

# FLORIDA CONSTRUCTION INDUSTRY LICENSING BOARD

Embassy Suites St. Augustine  
300 A1A Beach Blvd  
St. Augustine, FL 32080  
904.461.9004

November 10, 11-13, 2020  
MEETING MINUTES

Approved January 15<sup>th</sup>, 2021

## **Board Members Present**

Aaron Boyette, Chair  
Rachelle Wood, Vice-Chair  
Frank Cawthon  
Donald Cesarone  
Brian Donovan  
Mario Famada  
Ted Feaster  
Rick Kane  
Edgar Laney  
Robert Maphis  
Edward McCullers

## **Board Members Absent**

William Cathey  
Keith Lawson  
Michael Strickland

## **Others Present**

Dan Biggins, Executive Director, DBPR  
Donald Shaw, Senior Management Analyst Supervisor, DBPR  
Jordan Jones, Government Analyst, DBPR  
Ian Brown, Chief Construction Attorney, DBPR  
Sally Raines, Deputy Chief Construction Attorney, DBPR  
Ashanti Breedon, Senior Prosecuting Attorney, DBPR  
Robert Milne, Assistant Attorney General, AGO

**ADDITIONAL BUSINESS ENTITIES REVIEW DIVISION II**

**Division II Board members met for Additional Business Entities Review on November 11<sup>th</sup>, 2020 from 2:00 – 2:33pm. Mr. McCullers led the meeting. Of the 10 applications on the agenda, 2 were approved, 3 was approved contingent, 4 were withdrawn, and 1 was denied.**

**APPROVED (2)**

Shepard, David  
Vicker, Richard

**APPROVED CONTINGENT (3)**

Ho, Pui Fat  
Nemetz, Theodore  
Tejera, Alexis

**WITHDRAWN (4)**

Hufham, John  
Kleiner, Henry  
Masiero, Mark  
Quintero, Bernardo

**DENIED (1)**

Torres, Juan

**APPLICATION REVIEW DIVISION II**

**Division II Board members met for Application Review on November 11<sup>th</sup>, 2020 from 2:47 – 3:00pm. Mr. Cesarone led the meeting. Of the 11 applications on the agenda, 3 were approved, 1 was approved contingent, 2 were continued, 2 were pulled and 3 were denied.**

**APPROVED (3)**

Greene, McAndrew  
Jabbour, Garrett  
Mangal, Latchman

**APPROVED CONTINGENT (1)**

Ayers, Christopher

**CONTIINUED (2)**

Tellez, Lexter – 60 day continuance  
Wilson, Mark – 180 day continuance

**PULLED (2)**

Botbol, Meir  
Smith, Kenneth

**DENIED (3)**

Lewis, Jeffrey

Lewis, Jeffrey  
Lewis, Jeffrey

**ADDITIONAL BUSINESS ENTITIES REVIEW DIVISION I**

**Division I Board members met for Additional Business Entities Review on November 12<sup>th</sup>, 2020 from 1:30 – 2:01pm. Mr. Maphis led the meeting. Of the 11 applications on the agenda, 4 were approved, 3 were continued, 1 was pulled, 2 were withdrawn and 1 was denied.**

**APPROVED (4)**

Cussianovich, Danislav  
Pop-Buis, Pavel  
Reyes, Ernesto  
Torres, Eduardo

**CONTINUED (3)**

Johnson, Matthew – 90 day continuance  
Morris, Donald – 60 day continuance  
Possebon, Gilberto – 90 day continuance

**PULLED (1)**

Toledo, Armando

**WITHDRAWN (2)**

Kleiner, Henry  
Kleiner, Henry

**DENIED (1)**

Douglas, James

**APPLICATION REVIEW DIVISION I**

**Division I Board members met for Application Review on November 12<sup>th</sup>, 2020 from 2:35 – 2:57pm. Mr. Boyette led the meeting. Of the 4 applications on the agenda, 1 was continued, 1 was denied, 1 was withdrawn and 1 was pulled.**

**CONTINUED (1)**

Rodrigues, Felix – 90 day continuance

**DENIED (1)**

Oliveira, Daniel

**WITHDRAWN (1)**

Jagat, Christine

**PULLED (1)**

Stromme, Eric

**Division II Board members met for Final Action on November 12<sup>th</sup>, 2020, from 9:07 – 9:13am. Ms. Wood led the meeting.**

**Case #(s): 2018051640**

**Juan Alvarado**

License #(s): CCC1327741

4410 Daisy Meadows Drive

Katy, TX 77449

Restitution ordered-jurisdiction reserved as to amount

Pay administrative fines in the amount of \$19,000 and costs of \$144.64

Not present

**Case #(s): 2018060945**

**Christian Anton**

License #(s): CAC1816990

1389 SW 12<sup>th</sup> Ave.

Pompano Beach, FL 33069

7 hours of live Continuing Education related to Ch. 489, F.S.

Pay administrative fines in the amount of \$1,500 and costs of \$185.67

Not present

**Case #(s): 2020005478**

**Steven High**

License #(s): CPC1458763

10204 Marsh Harbor Way, Apt 8

Riverview, FL 33578

Voluntary Relinquish

Restitution ordered-jurisdiction reserved as to amount

Pay administrative fines in the amount of \$20,000 and costs of \$154.90

Not present

**Division I & II Board members met for Final Action on November 12<sup>th</sup>, 2020, from 10:00 – 10:05am. Mr. Boyette led the meeting.**

**Case #(s): 2020001823**

**James Gerard**

License #(s): FRO8404

4050 North Washington Blvd.

Sarasota, FL 34234

Revocation

Restitution ordered-jurisdiction reserved as to amount

Pay administrative fines in the amount of \$35,000 and costs of \$1,000

Not present

**Case #(s): 2020001824**

**James Gerard**

License #(s): FRO8404

4050 North Washington Blvd.

Sarasota, FL 34234

Revocation  
Restitution ordered-jurisdiction reserved as to amount  
Pay administrative fines in the amount of \$35,000 and costs of \$1,000  
Not present

**Case #(s): 2020003310**

**James Gerard**

License #(s): FRO8404  
4050 North Washington Blvd.  
Sarasota, FL 34234

Revocation  
Restitution ordered-jurisdiction reserved as to amount  
Pay administrative fines in the amount of \$35,000 and costs of \$1,000  
Not present

**Case #(s): 2020004048**

**James Gerard**

License #(s): FRO8404  
4050 North Washington Blvd.  
Sarasota, FL 34234

Revocation  
Restitution ordered-jurisdiction reserved as to amount  
Pay administrative fines in the amount of \$35,000 and costs of \$1,000  
Not present

**Case #(s): 2020004130**

**James Gerard**

License #(s): FRO8404  
4050 North Washington Blvd.  
Sarasota, FL 34234

Revocation  
Restitution ordered-jurisdiction reserved as to amount  
Pay administrative fines in the amount of \$35,000 and costs of \$1,000  
Not present

**Case #(s): 2020004721**

**James Gerard**

License #(s): FRO8404  
4050 North Washington Blvd.  
Sarasota, FL 34234

Revocation  
Restitution ordered-jurisdiction reserved as to amount  
Pay administrative fines in the amount of \$35,000 and costs of \$1,000  
Not present

**Case #(s): 2020005542**

**James Gerard**

License #(s): FRO8404  
4050 North Washington Blvd.

Sarasota, FL 34234

Revocation

Restitution ordered-jurisdiction reserved as to amount

Pay administrative fines in the amount of \$35,000 and costs of \$1,000

Not present

**Case #(s): 2020044372, 2020039198, 2020042289, 2020044700, 2020038290, 2020042470, 2020038533, 2020035517, 2020035981, 2020035962, 2020039241, 2020038500, 2020046121, 2020038851, 2020045276, 2020038664, 2020036225, 2020038359, 2020043436, 2020036246, 2020035971, 2020040626, 2020038630, 2020036033, 2020039865, 2020039111, 2020038639, 2020030717, 2020036130, 2020038516, 2020038648, 2019062011, 2020036117, 2020027384, 2020027392, 2020033406, 2020033818, 2020036112, 2020036197, 2020037401, 2020037464, 2020038485, 2020038644, 2020039202, 2020039897, 2020039901, 2020040561, 2020045788, 2020046239**

**Allison Craft**

License #(s): FRO9977

409 East Oakland Avenue Suite B

Oakland, FL 34760

Voluntary Relinquish

Restitution ordered-jurisdiction reserved as to amount

Pay administrative fines in the amount of \$600,000 and costs of \$1,000

Not present

**Division II Board members met for Final Action on November 12<sup>th</sup>, 2020, from 10:05 – 10:15am. Mr. Boyette led the meeting.**

**Case #(s): 2019030225**

**Angyvette Garcia**

License #(s): CGC1514036, CGC1519287

1815 Purdy Ave.

Miami Beach, FL 33139

Revocation

Restitution in the amount of \$10,000

Pay administrative fines in the amount of \$7,500 and costs of \$340.97

Not present

**Case #(s): 2020000843**

**Angyvette Garcia**

License #(s): CGC1514036, CGC1519287

1815 Purdy Ave.

Miami Beach, FL 33139

Revocation

Restitution in the amount of \$49,458.90

Pay administrative fines in the amount of \$12,500 and costs of \$304.35

Not present

**Case #(s): 2019039963**

**Robert Mervine**

License #(s): CGC60150

5401 South Kirkman Road, Suite 310  
Orlando, FL 32819  
Revocation  
Restitution ordered-jurisdiction reserved as to amount  
Pay administrative fines in the amount of \$12,500 and costs of \$411.19  
Not present

**Case #(s): 2019052560**

**Robert Mervine**

License #(s): CGC60150  
5401 South Kirkman Road, Suite 310  
Orlando, FL 32819  
Revocation  
Restitution ordered-jurisdiction reserved as to amount  
Pay administrative fines in the amount of \$5,000 and costs of \$421.14  
Not present

**Case #(s): 2019056904**

**Robert Mervine**

License #(s): CGC60150  
5401 South Kirkman Road, Suite 310  
Orlando, FL 32819  
Revocation  
Restitution ordered-jurisdiction reserved as to amount  
Pay administrative fines in the amount of \$5,000 and costs of \$258.80  
Not present

**Case #(s): 2019058310**

**Robert Mervine**

License #(s): CGC60150  
5401 South Kirkman Road, Suite 310  
Orlando, FL 32819  
Revocation  
Restitution ordered-jurisdiction reserved as to amount  
Pay administrative fines in the amount of \$12,500 and costs of \$275.70  
Not present

**Case #(s): 2019060618**

**Robert Mervine**

License #(s): CGC60150  
5401 South Kirkman Road, Suite 310  
Orlando, FL 32819  
Revocation  
Restitution ordered-jurisdiction reserved as to amount  
Pay administrative fines in the amount of \$12,500 and costs of \$257.86  
Not present

**Case #(s): 2019060828**

**Robert Mervine**

License #(s): CGC60150  
5401 South Kirkman Road, Suite 310  
Orlando, FL 32819  
Revocation  
Restitution ordered-jurisdiction reserved as to amount  
Pay administrative fines in the amount of \$12,500 and costs of \$172.73  
Not present

**Case #(s): 2019061949**

**Robert Mervine**

License #(s): CGC60150  
5401 South Kirkman Road, Suite 310  
Orlando, FL 32819  
Revocation  
Restitution ordered-jurisdiction reserved as to amount  
Pay administrative fines in the amount of \$5,000 and costs of \$276.42  
Not present

**Case #(s): 2020001064**

**Robert Mervine**

License #(s): CGC60150  
5401 South Kirkman Road, Suite 310  
Orlando, FL 32819  
Revocation  
Restitution ordered-jurisdiction reserved as to amount  
Pay administrative fines in the amount of \$12,500 and costs of \$316.18  
Not present

**Case #(s): 2019051385**

**Edward Newton**

License #(s): CBC1259055  
17265 Raintree Road  
Lutz, FL 33558  
Voluntary Relinquish  
Restitution ordered-jurisdiction reserved as to amount  
Pay administrative fines in the amount of \$17,500 and costs of \$169.63  
Not present

**Case #(s): 2020041970, 2020043437, 2020040847, 2020036148, 2020036248, 2020038638, 202037121, 2020039673, 2020040724, 2020036924, 2020043356, 2020037884, 2020038844, 2020045264, 2020035567, 2020045792, 2020028870, 2020044688, 2020038434, 2020037550, 2020037118, 2020041524, 2020033359, 2020037888, 2020017313, 2020041952, 2020022049, 2020039110, 2020038443, 2020034787, 2020027010, 2020035947, 2020036190, 2019058062, 2020038621, 202001383, 2019061996, 2020040475, 2020028077, 2020038390, 2020038616, 2020038619, 2020038625, 2020038673, 2020039204, 2020039248, 2020039443, 2020044539**

**George Hammond**

License #(s): CGC1517899, CGC1527914  
Voluntary Relinquish  
Pay administrative fines in the amount of \$600,000 and costs of \$1,000.67



Not present

**Case #(s): 2019039950, 2019038200, 2019041071, 2019041975, 2019054112, 2019052337, 2019050885, 2019056284, 2019054421, 2019058553, 2020000315, 2019059278, 2019062774, 2019056814, 2019060332, 2019060116, 2020010700, 2020020517, 2020018078**

**Mark Southwick**

License #(s): CGC1510812

Voluntary Relinquish

Restitution ordered-jurisdiction reserved as to amount

Pay administrative fines in the amount of \$190,000 and costs of \$4,201.93

Not present

**Division II Board members convened for Probation on November 12<sup>th</sup>, 2020, from 8:32 – 8:55am. Mr. Famada led the meeting.**

### **PROBATION**

**Jenkins, Demetrius, CCC1329082**

Result: Satisfactory

**Lambeth, Patrick, CFC1427619, CMC42546**

Result: Satisfactory

**Mottely, Terrance, CCC1327647**

Result: Satisfactory

**O'Bannon, Daniel, CAC1816975**

Result: 60 day continuance

**Phillips, Steven B., CAC57788**

Result: Satisfactory

**Starkes, Darryl, CCC1330074**

Result: Satisfactory

**Tellez, Lexter, CFC1429335**

Result: Contingent Satisfactory

**Williams, Gregory, CCC1327297**

Result: 60 day continuance

### **STAYS TO BE LIFTED**

**Houston, Kimberly, CCC057820**

Result: 90 day continuance

**Lyles, Benjamin, CCC1331105**

Result: 6 month continuance

**Martin, Michael**, CCC1331256  
Result: PULLED

**Metz, Richard**, CCC1330422  
Result: 90 day continuance

**Division I Board members convened for Probation on November 12<sup>th</sup>, 2020, from 10:28 – 10:45am. Mr. Donovan led the meeting.**

**Anderson, Monty**, CBC1253453, CBC1260850  
Result: Satisfactory

**Baker, Charles F.**, CGC31508  
Result: Satisfactory

**Jenkins, Demetrius**, CBC1255853  
Result: Satisfactory

**Lambeth, Patrick**, CGC15066447  
Result: Contingent Satisfactory

**Rasheed, Neal S.**, SCC131151389  
Result: Satisfactory

**Williams, Andre**, CGC1515496, CGC1522244  
Result: Satisfactory

**STAYS OF SUSPENSION TO BE LIFTED**

**Aranda, Dieter**, CGC1517879  
Result: Stay Lifted

**Berman, Scott**, CGC1509450  
Result: Contingent Satisfactory

**Bosma, Brandon**, CGC1522345, CGC1522905  
Result: Stay Lifted

**Chatman, Mario**, CGC1514617  
Result: PULLED

**Knighten, Lisa**, CBC1256809  
Result: Stay Lifted

**Lyles, Benjamin**, CBC1255137  
Result: 6 month continuance

**Metz, Richard**, CBC1259671, CBC1260409  
Result: Stay Lifted

**Moore, Johnathan**, CGC1513984  
Result: 60 day continuance

**Southwick, Mark**, CGC1510812  
Result: Stay Lifted

### **GENERAL SESSION**

The meeting was called to order by Mr. Boyette, at 8:30am. Mr. Donovan gave the Invocation. Ms. Wood led the Pledge of Allegiance.

### **EXECUTIVE DIRECTOR'S REPORT- Daniel Biggins**

Mr. Biggins requested the Board excuse absences for the following board members:

- Mr. Cathey
- Mr. Lawson
- Mr. Strickland

With nothing further to report the Board voted unanimously to approve this report.

### **CHAIRMAN'S REPORT- Aaron Boyette**

Mr. Boyette had nothing to report.

### **PROSECUTING ATTORNEY'S REPORT- Ian Brown**

Mr. Brown had nothing to report.

With nothing further to report the Board voted unanimously to approve this report.

### **HEARING AND PETITIONS**

#### **BOOTH, JOSHUA – INFORMAL HEARING**

Mr. Booth was present.

Mr. Milne presented this case stating Mr. Booth's application for a Certified General Contractor license was denied at the March 2020 meeting of the Board for failure to demonstrate the required experience, pursuant to section 489.111, Florida Statutes, and Rule 61G4-15.001, Florida Administrative Code. The Notice of Intent to Deny was filed in April of 2020. Mr. Booth timely requested an informal hearing.

After discussion, the Board confirmed the action of the Board at the October meeting, and did not vote.

#### **BROCKMAN, CHAD – INFORMAL HEARING**

Mr. Brockman was present.

Mr. Milne presented this case stating Mr. Brockman's application for a Certified Air Conditioning Contractor License, Class B, was denied at the June 2020 meeting of the Board for failure to demonstrate the required experience, pursuant to section 489.111, Florida Statutes, and Rule 61G4-15.001, Florida Administrative Code and failure to provide a current consumer credit report as defined in rule 61G4-12.011, F.A.C. The Notice of Intent to Deny was filed in July of 2020. Mr. Brockman timely requested an informal hearing.

After discussion, the Board voted to vacate the previous denial and to allow the applicant to withdraw the application.

#### **BROWN, STEVEN – INFORMAL HEARING**

Mr. Brown was present with counsel.

Mr. Milne presented this case stating Mr. Brown's application for a Certified Plumbing Contractor's License was denied at the August 2020 meeting of the Board for failure to demonstrate the required experience, pursuant to section 489.111, Florida Statutes, and Rule 61G4-15.001, Florida Administrative Code. The Notice of Intent to Deny was filed in September of 2020. Mr. Brown timely requested an informal hearing.

After discussion, the Board voted to vacate the previous denial and approve the application.

#### **GARE, CHRISTOPHER – INFORMAL HEARING**

Mr. Gare was present with counsel.

Mr. Milne presented this case stating Mr. Gare's application for a Certified Air Conditioning Contractor's License, Class A, was denied at the August 2020 meeting of the Board for failure to demonstrate the required experience, pursuant to section 489.111, Florida Statutes, and Rule 61G4-15.001, Florida Administrative Code. The Notice of Intent to Deny was filed in September of 2020. Mr. Gare timely requested an informal hearing.

After discussion, the Board voted to vacate the previous denial and approve the application as a downgrade to a Class B Air Conditioning Contractor's license.

#### **GOODWIN, JAMES – INFORMAL HEARING**

Mr. Goodwin was present.

Mr. Milne presented this case stating Mr. Goodwin's application to qualify Kajima Building Design Group, Inc., as an additional business entity was denied at the July 2020 meeting of the Board for failure to appear as required by Rule 61G4-15.0021, Florida Administrative Code and failure to demonstrate the qualifying agent would have the ability to supervise the construction work and business activities of the organization, as required by section 489.119, Florida Statutes. The Notice of Intent to Deny was filed in September of 2020. Mr. Goodwin timely requested an informal hearing.

After discussion, the Board voted to vacate the previous denial and approve the application.

#### **PEREZ, HUMBERTO – INFORMAL HEARING**

Mr. Perez was not present.

Mr. Milne presented this case stating Mr. Perez's application to qualify Stone Design Source LLC, as an additional business entity was denied at the August 2020 meeting of the Board for failure to appear as required by Rule 61G4-15.0021, Florida Administrative Code and failure to demonstrate the qualifying agent would have the ability to supervise the construction work and business activities of the organization, as required by section 489.119, Florida Statutes. The Notice of Intent to Deny was filed in September of 2020. Mr. Perez timely requested an informal hearing.

After discussion, the Board voted to uphold the previous denial.

#### **PRESCOTT, BRADLEY – PETITION FOR DECLARATORY STATEMENT**

Mr. Prescott was present.

Mr. Milne presented this case stating Mr. Prescott filed a petition for a Declaratory Statement on September 24, 2020. The petition was noticed in the Florida Administrative Register on October 5, 2020. Mr. Milne noted the petitioner asked the Board whether there are state licensing requirements for the activities he performs in replacing an existing sink with a new sink.

After discussion, the board voted to deny the declaratory statement.

#### **THIBODEAU, ANDREW – INFORMAL HEARING**

Mr. Thibodeau was present.

Mr. Milne presented this case stating Mr. Thibodeau's application for a Certified General Contractor's License was denied at the August 2020 meeting of the Board for failure to demonstrate the required experience, pursuant to section 489.111, Florida Statutes, and Rule 61G4-15.001, Florida Administrative Code. The Notice of Intent to Deny was filed in October of 2020. Mr. Thibodeau timely requested an informal hearing.

After discussion, the Board voted to vacate the previous denial and approve the application.

## **VAN BEEK, MATTHEW – INFORMAL HEARING**

60 day continuance

## **VAN HOEVEN, DAVID – MOTION TO RECONSIDER**

Mr. Van Hoeven was present with counsel.

Mr. Milne presented this case stating Mr. Van Hoeven's application to qualify an additional business entity, Total Roofing of Florida, LLC, was denied at the March 2020 meeting of the Board for failure to demonstrate the required experience, pursuant to section 489.111, Florida Statutes, and Rules 61G4-15.001, Florida Administrative Code. The Notice of Intent to Deny was filed in April of 2020. Mr. Van Hoeven requested a formal hearing in front of an Administrative Law Judge at the Division of Administrative Hearing, but requested to appear back in front of the Board first, seeking a reconsideration of the denial.

After discussion, the Board voted to uphold the previous denial.

## **COMMITTEE REPORTS**

### **EXAMS/CE/PUBLIC AWARENESS COMMITTEE – Ted Feaster**

Mr. Feaster gave the following report:

#### **FLORIDA HOME BUILDERS ASSOCIATION**

1<sup>st</sup> course: Building and Retrofitting in Florida (Classroom): **approved**

2<sup>nd</sup> course: Building and Retrofitting in Florida (Internet): **approved**

#### **GANGELHOFF, BRIAN DAVID**

1<sup>st</sup> course: A Pool's Best Friend, Inc. Pool/Spa Servicing Contractor 60-Hour Course: **withdrawn**

#### **HOME INSPECTION UNIVERSITY**

1<sup>st</sup> course: Mechanical: **60 day continuance**

#### **JC CODE & CONSTRUCTION CONSULTANTS, INC**

1<sup>st</sup> course: Flood Vents – Where and Why: **approved**

2<sup>nd</sup> course: Interpreting the NEW FEMA Elevation Certificate Form: **approved**

3<sup>rd</sup> course: Mobile Homes in Special Flood Hazards Areas: **denied**

4<sup>th</sup> course: Protecting Building Utilities from Flood Damage: **approved**

5<sup>th</sup> course: The Flood Provisions of the Florida Building Code, Existing Building: **approved**

#### **KONING ENTERPRISES, INC. DBA CONTRACTORS INSTITUTE**

1<sup>st</sup> course: The Truth About Stucco Defects (Internet/Webinar): **approved**

**PGT INDUSTRIES, INC.**

1<sup>st</sup> course: Florida Building Code, 7<sup>th</sup> Edition (2020) Update: **denied**

**OLD BUSINESS**

Removal of Board materials from laptops.

**NEW BUSINESS**

The Board discussed what they would like to talk about at the December board meeting.

With no further business the meeting was adjourned at 9:50am.