

CONSTRUCTION INDUSTRY LICENSING BOARD

The Florida Hotel and Conference Center
1500 Sand Lake Road
Orlando, FL 32809
407.859.1500

March 11, 2010
8:30am

Final Action Minutes
Pending Approval

The meeting was called to order by Mr. Mark Pietanza at 8:33 am.

Those present were:

BOARD MEMBERS

Edward Weller
James Flaherty
Don Wilford
Paul Del Vecchio
Robert Moody Jr.
Mark Pietanza
Roy R. Lenois
Carl E. Engelmeier
James C. Evetts
Raymond Holloway
Jerry D. Hussey
William S. Sheehan, Chair
Jacqueline Watts
Wilbert Malphus

ABSENT MEMBERS:

Peggy Bailey
Elbert Batton
Michelle Kane

OTHERS PRESENT

G.W. Harrell, Executive Director, DBPR
Andy D. Janecek, Government Analyst, DBPR
Mandie Wynn, Government Analyst, DBPR
Daniel Biggins, Legal Advisor, AGO
Jeff Kelly, Chief Prosecuting Attorney, DBPR
Thomas Campbell, Prosecuting Attorney, DBPR

Mr. Holloway gave the invocation. Ms. Watts led the pledge.

The following disciplines were imposed:

Case #(s): 2006-064656

Kevin Brian Benish

License #(s): PCC1256759

N/A

1314 Clearlake Road, Ste 3

Cocoa, FL 32922

7 hrs live CE, Ch. 489, within 1 yr

Provide proof of satisfaction of civil judgment for Castle Creek Partners LLC

Pay administrative fines in the amount of \$2,000.00 and costs of \$245.82 (due within 90 days of final order filing)

Respondent present at hearing with counsel Riley Davis

Case #(s): 2008-068123

Robert Cant

License #(s): CPC1457859

N/A

1636 Regal Cove Court

Kissimmee, FL 34744

Pulled

No one present at hearing

Case #(s): 2006-027251

Nelson David Castillo

License #(s): CPC056869

Kristal Blue Pool Company of Miami

17641 SW 87th Avenue

Miami, FL 33157

Revocation

Pay administrative fines in the amount of \$20,000.00 and costs of \$369.78

No one present at hearing

Case #(s): 2008-012059

Jobson Souza Chaves

License #(s): CCC1326823

American Tec Roofing Inc

170 NE 30th Court

Pompano Beach, FL 33064

Revocation

Pay administrative fines in the amount of \$10,000.00 and costs of \$251.70

No one present at hearing

Case #(s): 2007-063114, 2007-065497, 2007-060644, 2008-000981, 2007060730, 2007-060685, 2007-063817, 2008-006246, 2008-006016, 2007-060658

Hendrick C. De Wet

License #(s): CPC1457121

Pool Contractors Inc

PO Box 1211

Ellijay, GA 30540

Revocation

Restitution in the amount of \$39,500.00 (to Logan Mitchell); \$17,088.25 (to Richard Wright); \$24,177.50 (to Kelly Fenstermacher); \$12,273.44 (to Mary and/or Robert Meredith); \$14,552.20 (to Harold Medero); \$10,728.00 (to William Sutschek); \$16,856.00 (to Thomas and/or Alice Vandyke); \$27,777.80 (to Edmond Conceicao)

Pay administrative fines in the amount of \$137,000.00 and costs of \$3,098.20

No one present at hearing

Case #(s): 2009-042901

Michael Clyde Douglass

License #(s): CCC1326749

Douglass Roofing Inc

277 Barrataria Drive

St. Augustine, FL 32080-8512

7 hrs live CE, Ch. 489, within 1 yr

Restitution in the amount of \$146,470.39 (to American Builders and Contractors Supply Company Inc) or provide proof of satisfaction of civil judgment

Pay administrative fines in the amount of \$5,000.00 and costs of 195.57

No one present at hearing

Case #(s): 2008-050007

Scott Robert Groth

License #(s): CPC1456786

J G Contractor Inc

8889 SR 11

Bunnell, FL 32110

Pulled

No one present at hearing

Case #(s): 2008-056131

Scott Robert Groth

License #(s): CPC1456786

J G Contractor Inc

8889 SR 11

Bunnell, FL 32110

Pulled

No one present at hearing

Case #(s): 2009-041346

Scott K. Sapp

License #(s): SCC131149584

A+ Aluminum Inc

8490 NE 61 Place

Bronson, FL 32621

Pulled

No one present at hearing

Case #(s): 2009-047288

John Howard Wescott

License #(s): CCC058313

Wescott Roofing & Painting LLC

3700 North Courteney Parkway, Unit 116
Merritt Island, FL 32953
Pulled
No one present at hearing

Case #(s): 2008-029847

Ray Anthony Burke

License #(s): CGC050931, CCC1328436
Burcorp LLC
18800 NW 2nd Avenue, #218
Miami, FL 33169
Pulled
No one present at hearing

Case #(s): 2006-032160, 2006-064676

Robert Brumley

License #(s): CGC1511011, CCC057960
R B Roofing Inc
1693 SW 34th Street
Palm City, FL 34990
Final Order Vacated
Respondent present at hearing

Case #(s): 2009-033608

George Michael Fowler-Berken

License #(s): CGC1514415, CCC1327729
FB Roofing & Construction Inc
4650 SW 51st Street, #710
Davie, FL 33314
7 hrs live CE, Ch. 489, within 1 yr
Proof of satisfaction of civil judgment for American Builders and Contractors Supply
Company Inc
Pay administrative fines in the amount of \$5,000.00 and costs of \$47.50
No one present at hearing

Case #(s): 2006-066309

James Patrick Guerrero

License #(s): CGC057102, CCC1327096
James Patrick Guerrero Inc
6101 SW 190 Avenue
Ft. Lauderdale, FL 33332-1370
Pulled
No one present at hearing

Case #(s): 2007-051997

William Tillman

License #(s): CGC1506958, CCC1326181
CKM Builders Inc
9145 Patina Drive
Boynton Beach, FL 33437
Revocation

Pay administrative fines in the amount of \$27,000.00 and costs of \$376.75
No one present at hearing

Case #(s): 2009-024085

David Montgomery Anderson, Jr

License #(s): CBC1251221

Anderson Construction & Design LLC

6556 Woodland Drive

Keystone Heights, FL 32656

7 hrs live CE, Ch. 489; within 1 yr

Pay administrative fines in the amount of \$5,000.00 and costs of \$160.38

No one present at hearing

Case #(s): 2009-023173

Jason Cory Asbury

License #(s): CGC1511019

Jason Asbury Construction Services LLC

22562 Sea Bass Drive

Boca Raton, FL 33428

Restitution in the amount of \$41,568.26 (to Fenil Patel)

7 hrs live CE, Ch. 489, within 1 yr

Pay administrative fines in the amount of \$500.00 and costs of \$273.85

Respondent present at hearing

Case #(s): 2008-061393

Jeffrey M. Blumberg

License #(s): CGC1504251

Jedenco Inc

11600 NW 6th Place

Plantation, FL 33325

Restitution in the amount of \$34,885.45 (to Norman and Valrene Brissett) - \$300 per month until paid

Probation for 4 years

Pay administrative fines in the amount of \$4,000.00 and costs of \$881.17

No one present at hearing

Case #(s): 2008-049905

Thomas J. Celona

License #(s): CRC035311

Celona Construction Corp

120 Lynnhurst Drive

Ormond Beach, FL 32176

Restitution in the amount of \$43,224.97 (to Leonard and Kathy Wellinger)

Pay administrative fines in the amount of \$5,000.00 and costs of \$173.54

No one present at hearing

Case #(s): 2008-047816

Bryan Craig Clark

License #(s): CGC1511574

N/A

2114 Old Bainbridge Road

Tallahassee, FL 32303
Probation for 2 years
Pay administrative fines in the amount of \$9,500.00 and costs of \$186.57
No one present at hearing

Case #(s): 2007-054740

Bradley W. Cook

License #(s): CGC054471
Class A Contracting Inc
2307 9th Street East
Bradenton, FL 34208
Revocation

Restitution in the amount of \$44,726.74 (to Thomas and Judy Pelican)
Pay administrative fines in the amount of \$16,250.00 and costs of \$427.11
No one present at hearing

Case #(s): 2008-021119

Wellington A. Costa

License #(s): CGC1513057
Gruppo Ergo Design & Construction Inc (previous), HMC Painting & Flooring Restoration
Project Solutions Corp (current)
20161 NW 57 Court
Miami Lakes, FL 33015
Revocation

Restitution in the amount of \$13,467.00 (to Kenneth Crespo)
Pay administrative fines in the amount of \$9,500.00 and costs of \$318.06
No one present at hearing

Case #(s): 2006-037277

Milton A. Davila, Jr.

License #(s): CGC031401
N/A
9412 NW 45th Street
Sunrise, FL 33351
Revocation

Restitution in the amount of \$2,845.00 (to Ilana Shimony)
Pay administrative fines in the amount of \$10,000.00 and costs of \$389.72
No one present at hearing

Case #(s): 2007-059496

Milton A. Davila, Jr.

License #(s): CGC031401
N/A
9412 NW 45th Street
Sunrise, FL 33351
Revocation

Pay administrative fines in the amount of \$10,000.00 and costs of \$227.36
No one present at hearing

Case #(s): 2007-064359

Milton A. Davila, Jr.

License #(s): CGC031401

N/A

9412 NW 45th Street

Sunrise, FL 33351

Revocation

Restitution in the amount of \$8,417.83 (to Alvaro Decastro)

Pay administrative fines in the amount of \$5,000.00 and costs of \$128.88

No one present at hearing

Case #(s): 2009-041691

Robert Michael Dipenta

License #(s): CGC1513869

Dipenta Construction Inc

4940 Laguna Vista Drive

Melbourne, FL 32934

Pulled

No one present at hearing

Case #(s): 2009-039666

Guillermo Figueroa

License #(s): CGC007512

ETM Roofing Inc

2211 2nd Avenue North, Ste 8

Lake Worth, FL 33461

Revocation

Pay administrative fines in the amount of \$5,000.00 and costs of \$117.85

No one present at hearing

Case #(s): 2009-030983

Kenneth Lee Forbes

License #(s): CGC056971

Team Lunderman Construction Inc

2265 Wood Street

Melbourne, FL 32904

Revocation

Restitution in the amount of \$49,664.00 (to Nancy Campbell)

Pay administrative fines in the amount of \$41,500.00 and costs of \$117.39

No one present at hearing

Case #(s): 2008-016273, 2008-016746, 2007-062699

Thomas Charles Franchina

License #(s): CGC1504608

Custom Builders of America, Inc

18370 Hillstone Drive

Odessa, FL 33556

Revocation

Restitution in the amount of \$22,500.00 (to Mark Comacho), \$33,528.00 (to Louis Hurtado), \$32,000.00 (to Mark Whitney)

Pay administrative fines in the amount of \$150,000.00 and costs of \$1,229.97

No one present at hearing

Case #(s): 2007-029192

Bryan M. Hernandez

License #(s): CGC1509038

SSMF Inc

827 West 79th Street

Hialeah, FL 33014

Revocation

Restitution in the amount of \$6,200.00 (to Maria Cuervo)

Pay administrative fines in the amount of \$25,000.00 and costs of \$240.73

No one present at hearing

Case #(s): 2007-030011

Bryan M. Hernandez

License #(s): CGC1509038

SSMF Inc

827 West 79th Street

Hialeah, FL 33014

Revocation

Restitution in the amount of \$12,277.00 (to Patrice Hammerman)

Pay administrative fines in the amount of \$25,000.00 and costs of \$182.96

No one present at hearing

Case #(s): 2007-030720

Bryan M. Hernandez

License #(s): CGC1509038

SSMF Inc

827 West 79th Street

Hialeah, FL 33014

Revocation

Restitution in the amount of \$12,277.00 (to Kathleen Baffer)

Pay administrative fines in the amount of \$25,000 and costs of \$237.07

No one present at hearing

Case #(s): 2007-034374

Bryan M. Hernandez

License #(s): CGC1509038

SSMF INC

827 West 79th Street

Hialeah, FL 33014

Revocation

Restitution in the amount of \$1,323.00 (to Florence Bean)

Pay administrative fines in the amount of \$16,000.00 and costs of \$143.98

No one present at hearing

**Case #(s): 2007-045463, 2007-045185, 2007-050251, 2007-046992, 2007-027600,
2007-052068, 2007-031097, 2007-010703, 2007-001666, 2007-034101, 2007-054353,
2007-052071**

Bryan M. Hernandez

License #(s): CGC1509038

SSMF Inc

827 West 79th Street

Hialeah, FL 33014

Restitution in the amount of \$2,500.00 (to Herbert Erdheim); \$5,458.12 (to Anita Peacock); \$1,750.00 (to Paul A. Smart); \$1,848.00 (to Catherine Bonsignore); \$9,750.00 (to David Hanic); \$1,083.43 (to Madge Henry); \$5,160.00 (to Misook Chung); \$1,468.00 (to Martin Miller); \$1,500.00 (to Robin Morano); \$2,210.00 (to Edwin Kletzel); \$5,000.00 (to Hernan Vergara); \$5,000.00 (to Maria Kegley)

Pay administrative fines in the amount of \$270,000.00 and costs of \$2,780.13

No one present at hearing

Case #(s): 2007-062040, 2007-030591, 2007-031132, 2007-030434, 2008-002758, 2007-046832, 2007-033779, 2007-033927

Bryan M. Hernandez

License #(s): CGC1509038

SSMF Inc

827 West 79th Street

Hialeah, FL 33014

Restitution in the amount of \$6,250.00 (to Russell Hassell); \$3,238.00 (to Isis Evins); \$2,695.82 (to Peggy Yip); \$2,931.00 (to Alicia Fenton); \$9,000.00 (to Rosa Iverson); \$2,250.00 (to Elias Vasquez); \$2,600.00 (to Alan Fisher); \$3,075.00 (to Patricia Dansak)

Pay administrative fines in the amount of \$120,000.00 and costs of \$1,864.94

No one present at hearing

Case #(s): 2008-016357, 2008-003473, 2008-022075, 2008-013024, 2007-030118, 2007-052086, 2007-052428

Bryan M. Hernandez

License #(s): CGC1509038

SSMF Inc

827 West 79th Street

Hialeah, FL 33014

Restitution in the amount of \$5,503.60 (to Mark Gay); \$12,500.00 (to Emily Ceshker); \$3,500.00 (to Ramiro Delariva); \$4,750.00 (to Lee Lachmund); \$4,200.00 (to Nancy Latino); \$4,090.00 (to Susan Darville-Zuk); \$3,000.00 (to Paul Wilson)

Pay administrative fines in the amount of \$100,000.00 and costs of \$1,801.60

No one present at hearing

Case #(s): 2008-049974

Bryan M. Hernandez

License #(s): CGC1509038

SSMF Inc

827 West 79th Street

Hialeah, FL 33014

Revocation

Restitution in the amount of \$1,804.84 (to Frances Ferraro)

Pay administrative fines in the amount of \$5,000.00 and costs of \$220.00

No one present at hearing

Case #(s): 2009-006379

Chip Jamison

License #(s): CBC057203

Chip Jamison Construction Inc

100 Point Ida Court

Interlachen, FL 33148
Restitution in the amount of \$20,272.34 (to Carlyle and Barbara Almyda)
7 hrs live CE, Ch. 489; within 1 yr
Probation for 2 years
Pay administrative fines in the amount of \$5,000.00 and costs of \$147.69
No one present at hearing

Case #(s): 2009-018431

Chip Jamison

License #(s): CBC057203
Chip Jamison Construction Inc
100 Point Ida Court
Interlachen, FL 33148
Pay administrative fines in the amount of \$7,500.00 and costs of \$98.45
Probation for 2 years (to run concurrently with probation ordered in case no. 2009-006379)
No one present at hearing

Case #(s): 2006-038953

Ivan Janowsky

License #(s): CGC041573
Choice Construction Corporation Inc
6855 NW 21 Terrace
Ft. Lauderdale, FL 33309
Revocation
Restitution in the amount of \$20,954.83 (to Gary and Cheree Skyers)
Pay administrative fines in the amount of \$16,000.00 and costs of \$762.53
No one present at hearing

Case #(s): 2009-041658

Paul H. Knafle

License #(s): CGC048667
Monarch Company LLC
5734 Southeast Horseshoe Point Road
Stuart, FL 34997
7 hrs live CE, Ch. 489, within 1 yr
Pay administrative fines in the amount of \$1,000.00 and costs of \$261.23
No one present at hearing

Case #(s): 2009-010160

Byron Seymour Lenoff

License #(s): CGC023890
Cherokee Builders Inc
5693 NW North Macedo Blvd
Port St. Lucie, FL 34983
7 hrs live CE, Ch. 489, within 1 yr
Pay administrative fines in the amount of \$500.00 and costs of \$193.65
Respondent present at hearing with Counsel Barry Taylor

Case #(s): 2007-052896, 2008-001878

Robert J. Long

License #(s): CGC060969
Signature Series Homes Inc
1921 SW 3rd Terrace
Cape Coral, FL 33991
Settlement Stipulation Rejected
No one present at hearing

Case #(s): 2009-008081
Robert Leroy McLaughlin
License #(s): CBC056860
Macco Inc
8402 Shenandoah Run
Wesley Chapel, FL 33543
Pulled
No one present at hearing

Case #(s): 2008-002632
Terrence M. Moore
License #(s): CGC1105819
Mike Moore Construction Company
14771 67th Terrace N
Palm Beach Gardens, FL 33418
Pulled
No one present at hearing

Case #(s): 2008-067740
Guido J. Nardi
License #(s): CGC1505886
N & B Construction Inc
13025 Barrow Street
Spring Hill, FL 34608
Revocation
Pay administrative fines in the amount of \$10,000.00 and costs of \$350.36
No one present at hearing

Case #(s): 2008-057044, 2008-020990, 2008-052991, 2008-020984, 2008-020982, 2008-043451
Sharon Ann Nickell-Olm
License #(s): CRC058245
N/A
15519 Hwy 441, Ste 104-A
Eustis, FL 32726
Voluntary Relinquishment
Restitution in the amount of
Pay administrative fines in the amount of \$60,000.00 and costs of \$2,042.81
No one present at hearing

Case #(s): 2007-020599
Joseph G. Norwick
License #(s): CGC1505484
Design Builders & Remodeling Inc

219 Partridge Trail
Baxter, TN 38544

Revocation

Pay administrative fines in the amount of \$10,000.00 and costs of \$111.11

No one present at hearing

Case #(s): 2009-002278

Gregory E. Oberhofer

License #(s): CRC047915

Quality Builders of Homes Beach Inc

17525 Waterline Road

Bradenton, FL 34212

Pulled

No one present at hearing

Case #(s): 2009-006452

Jeffrey Lee O'Neal

License #(s): CRC044793

N/A

3401 West Leona Street

Tampa, FL 33629

Pulled

No one present at hearing

Case #(s): 2007-000827

John M. Paglino

License #(s): CBC040678

Paglino Alum of Fla Inc

5416 West Linebaugh Avenue

Tampa, FL 33624

Revocation

Restitution in the amount of \$5,000.00 (to Herman Weinberger)

Pay administrative fines in the amount of \$15,000.00 and costs of \$180.90

No one present at hearing

Case #(s): 2008-041873

Patricia Ann Patton

License #(s): CRC058128

Southern Home Exterior Designs Inc

13934 Manowar Lane

Jacksonville, FL 32250

Pulled

No one present at hearing

Case #(s): 2008-043092

Patricia Ann Patton

License #(s): CRC058128

Southern Home Exterior Designs Inc

13934 Manowar Lane

Jacksonville, FL 32250

Pulled

No one present at hearing

Case #(s): 2008-039816

Eldridge Ross Sessoms, III

License #(s): CGC062060

Performance Contractors Corporation

4630 South Kirkman Road, #789

Orlando, FL 32811

Revocation

Restitution in the amount of \$10,000.00 (to Silvia Lapp)

Pay administrative fines in the amount of \$30,000.00 and costs of \$250.63

No one present at hearing

Case #(s): 2008-068432

Eldridge Ross Sessoms, III

License #(s): CGC062060

Performance Contractors Corporation

4630 South Kirkman Road, #789

Orlando, FL 32811

Revocation

Restitution in the amount of \$17,000.00 (to Leslie and DonWhittemore)

Pay administrative fines in the amount of \$15,000.00 and costs of \$214.32

No one present at hearing

Case #(s): 2008-048679

Barry Keith Webb

License #(s): CBC1254621

Stone Castle Homes and Development LLC

4604 49th Street North, PMB 25

St. Petersburg, FL 33709

Restitution in the amount of \$25,485.40 (to Burton Randolph)

Probation for 2 years

7 hrs live CE, Ch. 489, within 1 yr

Pay administrative fines in the amount of \$12,000.00 and costs of \$321.91

No one present at hearing

Case #(s): 2008-015643

Gregory Keith Whigam

License #(s): CBC1253414

W O Gregory Construction Inc

1250 Biltmore Street

Port St. Lucie, FL 34983

Pulled

No one present at hearing

Case #(s): 2008-044036

Gregory Keith Whigam

License #(s): CBC1253414

WO Gregory Construction Inc

1250 Biltmore Street

Port St. Lucie, FL 34983

Pulled
No one present at hearing

Case #(s): 2007-037886

J. Leslie Wiesen

License #(s): CGC001576

J Leslie Wiesen Inc
20211 NE 10th Place
Miami, FL 33179

Revocation

Restitution in the amount of \$9,697.41 (to Elice Fortilus) or obtain an Acknowledgment of Satisfaction from Elice Fortilus

Pay administrative fines in the amount of \$3,000.00 and costs of \$273.11

No one present at hearing

Case #(s): 2009-032666

Walter Wilcox

License #(s): CBC025203

W E Wilcox Construction Co Inc
267 John Knox Road, Ste 100
Tallahassee, FL 32303

Case Dismissed

Respondent present at hearing with Mrs. Wilcox

Case #(s): 2008-001381

Walter A. Worthy

License #(s): CBC1252867

WAW Services Inc
628 Arlingwood Ave
Jacksonville, FL 32211

Revocation

Restitution in the amount of \$10,280.00 (to Juantez A. Tooley)

Pay administrative fines in the amount of \$9,000 and costs of \$387.03

No one present at hearing

Case #(s): 2007-060518

Alburdea Wright, Jr.

License #(s): CBC1252810

WEEEE Work Builders LLC
479 Martin Road, Ste 1
Palm Bay, FL 32909

Revocation

Restitution in the amount of \$79,950.00 (to Shirley Rigaud) or obtain an Acknowledgment of Satisfaction from Shirley Rigaud

Pay administrative fines in the amount of \$15,000.00 and costs of \$1,011.32

No one present at hearing

March 2010 TOTALS

TOTAL RESTITUTION:	\$ 945,528.62
TOTAL ADMINISTRATIVE FINES:	\$1,275,250.00
TOTAL COSTS:	\$ 23,295.63
REVOCATIONS	26
PROBATIONS	04
SUSPENSIONS (NOT STAYED)	00
VOLUNTARY RELINQUISHMENTS	01

With no further business the meeting adjourned at 11:31am.