chick, number 33797 H-3-I, and that of the firm shall be placed on unsupervised probation for a period of twelve (12) months.

Among other requirements during the probation, the licensee enroll in, attend, and complete the series of Special Fuel Gas Code and Design courses and the Special Board Laws & Rules course.

Creech, Billy Earl
Billy Creech Plumbing & Trenching
Princeton, NC

License# 19335 P-I, L.GOV 35325

Allegation's licensee failed to withhold taxes and paid unlicensed individuals using a 1099 Form in violation of the Board rule 21 NCAC 50.0512., failed to provide adequate supervision, and obtained a permit and allowed his license number to appear on a permit on a job where the licensee did not hold the contract with the homeowner or general contractor and did not receive the contractual payment for the job. Billy Creech signed a Proposed Resolution Agreement 04/27/2021.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Billy Creech, number 19335 P-I, and that of the firm shall be placed on a supervised probation for a period of twelve (12) months.

Among other requirements during the probation, the licensee shall assure that his license has been listed with the Board in the name that he currently operates his business. Licensee agrees to complete the online form to acquire the state and local government technician license within the next seven (7) business days from today, and enroll in, attend, and complete the series of Special Fuel Gas Code and Design courses and the Special Board Laws & Rules course.

Davis, Timothy S.
S. Davis Heating & Cooling
Black Mountain, NC

License# 31419 H-2&3-I

Allegations licensee failed to obtain permit(s) prior to commencing work, failed to perform load calculation prior to performing installa-

tion, hired an individual and paid the individual in cash without withholding taxes, operated the firm S. David Heating & Cooling, while his license has been listed in his individual name since having become licensed. Mr. Davis confirmed he started around 2012. Mr. Davis has now listed his license in the name of the firm.

Resolution Conference held 03/15/2021.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Timothy Davis, number 31419 H-2&3-I, and that of the firm shall be placed on unsupervised probation for a period of twelve (12) months. Among other requirements during the probation, the licensee shall enroll in, attend, and complete the Special Board Laws & Rules course.

Decker, Cameron
Patriot Plumbing Services, LLC.
Asheville, NC

License# 34010 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 provide adequate supervision, allowed the use of license by unlicensed persons by issuing 1099's to unlicensed persons, engaged in business under a different name or style of business than appears on his/her license, and failed to be truthful to investigator during the investigation. The license has now been listed in the business name.

Resolution Conference held on 03/18/2021.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Cameron Decker, number 34010 P-I, and that of the firm shall be placed on unsupervised probation for a period of twenty-four (24) months. Among other requirements during the probation, the licensee shall enroll in, attend, and complete the Special Board Laws & Rules course.

Edwards, Jonathan S.
Ranes Htg. & Air Condtg, Inc.
Henderson, NC

License# 34480 H-3-I

Licensee failed to carry out adequate ductwork installation and system design, contracted and performed 88.5 tons of heating/cooling on the Vance County Jail, worked outside the licensees current licensing qualifications, and failed to provide the specific manufacturer equipment on a job according to the contract.

Resolution Conference held 04/28/2021.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Jonathan Edwards, number 33480 H-3-I, and that of

the firm shall be placed on supervised probation for a period of twenty-four (24) months. Among other requirements during the probation, the licensee, within thirty (30) days approval of this agreement, return to the job located at Watson Seed Farm Rd. and install a new Heil package unit (per the contract) and properly install the duct work and rain shield. This work shall be performed at the expense of the contractor who shall also obtain a permit and obtain a final approved inspection. Within forty (40) days of approval of this agreement the licensee shall submit to the board evidence that this work has been accomplished. The licensee shall enroll in, attend, and complete the Special Board Laws & Rules course.

Fensterer, Eric
Rutherford Heating & Air, Inc.
Spindale, NC

License# 16710 H-1,2&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, failed to provide supervision, failed to perform proper load calculation in that the licensee designed a system with a 68-degree indoor cooling design when the code requires 75-degree indoor design, failed to perform proper load calculation and duct design, 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 on 03/16/2021.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Eric Fensterer, and that of the firm shall be placed on unsupervised probation for a period of eighteen (18) months. Among other requirements during the probation, the licensee shall enroll in, attend, and complete the Special Board Laws & Rules course and the Special Mechanical Design course. In addition, within sixty (60) days, the contractor shall return to the home at 1186 Andrews Mill and perform a thorough Manual J load calculation to the current construction conditions, Manual D duct design and a Manual S equipment sizing calculation. If the calculations reveals that the currently installed equipment and/or ductwork is improperly sized, then the contractor shall obtain a permit from the local inspection department, replace the improperly sized equipment and ductwork with properly sized equipment and ductwork and obtain a final inspection within seventy-five (75) days of approval of this order. The licensee, Eric Fensterer, shall personally provide onsite supervision on this job for all work that is to be performed. The contractor shall submit evidence to the board within

ninety (90) days of the final inspection and shall submit a copy of all the calculations. This work shall be performed at no expense to the homeowners.

**Fisher, Wayne F.
Cary, NC**

License# 31660 H-2&3-I, Sublicensee
Allegation's licensee failed to provide supervision, failed to carry out adequate ductwork installation and system design, violated the minimum standard of the North Carolina State Mechanical Code, and failed to respond to consumer in a timely manner/poor business practice.

Resolution Conference held 04/27/2021. The Review Committee found that the allegations were supported by the evidence and recommended that the license of Wayne Fisher, number 31660 H-2&3-I, be suspended for a period of six (months). Among other requirements during the suspension, the licensee shall within 90 days return to the home Hartness Dr., correct this system to assure it is properly sized and delivering the proper amount of conditioned throughout the home as per Manual D, Manual J & Manual S. The licensee shall obtain a letter from the homeowners that they are satisfied, and a copy of that letter shall be sent to the board within 100 days of this agreement. In addition, licensee shall return to the home at 21Oakenshaw Dr., correct this system to assure it is properly sized and delivering the proper amount of conditioned throughout the home as per Manual D, Manual J & Manual S. The licensee shall obtain a letter from the homeowners that they are satisfied, and a copy of that letter shall be sent to the board within 100 days of this agreement. The licensee shall enroll in, attend, and complete the Special Board Laws & Rules course.

**Fuller, William Ray III
Fuller Services L.L.C.
Wendell, NC**

License# 33035 P-I
Allegation's 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, obtained money, and failed to complete installations (job abandonment), violated the minimum standard of the North Carolina State Plumbing Code, failed to respond to consumer in a timely manner/poor business practice, filed to respond to multiple investigators many calls as part of the investigation of the three complaints, and failed to obtain permits on outstanding jobs after repeated recommendations for the board's investigators.
Resolution Conference held 04/26/2021. The Review Committee found that the alle-

gations were supported by the evidence and recommended that the license of William Fuller, number 33035 P-I, and the license of the firm be suspended for a period of six (6) months. Among other requirements during the suspension, the licensee shall within 30 days of the institution of the suspension they licensee return to this property at 1629 Crockers Nub. Rd., obtained the required permit, corrected all installation issues, and obtained a final approved inspection from the local inspection department. This includes fully uncovering all work (behind sheet rock and underground) to assure the inspection has been performed completely. This work also covers finishing the sheetrock and covering any ditches and shall be performed at no expense to the homeowner. In addition, during this timeframe, the licensee shall refund to the homeowner \$318.00, the homeowner paid someone else to perform a small amount of the repairs. Within 45 days of the institution of the suspension the licensee shall submit evidence to the board that he has received a final approved inspection. Within 30 days of the institution of the suspension they licensee shall return to this property 952 South Philwood. Ct., obtain the required permit, corrected all installation issues, and obtained a final approved inspection from the local inspection department. This work shall be performed at no expense to the homeowner. Within 45 days of the institution of the suspension the licensee shall submit evidence to the board that he has received a final approved inspection. The licensee shall enroll in, attend, and complete the Special Board Laws & Rules course. Upon successful completion of the suspension, his license, number 33035 P-I, and that of the firm shall be placed on supervised probation for a period of twenty-four (24) months. The licensee shall enroll in, attend, and complete the series of Special Contractor Business Management courses.

**Howard, Thomas
T. P. Howard's Plumbing Co., Inc.
Fairview, NC**

License# 10470 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. This job has now been permitted, inspected, and has received a certificate of completion. Licensee failed to provide adequate supervision, and violated the minimum standard of the North Carolina State Plumbing Code.
Resolution Conference held on 03/18/2021. The Review Committee found that the allegations were supported by the evidence and recommended that the license of Thomas

Howard, number 10470 P-I, and that of the firm shall be placed on unsupervised probation for a period of twelve (12) months. Among other requirements during the probation, the licensee shall enroll in, attend, and complete the Special Board Laws & Rules course.

**Keteles, Kenneth
Accu-Temp, Inc.
Youngsville, NC**

License# 17958 H-3-I
Allegations licensee allowed a person named Stan to perform the HVAC installation under his license where the licensee assisted and helped Stan, but Stan was paid by the building owner. Stan was not on my payroll, licensee has been paying his son via the use of 1099, after meeting with the board investigator on October 1, 2020, the licensee agreed to submit to the investigator a copy of his contract, load calculation or engineered drawings and the name of the individual who set the equipment by October 6, 2020. To date this information has not been presented to the board's investigator or the board, knowingly installed an undersized piece of equipment to condition the commercial building. According to the licensee the total tonnage, with people and make up exhaust air would have required a 5-ton unit and violated the minimum standard of the North Carolina State Mechanical Code in the two inspections on this job were failed for code violations.
Resolution Conference held 04/26/2021. The Review Committee found that the allegations were supported by the evidence and recommended that the license of Kenneth Keteles, number 17958 H-3-I, and that of the firm shall be placed on unsupervised probation for a period of twelve (12) months. Among other requirements, the licensee shall enroll in, attend, and complete the Special Board Laws & Rules course.

**Liscum, Johnny T.
Raleigh Plumbing Department, LLC
Raleigh, NC**

License# 33461 P-I
Allegation's licensee failed to have written contracts for the job, contracted with an unknown unlicensed general contractor, failed to meet City of Durham Cross Connection Department requirements for the installation of a backflow preventer, failed to obtain final inspections, and allowed the use of license by unlicensed persons (Patricio, Geronimo, and Geronimo's cousin) by issuing 1099's to unlicensed persons.
Resolution Conference held 04/29/2021. The Review Committee found that the allegations were supported by the evidence and recommended that the license of Johnny Liscum, number 17958 H-3-I, and that of the

firm shall be placed on unsupervised probation for a period of twelve (12) months. Among other requirements, within 10 days of approval of this agreement the licensee shall submit to the Board the full names, addresses and telephone numbers of Patricio, Geronimo, and Geronimo's cousin the licensee shall enroll in, attend, and complete the Special Board Laws & Rules course and the licensee shall enroll in, attend, and complete the series of Special Contractor Business Management courses.

Mabe, Tobie
L & H Heating and
Air Conditioning Services INC
Summerfield, NC
License# 33408 H-3-I

Allegation's licensee submitted a Board H-2 exam application dated February 26th, 2021. Licensee acknowledged that he performed some H-2 Installation work which was outside of his license H-3-I qualification. Tobie Mabe signed a Proposed Resolution Agreement 04/22/2021. The Review Committee found that the allegations were supported by the evidence and recommended that the license of Tobie Mabe, number 33408 H-3-I, and that of the firm shall be placed on unsupervised probation for a period of twelve (12) months. Among other requirements during the probation, the licensee shall enroll in, attend, and complete the Special Board Laws & Rules course

Miller, Scott P.
Asheville Gas Man, LLC.
Asheville, NC
License# 32873 FP

Allegations that the only licensee of the firm was absent from the firm for about two months, had 12 outstanding permits from the Buncombe County Inspection Department without final inspection (some of the permits were for work still in progress), and failed to provide supervision.

Resolution Conference held on 03/17/2021. The Review Committee found that the allegations were supported by the evidence and recommended that the license of Scott Miller, number 32873 FP, shall be placed on unsupervised probation for a period of twelve (12) months. The firm of Asheville Gas Man, LLC shall not be under the probation agreement when and if Mr. Miller no longer licenses the firm. Among other requirements during the probation, the licensee shall enroll in, attend, and complete the Special Board Laws & Rules course.

Moredock, Charles
Raleigh, NC
License# 30966 H-2&3-I

Allegation's licensee failed to provide supervision, failed to carry out adequate ductwork

installation and system design, failed to perform load calculation(s), and failed to sign contracts.

Resolution Conference held 04/27/2021. The Review Committee found that the allegations were supported by the evidence and recommended that the license of Charles Moredock, number 30966 H-2&3-I, and that of the firm shall be placed on unsupervised probation for a period of twenty-four (24) months. Among other requirements, the licensee shall enroll in, attend, and complete the Special Board Laws & Rules course.

Nichols, William R.
Precision Climate
Charlotte, NC
License# 22221 H-3-I

Allegations that the licensee failed to ensure a permit was obtained for the installation of a new electric heat pump system with all new duct work, failed to perform a load calculation, failed to comply with the Board rules and regulations on bona-fide employees by failing to withhold taxes and issued 1099's to his employees for the tax year, failed to request final inspection within 10 days of substantial completion of the work, and failed to specify payment terms, work schedule or scope of work properly in contract.

William Nichols signed Proposed Resolution Agreement 04/13/2021. The Review Committee found that the allegations were supported by the evidence and recommended that the license of William Nichols, number 22221 H-3-I, and that of the firm shall be placed on an unsupervised probation for a period of (12) months. Among other requirements, 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 30 days copies of all employees W-4's and by the end of the probation submit a copy of all employees W-2's.

Parker, Stuart
Anchor Plumbing of WNC, Inc.
Swannanoa, NC
License# 32752 P-I

Allegations licensee failed to provide adequate supervision in that the firm has 25 plumbers working in multiple states, improper supervision in that the license used pictures and videos in lieu of physically appearing on the job to review the work and failed to hold a written contract.

Resolution Conference held on 03/16/2021. The Review Committee found that the allegations were supported by the evidence and recommended that the license of Stuart Parker, number 32752 P-I, and that of the firm shall be placed on unsupervised probation for a period of twelve (12) months. Among other requirements during the probation, the

licensee shall enroll in, attend, and complete the Special Board Laws & Rules course.

Pulliam, Carlton
One Touch Heating & Cooling LLC
High Point, NC
License# 19679 H-3-I

Allegations the firm provided a flat rate price for the replacement of the duct system and obtained the homeowners portion of the funds (\$1,350.00) not covered by the homeowner warranty company, then failed to perform the installation because they claimed it could not be installed in the attic. Another firm ended up performing the installation in the attic, contrary to the firms claim that it could not be installed in the attic, damaged the hardwood flooring in the home, failed to obtain permit(s) prior to commencing work, and failed to provide supervision.

Resolution Conference held 04/26/2021. The Review Committee found that the allegations were supported by the evidence and recommended that the license of Carlton Pulliam, number 19679 H-3-I, and that of the firm shall be placed on unsupervised probation for a period of twenty-four (24) months. Among other requirements, the licensee shall enroll in, attend, and complete the Special Board Laws & Rules course.

Reep, Joey D.
J&J Sheetmetal Heating & Air
Maiden, NC
License# 17968 H-2&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, failed to provide supervision, failed to perform load calculation(s), violated the minimum standard of the North Carolina State Mechanical Code, installation performed in a poor workman like manner / poor workmanship, and after meeting with the Board's Administrative Officer in reference to this complaint the licensee sent staff back to make corrections and the licensee still failed to return to the job to provide supervision. Joey Reep signed a Proposed Resolution Agreement 03/26/2021.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Joey Reep, 17968 H-2&3-I, shall be surrendered to the Board. The license surrender will be treated as a license revocation.

Stamey, Chad
Nebo, NC
License# 28498 P-II

Allegations licensee, with an expired license since 2018, accepted payment for a mechanical installation, and was also paid by another licensee contractor with cash and or a form

1099.

Chad Stamey signed a Proposed Resolution Agreement 03/26/2021. The Review Committee found that the allegations were supported by the evidence and recommended that the license of Chad Stamey, number 28498 P-II, and that of the firm shall be placed on unsupervised probation for a period of twelve months, beginning after the renewal of the plumbing license. The licensee shall enroll in, attend, and complete the Special Board Laws & Rules course.

**Stamey, Ronald L.
Stamey's Heating &
Air Conditioning, Inc.
Marion, NC**

License# 13889 PH-3-I

Allegations licensee allowed Chad Stamey, who does not hold a mechanical license and was paid with personal checks made out to his individual name, to perform licensed work on a mechanical installation, installation was reviewed by Asheville Building Inspections and code violations were noted. Ronald Stamey signed a Proposed Resolution Agreement 03/26/2021.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Ronald Stamey, number 13889 PH-3-I, and that of the firm shall be placed on a supervised probation for a period of twenty-four (24) months. The licensee shall enroll in, attend, and complete the series of Special Fuel Gas Code and Design courses approved by the Board's Executive Director. These courses consist of a series of three - six (6) hour sessions (sessions A, B & C). Within 90 days of approval of this agreement the licensee shall enroll in, attend, and complete the current session of the Special Fuel Gas Code and Design course. After completion of the initial session, the licensee shall take the next session of the Special Fuel Gas Code and Design course, the series of Special Mechanical Code courses, 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.

**Stratton, Weston B. II
BPI Plumbing Inc DBA
Walterboro, SC**

License# 12028 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, violated the minimum standard of the North Carolina State Plumbing Code, allowed the use of license by unlicensed persons, allowed his

license number to appear on a permit on a job where the licensee did not hold the contract with the homeowner or the licensed general contractor, the installation was not performed by the licensee or bona-fide employees of the firm, and the licensee did not supervise the work and did not receive the contractual payment for the job from the homeowner or license general contractor. Resolution Conference held 04/21/2021. The Review Committee found that the allegations were supported by the evidence and recommended that the license of Weston Stratton, number 12028 P-I, and the license of the firm be suspended for a period of twelve (12) months. Among other requirements during the suspension, the licensee shall enroll in, attend, and complete the Special Board Laws & Rules course. In lieu of the suspension listed above going into effect, the suspension shall be held in abeyance and his license, number 12028 P-I, and that of the firm shall be placed on supervised probation for a period of twenty-four (24) months. During the probation, the licensee shall enroll in, attend, and complete the series of Special Plumbing Code and Design courses

**Trickey, Mark T.
Comfort Systems USA
(MidAtlantic), LLC
South Boston, VA
License# 24425 P-I**

Allegations licensee failed to provide adequate supervision, violated the minimum standard of the North Carolina State Plumbing Code, had an excessive amount of code failures on the final inspection and project was not ready for the inspection. Resolution Conference held 04/26/2021. The Review Committee found that the allegations were supported by the evidence and recommended that the license of Mark Trickey, number 24425 P-I, and that of the firm shall be placed on unsupervised probation for a period of twelve (12) months. Among other requirements, the licensee shall enroll in, attend, and complete the Special Board Laws & Rules course.

**Vowell, Lisa
Lisa Christenbury Heating
& Cooling, LLC
Gaston, NC**

License# 15643 H-2&3-I,

Allegations licensee, due to oversight, failed to perform a load calculation, and failed to obtain a permit prior to commencement. Lisa Vowell signed a Proposed Resolution Agreement 03/10/2021. The Review Committee found that the allegations were supported by the evidence and recommended that the license of Lisa Vowell, number 15643 H-2&3-I, and that of the firm

shall be placed on an unsupervised probation for a period of twelve (12) months. Among other requirements during the probation, within five (5) days of the approval of this order the contractor shall return to the home as mentioned above and perform a thorough Manual J load calculation. If the calculations reveals that the equipment is improperly sized, then the contractor shall obtain a permit from the local inspection department, replace the improperly sized equipment with properly sized equipment and ductwork and obtain a final inspection within five (5) days of approval of this order. The contractor shall submit evidence to the board within seven (7) days of the final inspection and shall submit a copy of all the calculations. This work shall be performed at no expense to the homeowners. In addition, the licensee shall enroll in, attend, and complete the Special Board Laws & Rules course.

**Wall, William T.
Carolina Fireplace Distributors, Inc.
Wilmington, NC
License# 24376 FPC**

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

William Wall signed a Proposed Resolution Agreement 02/18/2021. The Review Committee found that the allegations were supported by the evidence and recommended that the license of William Wall, number 24376 FPC, and that of the firm shall be placed on an unsupervised probation for a period of twelve (12) months. Among other requirements during the probation, the licensee shall enroll in, attend, and complete the Special Board Laws & Rules course.

**Warner, Steven
DBA Haynes Heating & Cooling.
Asheville, NC**

License# 19767 H-1,2&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, failed to provide supervision and violated the minimum standard of the North Carolina State Mechanical Code. Resolution Conference held on 03/18/2021. The Review Committee found that the allegations were supported by the evidence and recommended that the license of Steven Warner, number 19767 H-1,2&3-I, and that of the firm shall be placed on unsupervised probation for a period of twelve (12) months. Among other requirements during the probation, the licensee shall enroll in, attend, and complete the Special Board Laws & Rules course.

Whitaker, Brian K.
Whitaker Plumbing Inc.
Kannapolis, NC

License# 17259 P-I

Allegations licensee failed to obtain final inspections, violated the minimum standard of the North Carolina State Plumbing Code, failed to provide supervision, obtained a permit and allowed your license number to appear on a permit on a job where the licensee did not hold the contract with the homeowner or general contractor and did not receive the contractual payment for the job, allowed the use of license by unlicensed persons by allowing an unlicensed person to pull a permit, allowed the use of license by unlicensed persons by issuing 1099's to unlicensed persons, and failed to attend the Board Laws and Rules Class as agreed upon in a Letter of Caution signed on August 8, 2019.

Resolution Conference held on 03/17/2021. The Review Committee found that the allegations were supported by the evidence and recommended that the license of Brian Whitaker, number 17259 P-I, and the license of the firm, Whitaker Plumbing, Inc., be suspended for a period of twelve (12) months. Among other requirements during the suspension, the licensee shall enroll in, attend, and complete the Special Board Laws & Rules course. Upon successful completion of the suspension, his license, number 17259 P-I, and that of the firm, Whitaker Plumbing, Inc., shall be placed on supervised probation for a period of twenty-four (24) months.

Whitley, Eric
E.S. Whitley Plumbing
Norwood, NC

License# 24343 P-I

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

Eric Whitley signed a Proposed Resolution Agreement 03/30/2021. The Review Committee found that the allegations were supported by the evidence and recommended that the license of Eric Whitley, number 24343 P-I, and that of the firm shall be placed on unsupervised probation for a period of 12 months. Among other requirements during the probation, the licensee shall enroll in, attend, and complete the Special Board Laws & Rules course and 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.

Wilson, Darrell
Wilson Mechanical Service
Morganton, NC
License# 32430 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, failed to provide adequate supervision, violated the minimum standard of the North Carolina State Mechanical Code, failure to respond to the consumers; and failure to respond to the board's investigator or the board's office.

Resolution Conference held 03/25/2021.

Licensee failed to appear. Resolution Conference results hand delivered 05/06/2021.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Darrell Wilson, number 32430 H-3-II, and the license of the firm, Wilson Mechanical Service, be suspended for a period of twelve (12) months. Among other requirements, the licensee shall enroll in, attend, and complete the Special Board Laws & Rules course and the series of Special Mechanical Code courses. Upon successful completion of the suspension, the license of Darrel Scott Wilson, number 32430 H-3-II, and that of the firm, Wilson Mechanical Service, shall be placed on supervised probation for a period of twenty-four (24) months.

Woody, James A.
Premier Heating & Air, Inc.
Fayetteville, NC

License# 30486 H-3-I

Allegations licensee violated the minimum standard of the North Carolina State Fuel Gas Code, failed to perform proper load calculation in that the licensee utilized the summer outdoor design temperature for Fayetteville at 100 degrees. According to the load calculation performed by the licensee (as a part of the current complaint file), the licensee's load called for 26,640 BTU's. This would typically equate to a 3-ton unit. The contractor installed a 3.5-ton unit, grossly oversized for a load figured at 100 degrees. Failed to close out a group of outstanding permits, 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 violated probation.

Resolution Conference held 04/30/2021.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of James Woody, number 30486 H-3-I, and that of the firm shall be placed on supervised probation for a period of eighteen (18) months. Among other requirements, the licensee, within 30 days of approval of this agreement, the licensee shall perform an accurate load calculation with appropriate ACCA manual J design cri-

teria for the home at Southview Circle. The licensee shall enroll in, attend, and complete the series of Special Fuel Gas Code and Design courses and the series of Special Mechanical Design courses.

Wooten, James A., IV
Advances Eco Air, Inc.
Arden, NC

License# 34456 H-3-II

Allegations licensee failed to request inspections within 10 days of substantial completion of work, failed to obtain final inspections, failed to provide supervision, failed to perform proper load calculation(s), violated the minimum standard of the North Carolina State Mechanical Code, violated the minimum standard of the North Carolina State Fuel Gas Code, exposed occupant of home to a gas leak, performed installation in a poor workman like manner / poor workmanship, failed to respond to consumer in a timely manner/poor business practice, created risk of personal injury or property damage in that the firm installed a natural gas furnace on a propane gas system that led to a failed heat exchanger, obtained money on two jobs and failed to complete installation (job abandonment), violated probation, failed to perform a detailed and thorough block load calculation per probation agreement, failed to request inspections within 10 days of substantial completion of work per probation agreement, failed to obtain final inspections per probation agreement, failed to provide supervision in that the licensee was residing in Commerce, GA for a 3 plus month period and unable to travel to North Carolina to perform supervision in the Asheville/Hendersonville, NC area while work that required a license was being performed, and failed to maintain written contracts per the probation agreement.

Resolution Conference held on 03/16/2021. The Review Committee found that the allegations were supported by the evidence and recommended that the license of James Wooten, IV, number 34456 H-3-II, and the license of the firm be suspended for a period of three (3) years. Among other requirements during the probation, the licensee shall enroll in, attend, and complete the Special Mechanical Code course. Upon successful completion of the suspension, his license, number 34456 H-3-II, and that of the firm shall be placed on supervised probation for a period of three (3) years.

Yeager, Brett
LS Smith, Inc.
Wilmington, NC
License# 29676 P-I

Allegations licensee failed to provide proper supervision; licensee has not fully actively engaged in the business of the firm and allowed the use of license by unlicensed persons by issuing 1099's to unlicensed persons. Resolution Conference held 04/23/2021. The Review Committee found that the allegations were supported by the evidence and recommended that the license of Brett Yeager, number 29676 P-I, and that of the firm shall be placed on supervised probation for a period of eighteen (18) months. Among

other requirements, the licensee shall enroll in, attend, and complete the Special Board Laws & Rules course.

Yonkers, Daniel
Southernair Heating
& Air Conditioning
Norwood, NC

License# 34285 H-2&3-I (sublicensee)
 Allegations that the licensee violated the State Mechanical Code, failed to obtain final inspections within ten (10) days of substantial

completion of the work, Daniel Yonkers signed Proposed Resolution Agreement 04/28/2021. The Review Committee found that the allegations were supported by the evidence and recommended that the license of Daniel Yonkers, number 34285 H-2&3-I, and that of the firm shall be placed on an unsupervised probation for a period of (12) months. Among other requirements, 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.

Bryant, Myrol L.
Cove City, NC

Allegations of heating contracting without a valid license in violation of prior Judgment of Permanent Injunction. Show Cause hearing requested for 5/24/21. Defendant served 2/16/21. Defendant found in contempt of court during hearing on 5/24/21 and sentenced to 2 active days of jail time, 28 suspended days of jail time and \$500 restitution payment.

Council, Darryl
Durham, NC

Allegations of heating contracting without a valid license. Order of Permanent Injunction by Summary Judgment filed 4/9/21 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

Debrine, Robert S.
Zebulon, NC

Allegations of plumbing contracting without a license. Judgment of Permanent Injunction filed 4/14/21 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

Dominguez, Jose
Indian Trail, NC

Formal Hearing for June 2021. Final Order executed 5/11/21.

Ducre, Corey
Concord, NC

Allegations of plumbing contracting without a license. Judgment of Permanent Injunction filed 5/19/21 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

Galloway, Larry
Charlotte, NC

Allegations of heating contracting without a valid license in violation of prior Judgment of Permanent Injunction. Order of Contempt filed 5/4/21 ordering Defendant to commit no further violations of the 3/19/20 Judgment of Permanent Injunction and pay the homeowner \$1,000.00 within 30 days of the entry of the Order.

Hamm, Rodney
Goldsboro, NC

Allegations of heating contracting without a valid license. Judgment of Permanent Injunction filed 4/14/21 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

Hyatt, Jordan T.
Candler, NC

Allegations of plumbing contracting without a valid license. Judgment of Permanent Injunction filed 5/21/21 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

Lineberry Jr., Bobby R.
Stoneville, NC

Allegations of heating contracting without a license. Judgment of Permanent Injunction filed 4/23/21 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

Miranda, Moses
Cherryville, NC

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

filed 5/7/21/21 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.

Nieves, Brandon L.
Asheville, NC

Allegations of plumbing contracting without a valid license. Judgment of Permanent Injunction filed 4/23/21 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

O'Neal, David B.
Lowland, NC

Allegations of fuel piping contracting without a valid license. Judgment of Permanent Injunction filed 5/12/21 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so. Defendant served 5/25/21.

Phillips, Gerald
Gibsonville, NC

Allegations of plumbing contracting without a valid license. Judgment of Permanent Injunction filed 5/12/21 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

Pierce, Gabriel
Charlotte, NC

Allegations of heating contracting without a valid license in violation of prior Judgment of Permanent Injunction. Order of Civil Contempt filed 5/17/21 ordering Defendant not commit no further violations of the prior Judgment and to pay the homeowner \$1,000 within 30 days of the filed Order.

Shulman, Neal B.
Wilmington, NC

Allegations of heating contracting without a valid license. Judgment of Permanent Injunction filed 5/12/21 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

Smith Jr. Harold V.
Fairview, NC

Allegations of plumbing contracting without a license. Judgment of Permanent Injunction filed 5/19/21 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

Stone, Woodrow W.
Robbinsville, NC

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

Sullivan, Daniel
Princeton, NC

Allegations of heating contracting without a valid license. Judgment of Permanent Injunction filed 5/12/21 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

Tosco, Mike
Beech Mountain, NC

Allegations of plumbing contracting without a valid license. Judgment of Permanent Injunction filed 4/14/21 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.