



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

September 2022

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

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www.nclicensing.org

Urgent & Important Information for Fire Sprinkler Inspection Contractors

NFPA 25 requires the annual inspection of fire sprinkler systems, and the inspections must be contracted and performed by a firm who holds an active Fire Sprinkler Inspection Contractor license from the Board. Unfortunately, some contractors are not ensuring that the inspections are being performed properly, especially with regard to the requirement that every sprinkler head be inspected unless a valid exemption exists. Being unable to access a tenant space is not a valid exemption. Contractors must work with the property owner in advance to ensure that all tenant spaces are accessible when the inspection is performed. The Board has issued an interpretation regarding this matter, which is on Page 3 of this newsletter and is also available on the Interpretations page of our website.

New Laws Provide for ‘Timely Inspections’

The General Assembly recently made changes to G.S. 143-139.4, which allows building permit holders to request assistance from the North Carolina Department of Insurance if a local inspection department is unable or unwilling to conduct a requested inspection within a ‘reasonable’ time. In response to this, NCDOI has provided means of doing so via their website. The new button is labeled “File a Complaint on Inspections Department – Timely Inspections” and will allow the user to enter information on the online form and submit supporting documentation via email. You may visit the page by [clicking here](#).

Contractors are urged to take time to read the General Statute in its entirety before using the reporting option, and can access the full document by [clicking here](#).

Here are a few important points to remember. An inspection department has two business days following the request to provide the inspection. Requests received after 12:00 noon will be considered as being received the following day. Weekends and holidays cannot be counted as business days. The option may be used only if an inspection department has failed to perform, or informs the permittee that they will not be able to perform, the requested inspection within the allotted timeframe, and the request must contain all of the required documentation regarding the permit and inspection request.

Proposed Rule Changes & Public Hearing

The State Board of Examiners of Plumbing, Heating and Fire Sprinkler Contractors has submitted several proposed rule changes. A Public Hearing is scheduled for 8:30 a.m. on Friday, September 16, 2022, at the Board’s Office, located at 1109 Dresser Court, Raleigh, North Carolina. If you would like to speak at the hearing or submit comments, please see details and proposed changes beginning on Page 4.

NC and SC Boards add Commercial Licensing to Existing Technical Exam Waiver Agreement

The North Carolina State Board of Examiners of Plumbing, Heating and Fire Sprinkler Contractors and the South Carolina Contractor’s Licensing Board have entered into partial examination waiver agreements for licensees who hold licenses obtained by examination in either state. The agreements exempt a currently licensed contractor from the technical portion of the contractor examinations when applying for licensure in their neighboring state. The applicant is still required to take and pass the business law examination of the state that is being applied for. Additional information is available on Page 5 of this newsletter and in the Plumbing, Heating and Fuel Piping Contractor application available on our website.

North Carolina State Agencies

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

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

Fire Sprinkler Inspection Interpretation (continued from Page 1)

INTERPRETATION: NFPA 25 Fire Sprinkler Inspections

Issued: August 11, 2022

The State Board of Examiners of Plumbing, Heating and Fire Sprinkler Contractors has been made aware that some firms engaged in the business of fire sprinkler inspection contracting are not performing their annual fire sprinkler inspections in compliance with the requirements prescribed by the National Fire Protection Association (NFPA) as incorporated into the North Carolina State Building Code.

The primary issue of concern is the failure of inspection contractors/technicians to properly conduct inspections in accordance with the requirements of NFPA 25, particularly in residential occupancies such as apartments, condominiums, hotels, and similar occupancies.

Fire Sprinkler Inspection Contractors, Fire Sprinkler Inspection Technicians, and owners of firms engaged in contracting and/or performing such inspections should understand that this is a matter of life safety. Failure to properly conduct inspections in accordance with the requirements of NFPA 25, the North Carolina State Building Code, and the rules of the State Board of Examiners of Plumbing, Heating and Fire Sprinkler Contractors will result in disciplinary actions by the Board. In addition, doing so may also expose those responsible to civil litigation and possible criminal prosecution if failure to properly conduct inspections is found to be a contributing factor after a fire results in property damage, personal injury, or death.

The 2014 edition of NFPA 25 provides the following requirements and guidance.

Chapter 4 sets forth the following applicable section:

Section 4.1.3 states: "The property owner or designated representative shall provide ready accessibility to components of water-based fire protection systems that require inspection, testing, and maintenance "

Chapter 5 sets forth the following sections that are applicable:

Section 5.1.1.1 states: "This chapter shall provide the minimum requirements for the routine inspection, testing, and maintenance of sprinkler systems."

Section 5.2.1.1 states: "Sprinklers shall be inspected from the floor annually."

Section 5.2.1.1.2 states: "Any sprinkler that shows signs of any of the following shall be replaced:

- Leakage
- Corrosion
- Physical damage
- Loss of fluid in the glass bulb heat-responsive element
- Loading
- Painting unless painted by the sprinkler manufacturer

Section 5.2.1.1.3 states: "Any sprinkler that has been installed in the incorrect orientation shall be corrected by repositioning the branch line, drop or sprig, or shall be replaced."

Section 5.2.1.1.4 states: "Sprinklers installed in concealed spaces such as above suspended ceilings shall not require inspection"

Section 5.2.1.1.5 states: "Sprinklers installed in areas that are inaccessible for safety considerations due to process operation shall be inspected during each scheduled shutdown."

Taken together, the above sections speak to the requirement to perform visual inspections from the floor of ALL sprinkler heads, unless the exceptions for concealed spaces or inaccessibility for safety considerations are applicable. Licensees should understand in the event of a complaint to the board they will be held to compliance to the standard set out in NFPA 25.

It should be noted that additional inspections may be appropriate, this document is only intended to address the annual inspection per NFPA 25.

Proposed Rule Changes and Public Hearing (continued from Page 1)

If you wish to address the Board at the hearing, please notify us in advance by submitting your full name to information@nclicensing.org with "Request to Speak at Public Hearing" in the subject line of your message.

If you do not wish to speak at the hearing but wish to submit comments to be read into the official record of the hearing you may submit your name and comments for inclusion to information@nclicensing.org with "Public Hearing Comments" in the subject line of your message. It must be received no later than 5:00 pm on Wednesday, September 14, 2022.

The public comment period will remain open until October 31, 2022, and comments may be submitted to information@nclicensing.org through that date.

21 NCAC 50 .0403 is proposed for amendment as follows:

21 NCAC 50 .0403 USE OF LICENSE

- (a) A licensed contractor or technician shall not permit the use of his license by any other person.
- (b) A contractor licensed by the Board shall not bid or contract installations requiring license of a type or classification issued by this Board which the licensee does not have except as a part of a documented joint venture with a licensee holding the necessary qualification or in accordance with the provisions set out in 21 NCAC 50 .0415. Bidding without qualification and with an intention to subcontract the unauthorized work does not satisfy this requirement; provided however that, in a contract administered pursuant to G.S. 143-129 and in which more than one classification administered by this Board has been combined in the separate contract specifications, a licensee of this Board holding either of such qualifications may bid both of such classifications of work administered by this Board in addition to the classification for which he holds license if the successful bidder obtains an executed written contract with a qualified licensee prior to the award of the contract by the awarding authority.
- (c) A technician licensed by this Board shall not contract work based on the Technician license.

History Note: Authority G.S. 87-18; 87-23; 87-26; 87-1.1; Eff. February 1, 1976; Readopted September 29, 1977; Amended Eff. December 31, 2011; November 1, 1993; May 1, 1989; Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015.

21 NCAC 50 .0415 is proposed for adoption as follows:

21 NCAC 50.0415 PROPOSAL, BID, ESTIMATE, PERFORMANCE UNDER G.S. 87-1.1

If a building project is bid or performed pursuant to G.S. 87-1.1,

- (1) the total amount of work to be performed by all licensed general contractors shall not exceed 25% of the total bid price;
- (2) the total amount of work to be performed by all licensed contractors issued a license by the State Board of Examiners of Electrical Contractors under Article 4 of Chapter 87 of the North Carolina General Statutes shall not exceed 25% of the total bid price.

Authority S.L.2022-6; 2021-122; G.S. 87-1.1; 87-18.

21 NCAC 50 .0519 is proposed for amendment as follows:

21 NCAC 50 .0519 RESIDENTIAL FIRE SPRINKLER DESIGN CONTRACTOR LICENSE

- (a) A licensed Residential Fire Sprinkler Design Contractor is authorized to design residential fire sprinkler Systems consistent with NFPA 13D Residential Multipurpose Fire Sprinkler Systems.
- (b) An individual who holds an active license as a Plumbing Contractor and as a Residential Fire Sprinkler Installation Contractor may obtain license as a Residential Fire Sprinkler Design Contractor upon meeting the requirements of Rule .0316 of this Chapter.
- (c) A licensed Fire Sprinkler Installation Contractor may design residential fire sprinkler systems consistent with NFPA 13D Residential Multipurpose Fire Sprinkler Systems without meeting the requirements of Paragraph (a) and (b) of this Rule.
- (d) Residential Fire Sprinkler Design Contractors shall place their Residential Fire Sprinkler Design Contractor license number and their dated signature on all design drawings and documents.
- (e) Residential Fire Sprinkler Design Contractors shall submit all NFPA 13D multipurpose fire sprinkler design drawings and documents to the Residential Fire Sprinkler Installation Contractors prior to the commencement of the multipurpose fire sprinkler installation and upon request from the local inspection department.

History Note: Authority G.S. 87-18; 87-21(b); Eff. July 1, 2020.

21 NCAC 50 .0520 is proposed for adoption as follows:

21 NCAC 50 .0520 ONSITE SUPERVISION AND STANDARD OF COMPETENCE

General supervision requires that a licensee of the firm who holds the proper licensing qualification shall personally perform on-site in-person supervision and review on all work, prior to work being covered or placed into service, to assure that all installations meet or exceed the minimum standard of the North Carolina State Building Code prior to all inspection requests.

Authority G.S. 87-21; 87-18; 87-26.

(continued on next page)

21 NCAC 50 .1101 is proposed for amendment as follows:

21 NCAC 50 .1101 EXAMINATION FEES

- (a) An application to reissue or transfer a license to a different corporation, partnership or individual name requires a fee of twenty-five dollars (\$25.00).
- (b) An application to issue or transfer a license to the license of an existing licensee requires a fee of twenty-five dollars (\$25.00).
- (c) An application for a license by examination requires a fee of one hundred dollars (\$100.00), consisting of an application fee of twenty-five dollars (\$25.00) and an examination fee of seventy-five dollars (\$75.00), which is nonrefundable. Upon passage of the examination, the license fee set forth in 21 NCAC 50.1102 or this Rule must be paid to obtain the license within 45 days of notification of the result of the examination, except that anyone passing the examination on or after November October 1 of any year may elect to obtain a license for the following year rather than the year in which the exam was passed.

History Note: Authority G.S. 87 18; 87 22.1; 87-22; 87-26; Eff. May 1, 1989; Temporary Amendment Eff. November 17, 1989 for a period of 77 days to expire on February 1, 1990; Amended Eff. August 1, 2000; November 1, 1993; March 1, 1990; Temporary Amendment Eff. August 31, 2001; Amended Eff. March 1, 2005; December 1, 2003; April 1, 2003; December 4, 2002; Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015.

Exam Waiver Equivalency between North and South Carolina (continued from Page 1)

An individual who holds any of the following qualifications obtained by examination from South Carolina and wishes to obtain the equivalent North Carolina license may submit a Plumbing / Heating Contractor application and South Carolina Exam Waiver (both available on the Forms page of our website at <https://nclicensing.org/forms.asp>). However, the applicant must still take and pass the business law portion of the North Carolina exam before becoming licensed.

State	Active Contractor License	Eligible for NC License
South Carolina	Residential Plumbing	Plumbing – Class II
South Carolina	Residential HVAC	Heating Group 3 – Class II
South Carolina	Commercial Plumbing (PB)	Plumbing – Class I
South Carolina	Commercial Mechanical, Heating (HT)	Heating Group 1 – Class I
South Carolina	Commercial Mechanical, Air Conditioning (AC)	Heating Group 2
South Carolina	Commercial Mechanical, Packaged Equipment (PK)	Heating Group 3 - Class I

Annual License Renewals to Begin in October

2023 is only four months away, and all licensees need to renew their license for the upcoming year prior to expiration on December 31st. Failure to renew a license can result in denial of permits and disciplinary action by the Board if work is done on an expired license.

Beginning October 1, 2022, individuals who hold a currently active license for 2022 will be able to renew online for 2023. Renewal invoices will be issued in early October, through U.S. Mail and emailed to all licensees who have valid email addresses on file with the Board.

There are three ways to renew. The preferred method is through the online portal using a MasterCard or Visa. You will need a valid email address to renew online. If you use this method, you should print your license following payment, as a printed copy will not be mailed from the Board's office if the license is renewed online.

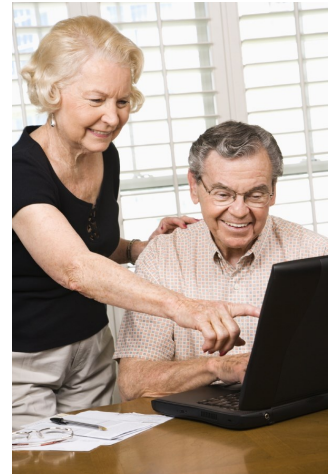
The second option is to email or fax the signed renewal form to the Board office, and a link will be sent for online payment. The third option is to mail the signed renewal form to the Board's office with a check or money order. Please note that the renewal will not be processed until payment is received, regardless of the method used.

Licensees who expired in 2019, 2020, or 2021 may renew by submitting a completed paper renewal form and payment (check or money order) to the Board office. You may also email the signed renewal form to dsoltys@nclicensing.org and request a link to pay your fees online. Keep in mind that all forms are processed in the order received and must still be completed PRIOR to 12/31/2022 in order for the license to be renewed successfully. This is not an automated process.

Please note that if the license expired in 2019, it may be renewed until December 31, 2022. After that, the license will be retired, and the individual will be required to take and pass all applicable examinations in order to reinstate the license.

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 DeJaya "DJ" Soltys at 984-884-5789.



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

1. 2022 without Sublicensees
2. 2022 with Sublicensees
3. 2022 and Previous Years with or without Sublicensees (if expired in 2019, 2020, or 2021)

New Applicant Forms

NEW— Online Application Available

1. Plumbing, Heating, and Fuel Piping Contractor Examination Application
2. Fire Sprinkler Installation & Inspection Contractor Examination Application
3. Residential Fire Sprinkler Installation Contractor
4. Plumbing, Heating & Fuel Piping Technician
5. Fire Sprinkler Inspection Technician Examination Application (with or without NICET)
6. Fire Sprinkler Maintenance Technician
7. Book Reference List for All Applicants
8. Request for Exam Review (for examinees who have failed a recent exam)
9. Re-examination Application (for examinees who wish to retake an exam)
10. Customer Affidavit

Technical Examination Waiver Forms (State Specific)

1. South Carolina Exam Waiver (currently licensed SC 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

- 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
Brewer, Matthew W.	New Bern, NC	08/12/2021	Love, Phillip C.	Concord, NC	04/05/2022

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 con-

Name	City/Town	Date	Name	City/Town	Date
Crump, Jeffrey D.	Hickory, NC	06/16/2022	Mattox, Joseph E.	Wilson, NC	04/14/2022
Garrett, Kollin J.	Tyner, NC	06/16/2022	Mogensen, Jessica	Knightdale, NC	06/02/2022
Hernandez, Adrian G.	Knightdale, NC	06/07/2022	Newkirk, Dewitt N.	Greenville, NC	02/02/2022
Holland, Joe	Kings Mountain	06/29/2022	Partin, John W.	Pittsboro, NC	06/29/2022
Johnson, Donald E.	Marion, NC	06/06/2022	Williams, Richard A.	Nashville, NC	06/09/2022
Jones, Christopher	Hillsborough, NC	06/09/2022	Wilson IV., Clarence A.	Mills River, NC	05/27/2022
Lyons, Richard P.	Belvidere, NJ	06/20/2022	Wilson, Brandon C.	Sapphire, NC	06/13/2022

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.

Beese, William
C/A Heating & Air Conditioning, Inc.
New Bern, NC
License# S. 29425 H-1,2&3-I

Allegations that licensee failed to obtain permit(s) prior to commencing work, failed to request inspections within 10 days of substantial completion of work, failed to provide adequate supervision, violated the minimum standard of the North Carolina State Mechanical Code, failed to provide load calculation upon request from the homeowner, failed to maintain a copy of the load calculation for a minimum of 6 years, the contractor stated that data was lost with a crash of a computer, and provided conflicting load calculations on a job where the contractor removed 6 total tons of cooling and replaced it with 7.5 tons of cooling.

Resolution Conference held 05/25/2022. The Review Committee found that the allegations were supported by the evidence and recommended that the license of the license of William Beese, number 29425 H-1,2&3-I, and that of the firm shall be placed on unsupervised probation for a period of eighteen (18) months. Among other requirements during the probation, the licensee shall enroll in, attend, and complete the complete the series of Special Mechanical Code courses and complete the series of Special Mechanical Design courses.

Drew, Richard
d/b/a One Hour Heating
& Air Conditioning
Ocean Isle Beach, NC
License# I 13497 H-3-I

Allegations the licensee improperly operated in an illegal business name as they are currently operating as Carolina Home Service Group, Inc. DBA Myrtle Beach's One Hour Heating & Air Conditioning, yet the license is only listed as Carolina Home Service Group, Inc. failed to obtain permit prior to commencing work, failed to request inspections within 10 days of substantial completion of work, failed to obtain final inspection, failed to provide adequate supervision, failed to carry out adequate ductwork installation, violated the minimum standard of the North Carolina State Mechanical Code, upselling a UV light that was not needed, and failed to perform work in compliance with the written contract with the homeowner (Aeroseal was not fully applied to seal the ductwork). Resolution Conference held 05/24/2022.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Richard Drew, number 13497 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, licensee shall enroll in, attend and complete the Special Board Laws & Rules course and complete the series of Special Mechanical Code courses.

**Hough, Ronald C.
Preston Heating, Cooling
& Electrical, LLC.
Monroe, NC**

License# 11037 H-2&3-I

Allegations the licensee failed to obtain a permit prior to commencing work for the installation of three rooftop 6 ton Daikin gas package units attached to existing ductwork, and another rooftop 6 ton Daikin unit, paid an employee with a form 1099, and failed to request final inspection within 10 days of substantial completion of the work which is a violation of GS 87-21 and the Board laws and rules section .0512. Ronald Hough signed Proposed Resolution Agreement 07/05/2022. The Review Committee found that the allegations were supported by the evidence and recommended that the license of Ronald Hough, number 15498 P-I, and that of the firm shall be placed on a unsupervised probation for a period of twelve (12) months. Among other requirements during the probation, licensee shall enroll in, attend, and complete the Special Board Laws & Rules course.

**Hudson, Keith M.
Charlotte Heating & Air, Inc.
Charlotte, NC**

License# 23763 H-3-I

Allegations the licensee failed to obtain a permit(s) prior to commencing work, failed to request final inspection(s) within 10 days of substantial completion of the work which is a violation of GS 87-21 and the Board laws and rules section .0512, and failed to provide adequate supervision. Keith Hudson signed Proposed Resolution Agreement 05/17/2022. The Review Committee found that the allegations were supported by the evidence and recommended that the license of Keith Hudson, number 23763 H-3-I, and that of the firm shall be placed on a supervised probation for a period of (12) months . Among other requirements during the probation, licensee shall enroll in, attend, and complete the Special Board Laws & Rules course.

**Lassiter, Alvin 2021-0689
Al's Service Co.
Trenton, NC
License# 24483 H-3-I**

Allegations licensee failed to provide supervision, failed to carry out adequate ductwork installation and system design, failed to perform load calculation(s), violated the minimum standard of the North Carolina State Mechanical Code, violated the minimum standard of the North Carolina State Fuel Gas Code, allowed the use of license by unlicensed persons, paid persons working under his license with 1099's and not withholding taxes, pulled a permit on a job where the licensee failed to hold a contract with the property owner, failed to receive the contractual payment on this job, failed to provide proper supervision, failed to assure that the licensee or bona-fide employees of the licensee performed the installation.

Resolution Conference held 05/25/2022.

The Review Committee found that the allegations were supported by the evidence and recommended that Alvin Lassiter, and the license of the firm be suspended for a period of six (6) months, beginning when this agreement is approved by the Board. 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 24483 H-3-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 Mechanical Code courses.

**Milam Plumbing, Inc.
Leland, NC**

License# 23986 P-I

Allegations that the firm allowed a permit to be pulled under the license of the firm when the firm did not hold the contract with the GC or the owner, where the licensee of the firm did not perform supervision on the job, where the installation was not performed by the licensee of the firm or by bona-fide employee(s) of the firm (at the time the work was performed) and the firm did not receive all of the contractual payments, and violated the minimum standard of the North Carolina State Plumbing Code. Resolution Conference held 05/26/2022.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of the firm shall be placed on unsupervised probation for a period of eighteen (18) months. The master licensee of the firm, at the time this agreement is signed, shall enroll in, attend, and complete the series of Special Plumbing Code and Design courses. The master licensee of the firm, at the time this agreement is signed, shall enroll in, attend and complete the Special Board Laws & Rules course.

**Penland, Jarrod
Penland Heating and Air (dba)**

Beaufort, NC

License# 32515 H-3-I

Allegations licensee failed to obtain permit(s) prior to commencing work, placed HVAC system into service without the system being code compliant and without a Certificate of Compliance, failed to provide adequate supervision, violated the minimum standard of the North Carolina State Mechanical Code, engaged in business under a different name or style of business than appears on his license, and failed to hold a detailed written contract and change orders.

Resolution Conference held 05/26/2022.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Jarrod Penland, number 32515 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.

**Sosa, Logan
Comfort Heating & Cooling, Inc.
Jacksonville, NC
License# 32457 H-3-I**

Allegations the licensee violated the minimum standard of the North Carolina State Mechanical Code and the North Carolina Administrative Code and Policies (part of the North Carolina Building Codes), failed to perform the installation per the required engineer design, and failed to properly correct issues with the installation performed.

Resolution Conference held 01/13/2022.

The Review Committee found that the allegations were supported by the evidence and recommended that the license of Logan Sosa, number 32457 H-3-I, and that of the firm shall be placed on supervised probation for a period of eighteen (18) months. Among other requirements during the probation, if allowed by the owner, within 90 days from approval of this agreement the licensee shall have the engineer of record, Benjamin E. Burke license number 22038 issued by the North Carolina, Engineering and Land Surveyor Board, to returned to Angie's Light-house Café and review the completed heating, air conditioning and ventilations system for the kitchen area and confirm that it has been installed per his sealed engineered design. If after Mr. Burke's reviews the system and he notes that the system is not installed per his design, the licensee shall install complete heating, air conditioning and ventilations system for the kitchen area to Benjamin Burke's sealed engineer design, and 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 Mechanical Code courses.

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.

**All Around Comfort Service, LLC
Fayetteville, NC**

Allegations of operating through the use of a license being peddled by a South Carolina resident. Consent Order entered August 9, 2022 placing firm on probation for twenty-four months and requiring Shawn McCaskill, the owner to take the Board Rules Class, and the Special Heating and Design courses.

**Agustiniano, Kenia C.
Matthews, NC**

Allegations of plumbing contracting without a valid license. Judgment of Permanent Injunction filed 6/30/22 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

**Flores, Marco
Mebane, NC**

Allegations of plumbing contracting without a valid license. Judgment of Permanent Injunction filed 7/14/22 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

**Freyeisen, Eric
Waynesville, NC**

Allegations of heating contracting without a valid license. Judgment of Permanent Injunction filed 7/12/22 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

**Gable, Alvin
License 18350 PH-#-1
Greer, SC**

Allegations of license-peddling in that Respondent licensed firm near Fayetteville N.C. while employed with a South Carolina firm, never saw the job in question and never met the owner of the firm being licensed. Formal Hearing set for 7/13/22. Consent Order approved, suspending license for two years and requiring Board Rules class prior to reinstatement.

**Hyatt, Kevin M.
Asheville, NC**

Allegations of heating contracting without a valid license in violation of prior Judgment of Permanent Injunction. Show Cause hearing scheduled for 8/1/22. Defendant found in contempt and sentenced to a 30 day suspended jail sentence and restitution to homeowner.

**Jordan, Gary
Zebulon, NC**

Allegations of heating contracting without a license. Judgment of Permanent Injunction filed 7/14/22 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

**Koonce, Corrie A.
Kinston, NC**

Allegations of heating contracting without a valid license. Judgment of Permanent Injunction filed 6/30/22 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

**Long, Larry Ernest
Yadkinville, NC**

Allegations of misconduct in failing to be present and supervise work after Mr. Long sold his firm to an unlicensed person with a commitment to be the licensee for several years. Formal Hearing August 9, 2022. Consent Order entered placing licensee Long on probation for one year with requirements of a log showing all job locations, site visits and observations noted, permits plus Board Rules Class. Certain issues were deferred to the judicial system. A separate Order was issued as to the purchaser of Lomar Enterprises Inc and any successor entity placing the firm on probation for eighteen months with requirements of a daily log and attendance at a Board Rules class by the new owner.

**McIntire, Montgomery
Asheville, NC**

Allegations of heating contracting without a valid license. Judgment of Permanent Injunction filed 6/30/22 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

**McIntyre, Michael A.
Currie, NC**

Allegations of heating contracting without a valid license. Judgment of Permanent Injunction filed 7/12/22 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so. Defendants served 7/20/22.

**McVey, Douglas Wesley
Doug's Plumbing
Charlotte, NC**

Allegations of failure to include all work on the permit, allowing the tile contractor to complete work, and numerous code violations. Formal hearing August 9, 2022. Consent Order approved placing license of individual and firm on probation for 12 months with requirements of the Board Rules Class and the Plumbing Code and Design Class. Certain issues were deferred to the judicial system.

**Moretz, Michael J.
Morganton, NC**

Allegations of heating contracting without a valid license in violation of prior Judgment of Permanent Injunction. Show Cause hearing scheduled for 3/14/22. Defendant served 12/7/21. Show Cause hearing continued from 5/23/22 until 8/1/22. Defendant found in contempt of Court on 8/1/22 and sentenced to 20 days of active jail time and restitution to homeowner.

**Perez, Francisco A. O.
Smithfield, NC**

Allegations of plumbing contracting without a valid license. Judgment of Permanent Injunction filed 7/18/22 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

**Rosa, Nelson Rafael Cotto
Indian Trail, NC**

Allegations of plumbing contracting without a license. Judgment of Permanent Injunction filed 6/30/22 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

**Salter, David
Walkertown, NC**

Allegations of heating contracting without a valid license in violation of prior Judgment of Permanent Injunction. Show Cause hearing 8/1/22. Defendant received 30 day suspended jail sentence and ordered to pay a \$500.00 fine to the Forsyth County Clerk.

**Saunders, Kyle L.
Fayetteville, NC**

Allegations of heating contracting without a valid license. Judgment of Permanent Injunction filed 7/18/22 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

**Snyder, Eric
Brevard, NC**

Allegations of plumbing and heating contracting without a valid license. Judgment of Permanent Injunction filed 7/28/22 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

**Snyder, Leon
Brevard, NC**

Allegations of plumbing and heating contracting without a valid license. Judgment of Permanent Injunction filed 7/28/22 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

**Wagner, James
Wagner Plumbing
Mamers, NC**

Allegations of lack of supervision, use of non-employee personnel, and possible license peddling Formal Hearing held July 13. Consent Order entered placing license of the individual and firm on probation for one year with requirements of the Board Rules Class, inter alia.

**Walton, Michael
High Point, NC**

Allegations of plumbing contracting without a valid license. Judgment of Permanent Injunction filed 7/12/22 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

**Ward, Christopher
Tabor City, NC**

Allegations of plumbing contracting without a valid license. Judgment of Permanent Injunction filed 8/2/22 enjoining the Defendant from engaging in business as a plumbing or heating contractor until properly licensed to do so.

**Welch, James T.
Waynesville, NC**

Allegations of plumbing and heating contracting without a valid license in violation of prior Judgment of Permanent Injunction. Order of Contempt filed 8/1/22. The Defendant received a 30 day suspended jail sentence and order to pay a \$500.00 fine to the Wake County Clerk.