



**FLORIDA CONSTRUCTION INDUSTRY LICENSING BOARD**

**FINAL ACTION MINUTES**

**EMBASSY SUITES ORLANDO DOWNTOWN  
191 EAST PINE STREET  
ORLANDO, FLORIDA  
(407) 835-6857**

**SEPTEMBER 9, 2004**

**APPROVED**



Jeb Bush  
Governor

Diane Carr  
Secretary

Division of  
Professions and Regulation

Construction Industry  
Licensing Board

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Tallahassee, FL

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The meeting was called to order by Michelle Kane, Chairman at 8:13 a.m.

Those present were:

Those absent were:

BOARD MEMBERS

- Michelle Kane, Chairman
- Joan Brown, Vice –Chairman
- Robert Lang
- Jacqueline Watts
- Elizabeth Karcher
- Michael Blankenship
- Barry Kalmanson
- Carl Englemeier
- Mark Pietanza
- Lee-En Chung
- Raymond Holloway
- John B. Smith
- John Cox, III

BOARD MEMBERS

- Edward Weller
- Paul Del Vecchio

OTHERS PRESENT

- Diane Guillemette, Esq., Legal Advisor, AGO
- Patrick Creehan, Esq., DBPR Attorney
- Tim Vaccaro, Executive Director
- Stacey Merchant, Government Analyst II
- Ruthanne Christie, Government Analyst I

Robert Lang gave the invocation. Lee-En Chung led the pledge of allegiance.

The following disciplines were imposed:

## **CASES FROM AUGUST 2004 AGENDA**

Case: 2003-080634

William Allison License: CG C026897

Construction Services Co.

902 North Duval Street, Tallahassee, FL 32303

Pay administrative fines in the amount of \$3,000.00 and costs of \$235.09.

Respondent was not present

Case: 2003-087452

Sharma Baboolal License: CG C053473

Terra Mar Construction

6856 SW 22nd Street, Miramar, FL 33023

Restitution in the amount of \$49,410.92

7 hrs. addition CE 1 course on Chapter 489 F.S.

Pay administrative fines in the amount of \$1,000.00 and costs of \$151.44.

Respondent was not present

Respondent arrived after the hearing, the Board declined to reconsider the case.

Case: 2003-06418

John Bellavia License: CG C044291

Individual

7381 NW 115th Terrace, Parkland, FL 33076

Probation for 2 years years

Pay administrative fines in the amount of \$2,500.00 and costs of \$538.93.

Present were Respondent and Attorney

Case: 2001-06567 & 2002-007546

David Buchner License: CR C057515

Regal Homes of South Florida

169 Tequesta Drive, Ste. 32E, Tequesta, FL 33469

Restitution in the amount of \$3,724.00

Suspension until Restitution is paid

Pay administrative fines in the amount of \$7,500.00 and costs of \$10,514.19.

Respondent was not present

Case: 2002-004671

David Day License: CC C053274

Action Roofing of SW FL, Inc.

122 S 39th Place, Cape Coral, FL 33991

Revocation

Restitution in the amount of \$5,218.00

Pay administrative fines in the amount of \$10,000.00 and costs of \$277.60.

Respondent was not present

Case: 2002-009993  
David Day License: CC C053274  
Action Roofing of SW FL, Inc.  
122 S 39th Place, Cape Coral, FL 33991  
Revocation  
Restitution in the amount of \$1,575.00  
Pay administrative fines in the amount of \$16,000.00 and costs of \$246.39.  
Respondent was not present

Case: 2002-014178  
William Duchess License: CC C036983  
Duchess Roofing, Inc.  
6345 82nd Avenue N., Pinellas Park, FL 33781  
Revocation  
Restitution in the amount of \$3,484.09  
Pay administrative fines in the amount of \$12,000.00 and costs of \$1,050.65.  
Respondent was not present

Case: 2003-079438  
Eduard Ferreira License: CG C060892  
Individual  
631 Eddy Street, Boca Raton, FL 33487  
Restitution in the amount of \$17,530.00  
Pay administrative fines in the amount of \$5,100.00 and costs of \$572.70.  
Respondent was not present

Case: 2002-001257  
Jorge Hernandez License: CG C61029  
Individual  
4884 Sheridan Street, Hollywood, FL 33021  
Probation for 18 months  
Pay administrative fines in the amount of \$1,250.00 and costs of \$1,000.00.  
Respondent was not present

Case: 2003-043977  
James Kilfeather License: CP C057157  
JP Kilfeather Ent.  
17 Oakleaf Court, Taquesta, FL 33469  
Revocation  
Restitution in the amount of \$9,405.00  
Pay administrative fines in the amount of \$11,000.00 and costs of \$669.71.  
Respondent was not present

Case: 2000-00231  
James May License: CB C058110  
AM Construction  
451 Gardenia Street, Panama City, FL 32407-2912  
Restitution in the amount of \$172,847.87  
Pay administrative fines in the amount of \$1,000.00 and costs of \$1,000.00.  
Respondent was not present

Case: 2003-091744 & 2003-091793  
Roy Mccutheon License: CR C021236  
Complete Renovation, Inc.  
653 Via Milano Circle, Apopka, FL 32712  
A/C service incomplete, case sent back for proper service  
Present were Respondent and Attorney

Case: 2002-001958  
Robert Owen License: CG C021922  
Heathstone Homes, Inc.  
106 Crystal View E., Stanford, FL 32773  
Restitution in the amount of  
Probation for 2 years  
7 hrs. addition CE 4 hours on Chapter 489 F.S  
Pay administrative fines in the amount of \$1,200.00 and costs of \$601.43.  
Present were Respondent and Attorney

Case: 2003-058791  
William Wessinger License: CG C048679  
Wessinger Development Group, Inc.  
10747 N.W. 18th Court, Coral Springs, FL 33071  
90 days to provider proof of passing final inmspection  
Pay administrative fines in the amount of \$1,500.00 and costs of \$428.93.  
Respondent was not present

Case: 2002-004095  
James Williams License: CP C056746  
A+ Pools  
4075 Packard Avenue, St. Cloud, FL 34772  
Revocation  
Restitution in the amount of \$5,712.57  
Pay administrative fines in the amount of \$12,000.00 and costs of \$475.41.  
Respondent was not present

AUGUST 2004 TOTALS

TOTAL RESTITUTION \$ **212,405.34**  
TOTAL ADMINISTRATIVE FINES \$ **87,200**  
TOTAL COSTS \$ **19,002.67**  
REVOCATIONS **8**  
PROBATIONS **8**  
SUSPENSIONS **0**  
VOLUNTARY RELINQUISHMENTS **1**

CONTINUED

Case: 2000-03455, 2000-08749, 2001-01736, 2001-02091, 2002-001342  
Roger Grffis License: CG C024765

REJECTED SETTLEMENT STIPULATIONS

None

PULLED:

Case: 2003-073445 & 2003-073441  
Dennis Hardy License: CP C029643

Case: 2003-042079  
Larry Johnson License: RR 0065544

Case: 2002-014579  
Kenneth McKenna License: CPC1456482

Case: 2002-015741  
Ronald Rindler License: CG C037745

GRANTED FORMAL HEARING REQUESTS:

None

**CASES FROM SEPTEMBER 2004 AGENDA**

Case: 2003-046011  
Bobby J. Brown License : CP C013255  
Lorelei Pools, Inc.  
4740 Holt Road, West Palm Beach, FL 33415  
REVOCATION  
Restitution in the amount of \$7,892.35  
Pay administrative fines in the amount of \$14,000.00 and costs of \$350.14.  
Respondent was not present

Case: 2003-000860  
Bobby J. Brown License : CP C013255  
Lorelei Pools, Inc.  
4740 Holt Road, West Palm Beach, FL 33415  
REVOCATION  
Restitution in the amount of \$5,118.00  
Pay administrative fines in the amount of \$1,500.00 and costs of \$375.08  
Respondent was not present

Case: 2003-061331  
Bobby J. Brown License : CP C013255  
Lorelei Pools, Inc.  
4740 Holt Road, West Palm Beach, FL 33415  
REVOCATION  
Restitution in the amount of \$4,778.80  
Pay administrative fines in the amount of \$10,000.00 and costs of \$369.29  
Respondent was not present

Case: 2004-000473  
Barney Crutchfield License : CB C056956  
B.E.C & CO., Inc.  
1110 Richardson Road, Tallahassee, FL 32301  
Restitution in the amount of  
7 additional hours of continuing education  
Pay administrative fines in the amount of \$750.00 and costs of \$235.53  
Respondent was not present

Case: 2002-002958, 2002-008458, 2002-008469, 2002-001842, 2002-008507, 2002-008463, 2002-008482, 2002-003935, 2002-009248, 2002-008462, 2002-008478, 2002-004557, 2002-007248, 2002-002079, 2002-008456, 2002-008491, 2002-008468, 2002-008499, 2002-003351, 2002-006835, 2002-008457, 2002-008498  
Duane D. Hill License : CG C060052  
Hill Construction & Design, Inc. & Individual  
12569 Proctor Avenue, Port Charlotte, FL 33981  
Voluntary Relinquishment  
Restitution in the amount of \$457,501.28  
Restitution is for CIRF purposes only  
Respondent was not present

Case: 2003-082541  
Neil Hughes License : CR C056991  
Dublin Homes, Inc.  
6203 Courtney Cove, Apopka, FL 32703  
Restitution in the amount of \$20,187.80  
Pay administrative fines in the amount of \$10,000.00 and costs of \$387.95  
Attorney for the Respondent was present

Case: 2002-012634  
Leroy Jones License : CG C058340  
Individual  
2509 E. Superior Street, Opa Locka, FL 33054  
Restitution in the amount of \$12,926.25  
Pay administrative fines in the amount of \$7,000.00 and costs of \$1,241.01  
Respondent was present

Case: 2003-085323  
Sean Lilly License : CC C053255  
Sean Lilly Roofing Co., Inc.  
890 SW 69th Avenue, Miami, FL 33144  
Restitution in the amount of \$6,810.52  
Pay administrative fines in the amount of \$750.00 and costs of \$566.08  
Respondent was not present  
Kane served to meet quorum

Case: 2002-015613

Hammond T. Osgood License : CP C025534  
Osgood Designed Pools and Spas  
4340 N. Orange Blossom Trail, Orlando, FL 32804  
REVOCATION

Restitution in the amount of \$4,177.23

Probation for Board voted that service by advertisement was good

Pay administrative fines in the amount of \$16,000.00 and costs of \$492.70

Respondent was not present

Case: 2003-044007

Romauld Edward Price License : CF C056847  
Ron Price Plumbing & Tile  
6089 Air Port Road, Port Orange, FL 32124  
REVOCATION

Restitution in the amount of \$2,400.00

Pay administrative fines in the amount of \$11,000.00 and costs of \$667.87

Respondent was not present

Case: 2003-089242

Thomas Scarp License : CR C010304  
Jason, Inc.  
4642 Zoltran Drive, Titusville, FL 32780  
REVOCATION

Restitution in the amount of \$2,445.00

Pay administrative fines in the amount of \$7,500.00 and costs of \$470.41

Respondent was not present

Case: 2002-014200

Danny Spruce License : CG C060372  
Spruce, Inc.  
1834 17th Street, Boca Raton, FL 33486  
Restitution in the amount of \$6,316.61

Pay administrative fines in the amount of \$750.00 and costs of \$481.10

Respondent was not present

Case: 2002-009475

Joseph Sumlin License : SC C01304055 & CG C059044  
All Screen Service, Inc. & Construction Solutions-USA, Inc.  
303 Altamonte Drive, Ste. 1010, Apopka, FL 32703  
Restitution in the amount of \$5,252.00

Probation for probation until fine is paid 4 years to pay fine, \$3,000 of restitution is due within 30 days, balance must be paid within 1 year

Mitigation - keeping license reduces consumer harm

Pay administrative fines in the amount of \$9,000.00 and costs of \$934.13

Respondent was present

Case: 2002-001537

Daniel A. Zuber License : CR C057767

Daniel Zuber Construction, Inc.

27 Northwood Road, Crawfordville, FL 32327

7 additional hours of continuing education

Pay administrative fines in the amount of \$500.00 and costs of \$351.56

Respondent was not present

Case: 2002-010129

Mark A. Zupsic License : CG C060823

Newport Contracting & Development, Inc.

6919 Spinnaker Boulevard, Englewood, FL 34224

Probation for 3 years

Pay administrative fines in the amount of \$2,000.00 and costs of \$372.50

Respondent was not present

SEPTEMBER 2004 TOTALS

TOTAL RESTITUTION \$ **535,805.84**

TOTAL ADMINISTRATIVE FINES \$ **90,750**

TOTAL COSTS \$ **7295.35**

REVOCATIONS **6**

PROBATIONS **8**

SUSPENSIONS **0**

VOLUNTARY RELINQUISHMENTS **1**

CONTINUED

None

REJECTED SETTLEMENT STIPULATIONS

None

PULLED:

Case: 2003-094619

Raul Casanova License : CG C44420

Case: 2003-090857

Eugene J. Grathwohl License : CF C039979

Case: 2003-085126

Henning Winkel License : CB C016364

GRANTED FORMAL HEARING REQUESTS:

None

With no further business the meeting was adjourned at 11:00 am