CONSTRUCTION INDUSTRY LICENSING BOARD

Embassy Suites – Fort Lauderdale 1100 SE 17th St Fort Lauderdale, FL 33316 954.315.1326

> May 12, 2011 8:30am

Final Action Minutes

Approved on June 10, 2011

The meeting was called to order by Mr. Mark Pietanza at 8:32 am.

Those present were:

BOARD MEMBERS

Mark Pietanza – Chair Don Wilford – Vice Chair

Roy R. Lenois

Elbert Batton

Paul Del Vecchio

Carl E. Engelmeier

James C. Evetts

James Flaherty

Scott Greenberg

Jerry D. Hussey

Albert Korelishn

Robert Moody Jr.

William S. Sheehan

Edward Weller

William Cathey

OTHERS PRESENT

G.W. Harrell, Executive Director, DBPR
Amanda Wynn, Government Analyst, DBPR
David Spingler, Government Analyst, DBPR
Daniel Biggins, Board Counsel, AGO
Paul Waters, Chief Prosecuting Attorney, DBPR
Andrew Fier, Prosecuting Attorney, DBPR

Mr. Flaherty gave the invocation. Mr. Korelishn led the pledge of allegiance.

ABSENT MEMBERS:

Michelle Kane Peggy Bailey

The following disciplines were imposed:

Case #(s): 2009064249

SYLVIA BOWEN

License #(s): CCC1328825

MIRAMAR METAL ROOFING, INC.

8300 SW 114TH AVE MIAMI, FL 33173

Restitution in the amount of \$2,925 to Michael Granados unless proof of satisfaction of

judgment can be provided

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

Pay administrative fines in the amount of \$1,000 and costs of \$\$261.88

Present at hearing

Case #(s): 2010015058 THOMAS BRADSHAW

License #(s): CPC56956 CLASSY POOLS, INC. 1347 GLENHEATHER DR WINDERMERE, FL 34786

Probation for 2 years

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

Pay administrative fines in the amount of \$2,000 and costs of \$269.12 (\$194.12 in investigative costs, \$75.00 in service/publication)

Not present at hearing

Case #(s): 2010011298 JEREMIAH COOK

License #(s): CAC1813212

COOKS HEAT AND AIR CONDITIONING, INC.

1955 SW MAIN BLVD LAKE CITY, FL 32025 Probation for 2 years

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

Pay administrative fines in the amount of \$3,500 and costs of \$231.72

Present at hearing

Case #(s): 2010051536 LAUREN DELLINGER

License #(s): CPC1456833 SPLASH POOLS, INC.

801 1ST ST

NEPTUNE BEACH, FL 32266 7 hrs live CE, Ch 489, within 1 yr

Pay administrative fines in the amount of \$5,000 and costs of \$154.50

Not present at hearing

Department of Business and Professional Regulation Construction Industry Licensing Board May 2011 Final Action Minutes Page 2 of 12 Case #(s): 2005056615, 2009013296

ARLIE HASH

License #(s): CMC57044

AAA AIR CONDITIONING & REFRIGERATION, INC.

PO BOX 1992

HALLANDALE, FL 33008

Settlement Stipulation rejected by Board

Not present at hearing but represented by counsel

Case #(s): 2010037544 GERALD LEARY

License #(s): CFC1426201

GERRY'S PLUMBING SERVICE, INC.

8228 BURWELL CIR

PORT CHARLOTTE, FL 33961 7 hrs live CE, Ch 489, within 1 yr

Pay administrative fines in the amount of \$5,000 and costs of \$214.52

Not present at hearing

Case #(s): 2010040494

JOE LIVESAY

License #(s): CCC1329227

NATIONAL ROOF SYSTEMS, LLC 1016 CLEMONS ST, SUITE 305

JUPITER, FL 33477

7 hrs live CE, Ch 489, within 1 yr

Pay administrative fines in the amount of \$5,000 and costs of \$270.61

Not present at hearing

Case #(s): 2010010017

NOAH METZGER

License #(s): CFC1426715

NJ PLUMBING, LLC

PO BOX 592

FLORAHOME, FL 32140

7 hrs live CE, Ch 489, within 1 yr

Pay administrative fines in the amount of \$5,000 and costs of \$306.53

Not present at hearing

Case #(s): 2009049882 JAMES EDWARD PORTER

License #(s): CFC48319

A-1 PLUMBING & SEPTIC TANK OF LEON COUNTY, INC.

4061 MCLEOD DR

TALLAHASSEE, FL 32303

Restitution in the amount of \$1,510.38 to Evelyn Dinunzio

Department of Business and Professional Regulation Construction Industry Licensing Board May 2011 Final Action Minutes Page 3 of 12 7 hrs live CE, Ch 489, within 1 yr; Proof of satisfaction of judgment obtained by Evelyn Dinunzio

Pay administrative fines in the amount of \$500 and costs of \$105.71

Present at hearing

Case #(s): 2010016694 JOSEPH SIMPSON

License #(s): CPC1457653 AQUA GLASS POOLS 111 W. JOHN SIMS PKWY NICEVILLE, FL 32578

Restitution in the amount of \$5,355 to Robert Maddens

7 hrs live CE, Ch 489, within 1 yr; Proof of satisfaction of judgment obtained by Robert Maddens

Pay administrative fines in the amount of \$10,000 and costs of \$253.52

Not present at hearing

Case #(s): 2008032925

ERIC SMALLEY

License #(s): CCC1326702

ATLANTIC ROOFING & EXTERIORS, LLC

110 HAMMOND POND CT MELROSE, FL 32666-4300 7 hrs live CE, Ch 489, within 1 yr

Pay administrative fines in the amount of \$500 and costs of \$189.30

Not present at hearing

Case #(s): 2010029150 ANTHONY STALNAKER

License #(s): CCC57633

TONY STALNAKER CONSTRUCTION, INC.

PO BOX 19525

PANAMA CITY, FL 32404

Restitution in the amount of \$3,500 to Aldolphus L. Helms and Elizabeth Helms 7 hrs live CE, Ch 489, within 1 yr; Proof of satisfaction of judgment obtained by

Aldolphus L. Helms and Elizabeth Helms

Pay administrative fines in the amount of \$10,000 and costs of \$100.02

Not present at hearing

Case #(s): 2010025361

BRIAN WRONG

License #(s): CAC42669

CRUM'S CLIMATE CONTROL, INC.

4551 THORNLEA RD ORLANDO, FL 32817 Case dismissed Present at hearing

Case #(s): 2010046630

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BRIAN JOHN CLARK

License #(s): FRO3232

FLORIDA HOMESCAPES, LLC

2351 28TH AVE

ST. PETERSBURG, FL 33713

Restitution in the amount of \$48,000 to Thomas Delp

Probation for 2 years

Proof of satisfaction of judgment obtained by Thomas Delp

Pay administrative fines in the amount of \$5,000 and costs of \$334.86 (\$190.86 in

investigative costs, \$144.00 in service/publication)

Not present at hearing

Case #(s): 2010053823 CHARLES E CULPEPPER

License #(s): CGC54361, CMC57159, CCC57729, CFC57764, PCC56687, CUC57347

Individual 15 QUAIL RD VENUS, FL 33960

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

Pay administrative fines in the amount of \$500 and costs of \$320.99

Present at hearing

Case #(s): 2010035190 CHRISTOPHER HORTON

License #(s): CUC1223738, FRO3179

MOLEHEAD CONSTRUCTION & BORING, INC.

15-A HARGROVE GRADE PALM COAST, FL 32137

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

Pay administrative fines in the amount of \$5,000 and costs of \$220.94

Not present at hearing

Case #(s): 2010022240 CHRISTOPHER HORTON

License #(s): CUC1223738, FRO3179

MOLEHEAD CONSTRUCTION & BORING, INC.

15-A HARGROVE GRADE PALM COAST, FL 32137

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

Pay administrative fines in the amount of \$5,000 and costs of \$200.26

Not present at hearing

Case #(s): 2009062476 CHRISTOPHER SCHNITZLER

License #(s): CRC57684, CCC1326082 CK CONSTRUCTION AND ROOFING, INC.

2325 TOWERING OAKS CIR

SEFFNER, FL 33584

Revocation

Department of Business and Professional Regulation Construction Industry Licensing Board May 2011 Final Action Minutes Page 5 of 12 Restitution in the amount of \$23,356 to The Breakers Condominium Association, Inc. Pay administrative fines in the amount of \$50,000 and costs of \$280.07 Not present at hearing

Case #(s): 2010005963 **LARRY TRIANA**

License #(s): CGC1505812, CPC56723 TRIANA COAST TO COAST POOLS, INC.

5709 S. BAMMA DR HOMOSASSA, FL 34446

Revocation

Restitution in the amount of \$3,820 to Stephen and Gertrude Arnold Pay administrative fines in the amount of \$20,000 and costs of \$370.05 (\$240.25 in investigative costs, \$129.80 in service/publication) Not present at hearing

Case #(s): 2009040862 ANGELA VENEZIA License #(s): FRO2634

CONSOLIDATED CONSTRUCTION SERVICES OF SW FLORIDA

40 BARRILOCHE DR PUNTA GORDA, FL 33983 7 hrs live CE, Ch. 489, within 1 yr

Pay administrative fines in the amount of \$5,000 and costs of \$221.73

Not present at hearing

Case #(s): 2010040267 RICK BENNETT

License #(s): CGC38357 RICK BENNETT, INC. 5063 STRAFFORD OAKS DR SEBRING, FL 33875

Restitution in the amount of

Probation for years

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

Pay administrative fines in the amount of \$500 and costs of \$\$250.44

Present at hearing

Case #(s): 2010027725 **EDWARD BHARATH**

License #(s): CGC1504744 DATTA CONSTRUCTION CO, LLC 2003 CARRINGTON DR

ORLANDO, FL 32807

Pay administrative fines in the amount of \$500 and costs of \$193.74

Not present at hearing

Case #(s): 2010017960 **SHANNON BROWN**

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License #(s): RR282811530 S BROWN ENTERPRISES, INC.

117 NORTH COVE LANE PANAMA CITY, FL 32401

Revocation

Restitution in the amount of \$10,000 to Michael Kelty

Pay administrative fines in the amount of \$40,000 and costs of \$255.44

Not present at hearing

Case #(s): 2008061132, 2008061378, 2009001052, 2008061657

ERNEST CHERRY

License #(s): CRC58078 FLORIDA EXTERIORS, INC.

PO BOX 952709

LAKE MARY, FL 32795

Motion to Vacate Denied

Present at hearing with counsel

Case #(s): 2010006856

CARL CLICK

License #(s): CGC1512722 CLICK'S CONSTRUCTION, INC.

5340 STATE ROUTE 336

HUNTSVILLE, OH 43324

Revocation

Pay administrative fines in the amount of \$20,000 and costs of \$398.50

Not present at hearing

Case #(s): 2010033865 JOSEPH DAVIDOW

License #(s): CGC7463

DOW CONSTRUCTION, INC.

205 NE 24TH AVE

POMPANO BEACH, FL 33062

Probation for 2 years

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

Pay administrative fines in the amount of \$3,000 and costs of \$313.98

Fine to be paid in 3 consecutive payments of \$1,000 and probation not completed until

fines and costs satisfied

Present at hearing

Case #(s): 2010044538

SKIP DRISH

License #(s): CGC1508583

WATERS EDGE CONTRACTING OF FLORIDA, INC.

5364 EHRLICH RD, SUITE 140

TAMPA, FL 33624

Restitution in the amount of \$5,715 to Jennifer Brady-Cook

Proof of satisfaction of judgment obtained by Jennifer Brady-Cook

Department of Business and Professional Regulation Construction Industry Licensing Board May 2011 Final Action Minutes Page 7 of 12 Pay administrative fines in the amount of \$500 and costs of \$297.84 Not present at hearing

Case #(s): 2009031270 RICHARD EDGE

License #(s): RR282811302

ACCENT MARKETING SOLUTIONS, LLC

6520 NW MOLTON CIR

PORT. ST. LUCIE, FL 34983

Final Order vacated Present at hearing

Case #(s): 2010042283 RONALD GAINES

License #(s): CGC7522 GS2 CORPORATION 5996 SW 70TH ST SOUTH MIAMI, FL 33143

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

Pay administrative fines in the amount of \$1,000 and costs of \$275.12

Not present at hearing but was represented by counsel

Case #(s): 2008056036 TIMOTHY HASSLER

License #(s): CGC58379

OCEAN SHORE CONSTRUCTION, INC.

25 MISNERS TRAIL

ORMOND BEACH, FL 32174

Revocation

Restitution in the amount of \$83,000 to Joan Foley and Mary Andrini Proof of satisfaction of judgment obtained by Joan Foley and Mary Andrini Pay administrative fines in the amount of \$30,000 and costs of \$497.53 Present at hearing

Case #(s): 2010005521 TIMOTHY HENDERSON

License #(s): CGC51115

HENDCO CONSTRUCTION, INC.

701 BAYOU DR DESTIN, FL 32541

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

Pay administrative fines in the amount of \$1,000 and costs of \$234.16

Not present at hearing

Case #(s): 2010050001

LOUIS HUMAN

License #(s): CGC1508512 ECHO TECH BUILDERS, INC. 3930 RAMBLING ACRES DR

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TITUSVILLE, FL 32796

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

Pay administrative fines in the amount of \$500 and costs of \$291.26

Not present at hearing

Case #(s): 2009010433 STEPHEN JARRETT License #(s): CBC43655

JARRETT CONSTRUCTION COMPANY

2002 SEAGATE AVE

JACKSONVILLE, FL 32250

Proof of satisfaction of judgment obtained by Florida Workers Compensation

Pay administrative fines in the amount of \$500 and costs of \$293.52

Present at hearing

Case #(s): 2010037937

ALAIN KEAN

License #(s): CGC60378

KEDECO ENTERPRISES, INC.

10 FAIRWAY DR, #119

DEERFIELD BEACH, FL 33441

Restitution in the amount of \$1,481.40 to David Amar

7 hrs live CE, Ch. 489, within 1 yr; Proof of satisfaction of judgment obtained by David Amar

Pay administrative fines in the amount of \$500 and costs of \$427.42

Not present at hearing

Case #(s): 2009053754 LISA ANN KNIGHTEN

License #(s): CBC1256809

LENNOX MARTIN BUILDERS FLORIDA, INC.

5732 NORMANDY BLVD, SUITE 2

JACKSONVILLE, FL 32205

Probation for 2 years

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

Pay administrative fines in the amount of \$2,500 and costs of \$897.85 (\$687.85 in

investigative costs, \$210 in service/publication)

Not present at hearing

Case #(s): 2010011455 CARMELO LAGANA

License #(s): CGC1509737

LAGANA MAINTENANCE & CONSTRUCTION, INC.

8220 STATE ROAD 84, #205

DAVIE, FL 33324

Restitution in the amount of \$4,200 to Felipe Arenas

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

Pay administrative fines in the amount of \$3,000 and costs of \$626.51 (\$352.11 in

investigative costs, \$274.40 in service/publication)

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Not present at hearing

Case #(s): 2009007296

MARK LEVY

License #(s): CGC1110935 ORIOLES HOME CORPORATION 2300 GLADES RD, #400 EAST BOCA RATON, FL 33431

Restitution in the amount of \$315,489.07 to Thomas & Stella Fox Proof of satisfaction of judgment obtained by Thomas & Stella Fox Pay administrative fines in the amount of \$2,000 and costs of \$242.35 Not present at hearing

Case #(s): 2009027187 GIBBES MILLER

License #(s): CGC62063 & CRC56846 GIBBES MILLER CONSTRUCTION, INC.

1410 E PEARL ST

MONTICELLO, FL 32344

Pay administrative fines in the amount of \$2,000 and costs of \$206.08

Not present at hearing

Case #(s): 2010026072 FRANK MURILLO

License #(s): CRC54084

PRO-TEX CONTRACTING & EQUIPMENT SALES, INC.

332 CEDAR RUN DR

ORANGE PARK, FL 32073

Probation for 4 years

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

Pay administrative fines in the amount of \$10,000 and costs of \$198.00

Present at hearing

Case #(s): 2010050686 CHRIS MURPHY

License #(s): CGC59031

MURPHY DEVELOPMENT, LLC

4759 CHASTAIN DR

MELBOURNE, FL 32940

Revocation

Restitution in the amount of \$67,351 to Anatoly Mamika and Sarah B. Mamika

Pay administrative fines in the amount of \$2,500 and costs of \$248.07

Not present at hearing

Case #(s): 2006037872 JARVIS OSORIO

License #(s): CGC1505214

3-D FEDERAL CONSTRUCTION COMPANY

1721 JOHNSON ST

Department of Business and Professional Regulation Construction Industry Licensing Board May 2011 Final Action Minutes Page 10 of 12 KEY WEST, FL 33040

Revocation

Restitution in the amount of \$2,000 to Diana Lee

Pay administrative fines in the amount of \$30,000 and costs of \$173.29

Not present at hearing

Case #(s): 2010000258 JOHN OSTENDORF

License #(s): CBC1251699 HOME TEAM ADVANTAGE, INC. 125 NORTH CONGRESS AVE, UNIT 17

DELRAY BEACH, FL 33445

Revocation

Pay administrative fines in the amount of \$35,000 and costs of \$260.52 (\$168.76 in investigative costs, \$91.76 in service/publication)

Not present at hearing

Case #(s): 2009016195 PATRICIA PATTON

License #(s): CRC58128

SOUTHERN HOME EXTERIORS DESIGN, INC.

13934 MANOWAR LANE JACKSONVILLE, FL 32250

Revocation

Pay administrative fines in the amount of \$10,000 and costs of \$260.84

Not present at hearing

Case #(s): 2008041873 PATRICIA PATTON

License #(s): CRC58128

SOUTHERN HOME EXTERIORS DESIGN, INC.

13934 MANOWAR LANE JACKSONVILLE, FL 32250

Revocation

Restitution in the amount of \$8,533 to Sylvia Davis

Pay administrative fines in the amount of \$15,000 and costs of \$386.51

Not present at hearing

Case #(s): 2008043092 PATRICIA PATTON

License #(s): CRC58128

SOUTHERN HOME EXTERIORS DESIGN, INC.

13934 MANOWAR LANE JACKSONVILLE, FL 32250

Revocation

Restitution in the amount of \$12,700 to Donna Dunnan

Pay administrative fines in the amount of \$30,000 and costs of \$352.92

Not present at hearing

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Case #(s): 2008060916 PATRICIA PATTON

License #(s): CRC58128

SOUTHERN HOME EXTERIORS DESIGN, INC.

13934 MANOWAR LANE JACKSONVILLE, FL 32250

Revocation

Restitution in the amount of \$2,500 to Carlton Jenkins

Pay administrative fines in the amount of \$17,500 and costs of \$389.62

Not present at hearing

Case #(s): 2010009061 CHRISTOHER SILBURN

License #(s): CGC1504285

PRECISION CONSTRUCTION GROUP, INC.

6600 NW 27TH AVE MIAMI, FL 33147

Revocation

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

Pay administrative fines in the amount of \$10,000 and costs of \$447.07 (\$287.57 in investigative costs, \$159.50 in service/publication)

Not present at hearing

Case #(s): 2010013557 JEFFREY TURNER

License #(s): CRC57075

TURNER CONSTRUCTION OF CENTRAL FLORIDA, INC.

108 US HWY 92 SEFFNER, FL 33584

Revocation

Restitution in the amount of \$4,280 to Jessie Mae McConnell

Pay administrative fines in the amount of \$50,000 and costs of \$329.40 (\$237.64 in

investigative costs, \$91.76 in service/publication)

Not present at hearing