



## NORTH CAROLINA STATE BOARD OF EXAMINERS OF ELECTRICAL CONTRACTORS

# NEWSLETTER

AUGUST 2012, EDITION #62

### MESSAGE FROM THE CHAIR

I would like to start by thanking all the board members for their confidence and support by voting me in as Chairman. All of the board members, current license holders and the citizens of our great State have my word that I will carry out the duties of Chairman to the best of my ability. Also, I would like to thank Carolina's Electrical Contractors Association for allowing me to represent them over the past four years on the Board and for all the support they provide to our Board.

It would be impossible for me to write this article without thanking Mr. Curtis Kennedy for all he has done, in ways that most of us really do not know, over his 45 years of public service, serving 21 years with Guilford County Inspections, 15 years as the Board Executive Director and 9 years as a Board Member, serving one term as Board Chairman. I would welcome everyone to take the time to visit our website and read the history of the board through the eyes of Mr. Kennedy and you will not be disappointed. Go to our website then click on board information and then click on board history. The board was established in 1937 before most of us were even born but as you read you will certainly remember a lot of the individuals that dedicated so much of their time and talents to make our Board what it is today. I personally thank each of them for the roles they played and the framework they laid down for all of us to work within. Having known nine of the previous Board Chairmen, working for one and working with one provides a network of knowledge in the event I need any advice that I am sure will be needed. Oh before I forget, thanks Mr. Kennedy for signing my electrical license that hangs three feet from my right shoulder every day.

I look forward to serving all the contractors or individuals licensed by this board and working with Mr. Brooks and his fine staff that he manages so well.

Don J. Harrison, Board Chairman

### TRANSITION TO NEW TESTING AGENCY

As of July 1, 2012, the Board has changed testing agencies from Pearson Vue to PSI Services LLC. PSI Services LLC is a national testing company that provides a variety of licensing and certification services to regulatory agencies, to administer and score the licensing examinations. PSI Services LLC has testing sites throughout the state of North Carolina, specifically in Asheville, Charlotte, Greenville, Raleigh, Fayetteville, Wilmington and Winston-Salem. All examinations are computer based and examinees will receive their score the same day upon finishing the examination.

For more information on PSI Services LLC testing please visit [www.psiexams.com](http://www.psiexams.com). Examination candidates may download and print the Candidate Information Bulletin (CIB) from the website. You may also visit [www.ncbeec.org](http://www.ncbeec.org) and download the candidate information handbook or call the Board's application request line at (800) 392-6102 and request a copy be mailed to you.

The Board projects a cost savings of approximately \$15,000 by implementing the change from Pearson Vue to PSI Services LLC.

The transition has been going smoothly and the Board's staff is excited to work with PSI Services LLC. We are confident that you will too.

## Electrical Contractors Newsletter

This newsletter is published semi-annually as a service to electrical contractor licensees and others in the electrical industry. Suggestions for articles of interest for publication in this newsletter are welcome.

North Carolina State Board of  
Examiners of Electrical Contractors  
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Fax: (800) 691-8399  
Website: www.ncbeec.org  
Beverly Perdue, Governor

### BOARD MEMBERS

Don Harrison, **Chair**  
Fayetteville, NC  
Tim Bradley, **Vice Chair**  
Raleigh, NC

Donna Baxter  
Boiling Springs Lake, NC  
Gray Bryant  
Mount Airy, NC  
Julian Burns  
Charlotte, NC  
Jim Carpenter  
Durham, NC  
Dr. John C. Kelly, Jr.  
Greensboro, NC

### STAFF MEMBERS

Robert L. Brooks, Jr.  
Executive Director

William A. Parris  
Cont. Ed & Exam Manager/  
Enforcement Coordinator

Mitch Bryant  
Field Representative/Investigator

Robert H. Lawson  
Field Representative/Investigator

Roy A. Wilson  
Field Representative/Investigator

Mary B. Higgins  
Office Manager

Michelle A. Ames  
Administrative Program Assistant-  
Exam Applications & Investigations

Robert C. Bissette  
Administrative Program Assistant-  
Continuing Education & Licensing

Tonya M. Lynch  
Administrative Program Assistant-  
Reception & Licensing

Epsie D. Stevens  
Records Manager

## OFFICERS ELECTED

During its June, 2012 Regular Fourth Quarter Board Meeting, the Board elected officers to serve July 1, 2012 through June 30, 2013 as follows:

**CHAIRMAN:** DON J. HARRISON  
**VICE CHAIRMAN:** TIM BRADLEY  
**SECRETARY-TREASURER:** ROBERT L. BROOKS, JR.

### COMMITTEES APPOINTED

Don J. Harrison, Board Chairman, has appointed Board Committees for the 2012-2013 fiscal year as follows:

#### FINANCE COMMITTEE:

**MEMBERS:** Three members of the Board: Donna Baxter, Chair, Tim Bradley and Jim Carpenter.

#### RULES COMMITTEE:

**MEMBERS:** Three members of the Board: Tim Bradley, Chair, Donna Baxter and Julian Burns.

#### APPLICATION AND CONTINUING EDUCATION COMMITTEE:

**MEMBERS:** Three members of the Board: Jim Carpenter, Chair, Gray Bryant and John Kelly.

#### EXAMINATION COMMITTEE:

**MEMBERS:** Three members of the Board: Dr. John Kelly, Chair, Gray Bryant and Julian Burns.

#### DISCIPLINARY COMMITTEE:

**MEMBERS:** Two members of the Board: Gray Bryant, Chair and Julian Burns.

#### SPECIAL COMMITTEE - STUDY STATEWIDE JOURNEYMAN LICENSE

**MEMBERS:** Julian Burns, Chair, Gray Bryant, John Kelly, Don Harrison

## NEW STATE ELECTRICAL CODE IN EFFECT

The 2011 National Electrical Code (NEC), with amendments, is in effect as of July 3, 2012. Printed below are the code amendments as published by the NC Department of Insurance, Office of State Fire Marshall. It is suggested that you carefully study this material and update your 2011 NEC book.

### AMENDMENT 210.8(A)(3)

Amend NEC 2011:

#### **(3) Outdoors**

**Exception No. 1 to (3):** Receptacles that are not readily accessible and are supplied by a branch circuit dedicated to electric snow-melting, deicing, or pipeline and vessel heating equipment shall be permitted to be installed in accordance with 426.28 or 427.22, as applicable.

**Exception No. 2 to (3):** A single outlet receptacle supplied by dedicated branch circuit which is located and identified for specific use by a sewage lift pump.

### AMENDMENT 250.50

Amend NEC 2011:

**250.50 Grounding Electrode System.** All grounding electrodes as described in 250.52(A)(1) through (A)(7) that are available at each building or structure served shall be bonded together to form the grounding electrode system. Where none of these grounding electrodes exist, one or more of the grounding electrodes specified in 250.52(A)(4) through (A)(8) shall be installed and used.

### AMENDMENT 334.15(C)

Amend NEC 2011:

**(C) In Unfinished Basements and Crawl Spaces:** Where cable is run at angles with joist in unfinished basements and crawl spaces it shall be permissible to secure cables not smaller than two 6 AWG or three 8 AWG conductors directly to the lower edges of the joists. Smaller cables shall be run either through bored holes in joists or on running boards. Nonmetallic-sheathed cable installed on the wall of an unfinished basement shall be permitted to be installed in a listed conduit or tubing or shall be protected in accordance with 300.4. Conduit or tubing shall be provided with an insulating bushing or adapter at the point the cable enters the raceway. The sheath of the nonmetallic-sheathed cable sheath shall extend through the conduit or tubing and into the outlet or device box not less than 6 mm (1/4 in.). The cable shall be secured within 300 mm (12 in.) of the point where the cable enters the conduit or tubing. Metal conduit, tubing, and metal outlet boxes shall be connected to an equipment grounding conductor complying with the provisions of 250.86 and 250.148.

## BOARD'S EXAMINATION PROGRAM

*Effective September 1, 2012, the Board's qualifying examinations will be based on the following publications:*

- **2011 National Electrical Code**
- **2007 National Fire Alarm Code**
- **NASCLA Contractors Guide to Business, Law and Management - NC Electrical Edition**

The Board has in stock inventory of the 2011 National Electrical Code book (soft-bound cover) and the NASCLA Contractors Guide to Business, Law and Management - NC Electrical Edition.

To place your order online, please visit our website link at: [www.ncbeec.org/modules/shop](http://www.ncbeec.org/modules/shop)

To mail in your order, please use the Order Form included in this Newsletter.

To order your 2007 National Fire Alarm Code, please contact NFPA at [www.nfpa.org](http://www.nfpa.org) or 1-800-344-3555.

Anyone wishing to apply for the qualifying examination should contact the Board's office for the Examination Candidate Information Bulletin. Telephone/Voice Mail 1-800-392-6102.

## LEGISLATIVE UPDATE

The NC General Assembly adjourned July 3, 2012. Here are some Bills that may be of interest to licensees and the industry:

### **H799 - Act to Allow Licensure by Endorsement for Military Personnel and Military Spouses - Effective July 24, 2012**

Under this new law, a military-trained applicant may be eligible to obtain an electrical contracting license by endorsement upon satisfactory proof furnished to the Board that the qualifications of the applicant are equal to the qualifications of holders of similar licenses issued by the Board. A military spouse may be eligible to obtain an electrical contracting license provided that the military spouse holds a current electrical contracting license issued by another jurisdiction and the Board determines that the qualifications of the applicant are equal to the qualifications of holders of similar licenses issued by the Board.

**H199 - Strengthen Metals Theft Prevention Law - Effective June 20, 2012**

This Bill amended the regulations to sell and purchase scrap electrical wire and other metals and increased penalties for theft of electrical wire on other metals.

**S851 - Boards and Commissions Efficiency Act of 2012 - Pending**

This Bill proposes changes to the State Board of Examiners of Electrical Contractors to:

- Increase number of Board Members from seven to eight
- Change Board Member appointments and representation structure as follows:
  - Increase from one to two representatives of the NC Association of Electrical Contractors
  - Increase from one to two representatives of the Carolinas Electrical Contractors Association
  - Decrease from two to one Public Member

Other Board Member representatives will remain unchanged and are:

- One representative from the NC Department of Insurance
- One representative from the electrical engineering faculty of the Greater University of North Carolina
- One electrical inspector from a municipality or county in North Carolina

All Bills listed above can be accessed from the NC General Assembly website [www.ncga.state.nc.us](http://www.ncga.state.nc.us).

**LICENSING REQUIREMENTS FOR PUBLIC BUILDING PROJECTS - NCGS 87-1.1**

On occasion, the Board receives inquiries as to the licensing requirements for Public Building Projects (NCGS 143-128 "...any buildings for the State or for any county, municipality, or other public body...") that include electrical work with other trades such as general contracting and mechanical contracting. Our Board together with the NC Board for General Contractors and NC Board for Plumbing, Heating and Fire Sprinkler Contractors prepared the following "Examples" to provide uniform information and assistance to parties making license requirement inquiries on such projects. If further information is required, it is suggested that you contact the person responsible for the particular project specifications, awarding and contracts or you may contact the appropriate licensing board.

"Examples" - License Requirements for Public Building Projects under GS 87-1.1

1. Total Bid Price \$205,000 with Electrical and GC work

\$150,000 Electrical work  
\$55,000 GC work (GC work over 25%) (GC work over \$30,000)

Bid by properly licensed General Contractor only and electrical work subcontracted to a properly license electrical contractor.

2. Total Bid Price \$136,350 with Electrical and GC work  
\$135,000 Electrical work  
\$ 1,350 GC work (GC work less than 25%) (GC work less than \$30,000)

Bid by properly licensed Electrical Contractor or properly licensed GC (generally prime bid by contractor with highest total cost and other lower cost trade subcontracted to properly licensed subcontractor)

**Note:** GC work is less than \$30,000, therefore no GC license required to bid/perform \$1,350 GC work. However, only a licensed GC or Electrical Contractor can bid.

3. Total Bid Price \$167,000 with Electrical and GC work  
\$135,000 Electrical work  
\$ 32,000 GC work (GC work less than 25%) (GC work over \$30,000)

Bid by properly licensed Electrical Contractor or properly licensed GC (generally prime bid by contractor with highest total cost and other lower cost trade subcontracted to properly licensed subcontractor)

4. Total Bid Price \$135,000 with Electrical work only  
\$135,000 Electrical work  
\$ 0 GC work

Bid by properly licensed Electrical Contractor only

**Note:** Projects with Electrical work only must be bid by properly licensed Electrical Contractor only regardless of total bid price

5. Total Bid Price \$205,000 with Electrical and Mechanical work only  
\$150,000 Electrical work  
\$ 55,000 Mechanical work

Bid by properly licensed Electrical or Mechanical Contractor (generally prime bid by contractor with highest total cost and other lower cost trade subcontracted to properly licensed subcontractor)

6. Total Bid Price \$205,000 with Electrical and Mechanical work only  
\$150,000 Mechanical work  
\$ 55,000 Electrical work

Bid by properly licensed Electrical or Mechanical Contractor (generally prime bid by contractor with highest total cost and other lower cost trade subcontracted to properly licensed subcontractor)

Further References: NCGS 87-1, 21 NCAC 12 .0210, NCGS 87-21, NCGS 87-43

## DATES AHEAD

### 2012 NCAEC ELECTRICAL APPRENTICE CONTEST

The 5th Annual NCAEC Electrical Apprentice Contest will be held **September 28, 2012** at the Greensboro Coliseum, Greensboro, NC. For detailed information, contact the NCAEC Office, Telephone 336-854-8354.

### 2012 IAEI SOUTHERN SECTION MEETING

The International Association of Electrical Inspectors (IAEI) will hold its Annual Southern Section Meeting at the Astor Crowne Plaza, New Orleans, LA, **October 7-10, 2012**. For detailed information, please visit: <http://selaiiaei.com/iaei2012southernsection/>

### 2012 ELECTRICAL APPRENTICE CONTEST

The 28th Annual Electrical Apprentice Contest will be held **October 17, 2012** at the NC State Fairgrounds. For detailed information, contact the NCDOL Apprenticeship and Training Bureau, Telephone 919-733-7533.

### 2012 NC ELLIS CANNADY CHAPTER, IAEI FALL MEETING AND CODE WORKSHOP

The NC Ellis Cannady Chapter, IAEI will hold its Annual Fall Meeting and Code Workshop at the Chestnut Tree Inn, Cherokee, NC, **November 4-6, 2012**. For detailed information, contact Wes Ray, Secretary at [Wes.Ray@duke-energy.com](mailto:Wes.Ray@duke-energy.com) or visit the Chapter website [www.nciaei.org](http://www.nciaei.org).

## REPORT ON 2011-2012 EXAMINATIONS

July 1, 2011 - June 30, 2012

Applications Received and Evaluated..... 1,099  
Applications Approved for Examination..... 1,027

Examination Classification	Examinees	Passed	Pass %
Unlimited	255	109	42%
Intermediate	35	6	17%
Limited	304	113	37%
Single Family Dwelling	44	12	27%
<b>Special Restricted</b>			
Elevator	5	1	20%
Plumbing & Heating	56	19	33%
Water Well Pump	4	1	25%
Electric Sign	1	1	100%
Fire Alarm/Low Voltage	120	77	64%
Swimming Pool	0	0	0%
<b>TOTALS</b>	<b>824</b>	<b>339</b>	<b>41%</b>

## 2011 CONTINUING EDUCATION INSTRUCTOR OF THE YEAR

The NC State Board of Examiners of Electrical Contractors proudly presented Mr. Tim Walker the 9th Annual Continuing Education Instructor of the Year award at the North Carolina Electrical Institute Meeting April 3, 2012.

Through the years Tim has been a consistent resource for our industry, serving as an educator and mentor to many electricians, contractors and inspectors. Tim is a Continuing Education Provider and an electrical instructor for the Carolinas Electrical Contractors Association, NC Ellis Cannady Chapter, IAEL, Central Piedmont Community College and Isothermal Community College.

Tim's courses are an asset to those in the industry and those who seek quality continuing education services. He instructs courses approved by NC State Board of Examiners of Electrical Contractors and the NC Department of Insurance, Code Officials Qualification Board.

Tim started his career in the electrical industry in 1972 as an apprentice for Industrial Electric in Charlotte. He served as a 30 year veteran of the Inspection Department of Charlotte Mecklenburg County as a Standard Level III Electrical Inspector. He has 40 years of experience in the electrical field, with 34 years as a licensed Electrical Contractor. Tim retired from the US Naval Reserve as a Senior Chief after 25 years of service as an Aviation Electrician.

Tim strives to help the Electrical Industry stay on top of the newest changes and stay productive in the changes of our Industry.

Mr. Walker has a wife, Mary, one daughter, Amie, and grandson Bradley.

The Board expressed their appreciation and gratitude to Mr. Walker's continued dedication and service for being an instructor for the Board's Continuing Education Program and extend to Tim continued success in the electrical industry.

Tim joins an elite class of past recipients of this award. See past recipients below:

2003 - Lloyd Harold Maynard  
2004 - Don Allen Hursey  
2005 - Albert Thomas Russell  
2006 - Robert Ivy Gossett  
2007 - William Gerald Harvell  
2008 - Wiley Ray Hardee  
2009 - Jeffrey James Rodriguez  
2010 - Robin Lee Soots

The Board would like for you to cast your vote for an instructor you feel should receive special recognition. If you have had an instructor who gave you valuable information on the NEC and quality time for your required continuing education please submit the instructor's name. Also, you can submit a note or letter on why you feel the instructor should receive this recognition. The instructor with the most votes will be recognized at the North Carolina Electrical Institute meeting being held April 9th and 10th, 2013 in Raleigh, NC.

If you would like to participate, please notify us by email at [aparris@ncbeec.org](mailto:aparris@ncbeec.org) or vote on the Board's website at [www.ncbeec.org](http://www.ncbeec.org) under "Continuing Education" and "Instructor of the Year Award".

**ANNUAL REPORT OF STATE BOARD OF EXAMINERS OF ELECTRICAL CONTRACTORS**  
***FISCAL YEAR JULY 1, 2011 – JUNE 30, 2012***

Number of persons who applied to Board for examination	1,099
Number of applications returned to sender because they were not duly filed	73
Number who were refused examination	0
Number who cancelled or withdrew application	275
Number who took examination	824
Number to whom initial licenses were issued (including reciprocity)	446
Number who applied for licenses by reciprocity or comity	132
Number who were granted licenses by reciprocity or comity	132
Number of licenses terminated for any reason other than failure to pay the required renewal fee (Deceased during 2011-2012 fiscal year)	23
<b>TOTAL number of active licenses as of 6/30/2012</b>	<b>13,277</b>
<b>COMPLAINT REPORT RECEIVED DURING JULY 1, 2011 – JUNE 30, 2012</b>	
<b>Complaints Received:</b>	
Board Staff	48
Case Reopened	0
Verbal/In Person	5
Written/Complaint Form	227
<b>TOTAL</b>	<b>280</b>
<b>Complainant:</b>	
Boards Staff	32
Concerned Citizen	34
Inspector	67
Licensee	44
Owner	55
State Agency	8
<b>TOTAL</b>	<b>280</b>
<b>Complaints Registered Against:</b>	
Licensee	120
Non-licensee	160
<b>TOTAL</b>	<b>280</b>
<b>Alleged Issues:</b> (One complaint may be listed in more than one category)	
Contractual / Financial Dispute	13
Criminal Convictions	29
Electrical Code Violations	17
Other	0
Permit - Inspections	32
Violation of Laws and Rules	191
<b>Resolutions:</b> (One complaint may be listed in more than one category)	
Unknown (Open Cases)	114
Informal Inquiry – Satisfactorily Resolved	10
Licensee - Dismissed	14
Licensee – Permit or Verbal Warning	0
Licensee – Reprimand, Probation, Civil Penalty	49
Licensee – Suspension or Revocation	10
Non – Licensee Warning	51
Non – Licensee Court Action	17
Non – Licensee Dismissed	17
<b>TOTAL RESOLVED</b>	<b>131</b>
<b>TOTAL PENDING</b>	<b>149</b>
<b>TOTAL COMPLAINTS</b>	<b>280</b>

## MOVED OR CHANGED JOBS?

21 NCAC 18B .0402 (c) requires all licensees to notify the Board in writing within 30 days of any change in location, mailing address, telephone number or email address.

Licensees may make contact updates only using the form located below. Your completed form may be sent by fax to 800-691-8399 or mail to PO Box 18727, Raleigh, NC 27619.

**NOTE:** If you need to make a change to your license name, please contact the Board office for the appropriate paperwork or go to the Board's website to download a Name Change Form.

## UPDATE YOUR CONTACT INFORMATION

You may notify the Board of any change in mailing address and telephone number. You can also add your e-mail address to your record. Please use this form to keep us informed. **NOTE: Other recipients of this NEWSLETTER are requested to use this form to maintain a current address on file with the Board office.**

*(Please print or type)*

Name \_\_\_\_\_ License Number \_\_\_\_\_

Business Name \_\_\_\_\_

**Business Mailing Address** \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_  
*(If using a P. O. Box, please complete the location address below)*

Telephone \_\_\_\_\_ Cell Phone \_\_\_\_\_ Fax \_\_\_\_\_

E-mail \_\_\_\_\_

**Business Location Address (if different from mailing address):** \_\_\_\_\_

\_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

**ORDER FORMS**

**2011 NATIONAL ELECTRICAL CODE BOOKS**

THE 2011 NEC BOOKS (SOFT-COVER) ARE AVAILABLE FOR PURCHASE FROM THE BOARD'S OFFICE. PLEASE MAKE CHECK OR MONEY ORDER PAYABLE TO: STATE BOARD OF EXAMINERS OF ELECTRICAL CONTRACTORS.

**MAIL TO:** P. O. BOX 18727, RALEIGH, NC 27619-8727. THE BOARD'S DISCOUNT PRICE SCHEDULE IS AS FOLLOWS:

QUANTITY	PER COPY
1-9	\$70.00
10 OR MORE	\$64.00
Licensee Special-Any Quantity	\$64.00

QUANTITY: \_\_\_\_\_ LICENSE NUMBER: \_\_\_\_\_

NAME: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

CITY: \_\_\_\_\_ STATE: \_\_\_\_\_ ZIP: \_\_\_\_\_

RESIDENTIAL ADDRESS  COMMERCIAL ADDRESS

**METHOD OF PAYMENT:**  CHECK  MONEY ORDER  VISA  MASTERCARD

Card # \_\_\_\_\_ Exp. Date \_\_\_\_\_

Name on Card \_\_\_\_\_ Signature \_\_\_\_\_

----- ✂----- CUT HERE ----- ✂-----

**ORDER FORM  
NASCLA CONTRACTORS GUIDE TO BUSINESS, LAW AND PROJECT MANAGEMENT  
NORTH CAROLINA ELECTRICAL CONTRACTORS' EDITION**

PLEASE USE THIS FORM TO PURCHASE YOUR NASCLA CONTRACTORS GUIDE TO BUSINESS, LAW AND PROJECT MANAGEMENT-NORTH CAROLINA ELECTRICAL CONTRACTORS' EDITION. THE COST IS **\$45.00** PER COPY. PLEASE MAKE CHECK OR MONEY ORDER PAYABLE TO: STATE BOARD OF EXAMINERS OF ELECTRICAL CONTRACTORS. **MAIL TO:** P. O. BOX 18727, RALEIGH, NC 27619-8727.

QUANTITY \_\_\_\_\_

NAME: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

CITY: \_\_\_\_\_ STATE: \_\_\_\_\_ ZIP: \_\_\_\_\_

**METHOD OF PAYMENT:**  CHECK  MONEY ORDER  VISA  MASTERCARD

Card # \_\_\_\_\_ Exp. Date \_\_\_\_\_

Name on Card \_\_\_\_\_ Signature \_\_\_\_\_

## RECENT DISCIPLINARY ACTION TAKEN BY THE BOARD

### COURT CASES

**CASE FILE NUMBER:** 2011-22

**NON-LICENSEE:** Carlos Bethea and d/b/a CB Construction and AC & Heating Service

**ADDRESS:** 11949 Aberdeen Rd.  
Aberdeen, NC 28315

**VIOLATION:** Engaging in the business of electrical contracting without a license

**COURT ACTION:** Civil action instituted in Moore County Superior Court resulting in the entry of a Court Order on December 9, 2011 whereby Carlos Bethea and d/b/a CB Construction and AC & Heating Service is permanently restrained from engaging in the business of electrical contracting as defined in Article 4, Chapter 87 of the General Statutes of North Carolina, until such time he has been issued a license from the Board. The defendant was assessed with the costs of this action.

**EFFECTIVE DATE:** December 9, 2011

**CASE FILE NUMBER:** 2011-35

**NON-LICENSEE:** Rick Robertson a/k/a Ronald Eugene Robinson

**ADDRESS:** 712 East First Street  
Chadbourn, NC 28431

**VIOLATION:** Engaging in the business of electrical contracting without a license

**COURT ACTION:** Civil action instituted in Columbus County Superior Court resulting in the entry of a Court Order on October 14, 2011 whereby Rick Robertson a/k/a Ronald Eugene Robinson is permanently restrained from engaging in the business of electrical contracting as defined in Article 4, Chapter 87 of the General Statutes of North Carolina, until such time he has been issued a license from the Board. The defendant was assessed with the costs of this action.

**EFFECTIVE DATE:** October 14, 2011

**CASE FILE NUMBER:** 2011-43 and 2011-91

**NON-LICENSEE:** Timothy Samuel Cooke d/b/a Leonine Protective Services, LLC

**ADDRESS:** 603 Bellmeade Bay Dr.  
Durham, NC 27703

**VIOLATION:** Engaging in the business of electrical contracting without a license

**COURT ACTION:** Civil action instituted in Durham County Superior Court resulting in the entry of a Court Order on December 14, 2011 whereby Timothy Samuel Cooke d/b/a Leonine Protective Services, LLC is permanently restrained from engaging in the business of electrical contracting as

defined in Article 4, Chapter 87 of the General Statutes of North Carolina, until such time he has been issued a license from the Board. The defendant was assessed with the costs of this action.

**EFFECTIVE DATE:** December 14, 2011

**CASE FILE NUMBER:** 2011-49

**NON-LICENSEE:** Will Wilson Jr. d/b/a Wilson Enterprises

**ADDRESS:** 2418 Elizabeth Ave.

Shelby, NC 28150

**VIOLATION:** Engaging in the business of electrical contracting without a license

**COURT ACTION:** Civil action instituted in Cleveland County Superior Court resulting in the entry of a Court Order on October 27, 2011 whereby Will Wilson Jr. d/b/a Wilson Enterprises is permanently restrained from engaging in the business of electrical contracting as defined in Article 4, Chapter 87 of the General Statutes of North Carolina, until such time he has been issued a license from the Board. The defendant was assessed with the costs of this action.

**EFFECTIVE DATE:** October 27, 2011

**CASE FILE NUMBER:** 2011-52

**NON-LICENSEE:** James "Jamie" W. Little

**ADDRESS:** 5620 Griffith Road  
Monroe, NC 28112

**VIOLATION:** Engaging in the business of electrical contracting without a license

**COURT ACTION:** Civil action instituted in Union County Superior Court resulting in the entry of a Court Order on January 10, 2012 whereby James "Jamie" W. Little is permanently restrained from engaging in the business of electrical contracting as defined in Article 4, Chapter 87 of the General Statutes of North Carolina, until such time he has been issued a license from the Board. The defendant was assessed with the costs of this action.

**EFFECTIVE DATE:** January 10, 2012

**CASE FILE NUMBER:** 2011-96

**NON-LICENSEE:** Joe Idacavage and Accredited Solar and Wind

**ADDRESS:** 5413 Ocean Drive  
Emerald Isle, NC 28594

**VIOLATION:** Engaging in the business of electrical contracting without a license

**COURT ACTION:** Civil action instituted in Craven County Superior Court resulting in the entry of a Court Order on February 27, 2012 whereby Joe Idacavage individually and d/b/a Accredited Solar and Wind is permanently restrained from engaging in the business of electrical contracting as defined in Article 4, Chapter 87 of the General Statutes of

## RECENT DISCIPLINARY ACTION TAKEN BY THE BOARD

North Carolina, until such time he has been issued a license from the Board. The defendant was assessed with the costs of this action.

**EFFECTIVE DATE:** February 27, 2012

**CASE FILE NUMBER:** 2011-121

**NON-LICENSEE:** Robert A. Bull and CMS Mechanical Service

**ADDRESS:** 445 West Drive  
Melbourne, FL 32904

**VIOLATION:** Engaging in the business of electrical contracting without a license

**COURT ACTION:** Civil action instituted in Surry County Superior Court resulting in the entry of a Court Order on November 18, 2011 whereby Robert A. Bull and CMS Mechanical Service is permanently restrained from engaging in the business of electrical contracting as defined in Article 4, Chapter 87 of the General Statutes of North Carolina, until such time he has been issued a license from the Board. The defendant was assessed with the costs of this action.

**EFFECTIVE DATE:** November 18, 2011

**CASE FILE NUMBER:** 2011-126

**NON-LICENSEE:** Ronald J. Hawley and Shining Rock, Inc.

**ADDRESS:** 1171 Snow Hill Rd.  
Franklin, NC 28734

**VIOLATION:** Engaging in the business of electrical contracting without a license

**COURT ACTION:** Civil action instituted in Macon County Superior Court resulting in the entry of a Court Order on February 23, 2012 whereby Ronald J. Hawley individually and d/b/a Shining Rock, Inc. is permanently restrained from engaging in the business of electrical contracting as defined in Article 4, Chapter 87 of the General Statutes of North Carolina, until such time he has been issued a license from the Board. The defendant was assessed with the costs of this action.

**EFFECTIVE DATE:** February 23, 2012

**CASE FILE NUMBER:** 2011-138

**NON-LICENSEE:** James Cooper Green and Greene Mechanical

**ADDRESS:** 5706 Eastbrook Road  
Matthews, NC 28215

**VIOLATION:** Engaging in the business of electrical contracting without a license

**COURT ACTION:** Civil action instituted in Mecklenburg County Superior Court resulting in the entry of a Court Order on March 6, 2012 whereby James Cooper Green individually and d/b/a Green Mechanical is permanently restrained from engaging in the business of electrical contracting as defined in Article 4, Chapter 87 of the General Statutes of North Carolina, until such time he has

been issued a license from the Board. The defendant was assessed with the costs of this action.

**EFFECTIVE DATE:** March 6, 2012

**CASE FILE NUMBER:** 2011-146

**NON-LICENSEE:** Christopher Daniel McRae

**ADDRESS:** 602 Valley Dale Street  
Wilson, NC 27896

**VIOLATION:** Engaging in the business of electrical contracting without a license

**COURT ACTION:** Civil action instituted in Wilson County Superior Court resulting in the entry of a Court Order on February 29, 2012 whereby Christopher Daniel McRae is permanently restrained from engaging in the business of electrical contracting as defined in Article 4, Chapter 87 of the General Statutes of North Carolina, until such time he has been issued a license from the Board. The defendant was assessed with the costs of this action.

**EFFECTIVE DATE:** February 29, 2012

**CASE FILE NUMBER:** 2011-205

**NON-LICENSEE:** David Edward Settle and Settle Heating & Air Conditioning Inc.

**ADDRESS:** 2149 Ellis Rd.  
Shelby, NC 28152

**VIOLATION:** Engaging in the business of electrical contracting without a license

**COURT ACTION:** Civil action instituted in Cleveland County Superior Court resulting in the entry of a Court Order on January 26, 2012 whereby David Edward Settle individually and Settle Heating & Air Conditioning Inc. is permanently restrained from engaging in the business of electrical contracting as defined in Article 4, Chapter 87 of the General Statutes of North Carolina, until such time he has been issued a license from the Board. The defendant was assessed with the costs of this action.

**EFFECTIVE DATE:** January 26, 2012

**CASE FILE NUMBER:** 2011-216

**NON-LICENSEE:** Tommy Milton Engle and Engle Builders

**ADDRESS:** 747 Old Lincolnton Crouse Rd.  
Lincolnton, NC 28092

**VIOLATION:** Engaging in the business of electrical contracting without a license

**COURT ACTION:** Civil action instituted in Lincoln County Superior Court resulting in the entry of a Court Order on January 6, 2012 whereby Tommy Milton Engle individually and Engle Builders is permanently restrained from engaging in the business of electrical contracting as defined in Article 4, Chapter 87 of the General Statutes of North Carolina, until such time he has been issued a license from the Board. The defendant was assessed with the costs of this action.

**EFFECTIVE DATE:** January 6, 2012

## RECENT DISCIPLINARY ACTION TAKEN BY THE BOARD

**CASE FILE NUMBER:** 2010-236

**NON-LICENSEE:** Forrest Matzke and Matzke Trim, Inc

**ADDRESS:** 601 2nd Street  
Ayden, NC 28513

**VIOLATION:** Engaging in the business of electrical contracting without a license

**COURT ACTION:** Civil action instituted in Pitt County Superior Court resulting in the entry of a Court Order on February 17, 2012 whereby Forrest Matzke, individually and d/b/a Matzke Trim, Inc. is permanently restrained from engaging in the business of electrical contracting as defined in Article 4, Chapter 87 of the General Statutes of North Carolina, until such time he has been issued a license from the Board. The defendant was assessed with the costs of this action.

**EFFECTIVE DATE:** February 17, 2012

**CASE FILE NUMBER:** 2011-238

**NON-LICENSEE:** Fred Carlile II

**ADDRESS:** 8169 Turnpike  
Thomasville, NC

**VIOLATION:** Engaging in the business of electrical contracting without a license

**COURT ACTION:** Civil action instituted in Davidson County Superior Court resulting in the entry of a Court Order on April 11, 2012 whereby Fred Carlile II individually is permanently restrained from engaging in the business of electrical contracting as defined in Article 4, Chapter 87 of the General Statutes of North Carolina, until such time he has been issued a license from the Board. The defendant was assessed with the costs of this action.

**EFFECTIVE DATE:** April 11, 2012

### NOTICE OF VIOLATIONS

**CASE FILE NUMBER:** 2009-17

**LICENSEE:** Times Oil Corporation

**ADDRESS:** 115 General Pemberton St.  
Stanley, NC 28164

**LISTED QUALIFIED INDIVIDUAL:** Elgin Wesley Clark II

**LICENSE NUMBER:** 19550-L

**VIOLATION(S):** Violated General Statute 87-47 (a1) (7) in that the firm:

(1) Failed to complete and abandoned an electrical project located at 5325 Spindle Ridge Lane, Gastonia NC 28056 which forced the homeowner to hire another electrical contractor to complete the project at a cost of \$600.00; and

(2) Staff notes that license expired September 30, 2009 without resolving matter with field Staff.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand and two (2) year probation, with one

(1) year suspension of license and the right to serve as a listed qualified individual on any license issued by the Board in the event of failure to comply with the following conditions:

- Commit no further violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board;
  - Prior to restatement of license you must show proof that you have paid Mrs. Nicki Kennedy restitution in the amount of \$600.00; and
  - Probation will start the date that your license is reinstated.
- There was no objection from the licensee and the Board concurred in the action of staff.

**EFFECTIVE DATE:** June 7, 2012

**CASE FILE NUMBER:** 2010-162, 2010-163 and 2010-176

**LICENSEE:** Emergency Power Solutions

**ADDRESS:** 3464 Araglin Drive  
Gastonia, NC 28056

**LISTED QUALIFIED INDIVIDUAL:** Timothy Lewis Sisk

**LICENSE NUMBER:** 21613-L

**VIOLATION(S):** Violated General Statute 87-47 (a1) (7) in that the firm: Failed to pay Larry Mark Williams, Clifford Neal Cockhran Jr. and Ronnie Clifton Brown employee wages.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand and two (2) year probation, with six (6) months suspension of license and the right to serve as a listed qualified individual on any license issued by the Board in the event of failure to comply with the following conditions:

(1) Timothy Sisk must produce satisfactory evidence that the following employees have been paid wages owed to them in the following amounts by July 20, 2012:

Larry Mark Williams \$ 980.00

Clifford Neal Cochran Jr. \$1,146.15

Ronnie Clifton Brown \$ 863.38

(2) Timothy Lewis Sisk must attend the Contractor Business Class (Umpire Technologies Group, Inc.) approved by the State Board of Examiners of Electrical Contractors and present evidence to the Board of a passing grade by January 20, 2013; and

(3) Commit no further violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board.

There was no objection from the licensee and the Board concurred in the action of staff.

**EFFECTIVE DATE:** June 7, 2012

**CASE FILE NUMBER:** 2010-247

**LICENSEE:** D. Allen Electric Co.

**ADDRESS:** P.O. Box 1884

Hendersonville, NC 28793

**LISTED QUALIFIED INDIVIDUAL:** Darrin David Allen

**LICENSE NUMBER:** 23479-L

**VIOLATION(S):** Violated General Statute 87-47 (a1) (7)

**RECENT DISCIPLINARY ACTION TAKEN BY THE BOARD**

and Title 21 NCAC 18B .0909 in that the firm:

(1) Failed to obtain electrical permit from Henderson County prior to performing electrical work for a generator project located at 227 Willow Place, Hendersonville, NC 28739 on or about August 31, 2007. The electrical wiring installation had improper use of grounded conductors per article 200 and section 250.30 in violation of the NC State Electrical Code;

(2) A result of you failing to obtain the required electrical permit and inspection, the owner had to hire another electrical contractor on or about December 2010 to permit and correct the electrical generator wiring code violations and was issued a final electrical inspection for compliance and a safe wiring installation; and

(3) Staff notes that the electrical contracting license of D. Allen Electric Co. expired July 31, 2009.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand and a civil penalty of two hundred fifty dollars (\$250.00) and six (6) month probation, with six (6) month suspension of license and the right to serve as a listed qualified individual on any license issued by the Board in the event of failure to comply with the following conditions:

(1) Commit no violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board; and

(2) Obtain permits prior to commencement of work and request inspections within ten (10) days of substantial completion of all work for which license is required.

Probation will start on the day license and qualifications are reactivated.

There was no objection from the licensee and the Board concurred in the action of staff.

**EFFECTIVE DATE:** February 23, 2012

**CASE FILE NUMBER:** 2011-41

**LICENSEE:** McGarity & Sons Electric

**ADDRESS:** 4545 Pot Hole Lane  
Stanfield, NC 28163

**LISTED QUALIFIED INDIVIDUAL:** Mark Anthony McGarity

**LICENSE NUMBER:** 22115-L

**VIOLATION(S):** Violated General Statute 87-47 (a1) (7) in that the firm: Started the following electrical projects and failed to complete because of financial reasons;

(a) 855 Museum Drive, Charlotte NC;

(b) 2128 Sherwood Avenue, Charlotte NC; and

(c) 145 42nd Ave Court NW, Hickory NC.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand and one (1) year probation with the following condition:

Commit no violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board.

There was no objection from the licensee and the Board concurred in the action of staff.

**EFFECTIVE DATE:** February 23, 2012

**CASE FILE NUMBER:** 2011-89

**LICENSEE:** RL Hunter Electric Co. Inc

**ADDRESS:** 6437 Topaz Lane  
Iron Station, NC 28080

**LISTED QUALIFIED INDIVIDUAL:** Richard Lynn Hunter

**LICENSE NUMBER:** 3775-U

**VIOLATION(S):** Violated General Statute 87-47 (a1) (3) and (7) in that the firm:

(1) Aided or abetted unlicensed activity in that you allowed Mr. Bryan Glenn Miller to work for your firm without being a bona fide employee of your firm; and

(2) Failed to pay employee wages.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand and a civil penalty of five hundred dollars (\$500.00) and one (1) year probation, with six (6) month suspension of license and the right to serve as a listed qualified individual on any license issued by the Board in the event of failure to comply with the following conditions:

(1) Commit no further violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board;

(2) Utilize only employees receiving a W-2 from the Respondent firm and only on projects for what the firm has its electrical contracts and provide supervision by a qualified person.

(3) firm must show proof that Mr. Bryan Glenn Miller has been paid \$5,200.00 employment wages by the required method of payment by December 15, 2012.

There was no objection from the licensee and the Board concurred in the action of staff.

**EFFECTIVE DATE:** February 23, 2011

**CASE FILE NUMBER:** 2011-95

**LICENSEE:** Empire Electric of Raleigh

**ADDRESS:** 2711 E Geer St  
Durham, NC 27704

**LISTED QUALIFIED INDIVIDUAL:** Jeffrey Ray Johnson

**LICENSE NUMBER:** 14516-I

**VIOLATION(S):** Violated General Statute 87-47 (a1) (5), (7) and Title 21 NCAC 18B .0909 in that the firm:

(1) Failed to obtain a required electrical permit at 2732 Woodmont Dr., Durham; and

(2) Failed to disclose criminal convictions on license renewals.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand and a civil penalty of two hundred fifty dollars (\$250.00) and two (2) year probation, with twelve (12) month suspension of license and the right to serve as a listed qualified individual on any license issued by the Board in the event of failure to comply with the following conditions:

(1) Commit no violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board;

(2) Obtain permits prior to commencement of work and

## RECENT DISCIPLINARY ACTION TAKEN BY THE BOARD

request inspections within ten (10) days of substantial completion of all work for which license is required; and (3) Disclose any criminal convictions and be truthful with the Board on all future communications.

There was no objection from the licensee and the Board concurred in the action of staff.

**EFFECTIVE DATE:** February 23, 2012

**CASE FILE NUMBER:** 2011-101

**LICENSEE:** Riggs & Associates Electrical Contractors

**ADDRESS:** PO BOX 1537

Kinston, NC 28503

**LISTED QUALIFIED INDIVIDUAL:** Lynwood Ray Riggs

**LICENSE NUMBER:** 16213-U

**VIOLATION(S):** Violated General Statute 87-47 (a1) (3) and (7) in that the firm:

- (1) Aided or abetted unlicensed activity in that firm used other than bona fide employees;
- (2) Failed to hire only employees receiving a W-2 from the Respondent firm; and
- (3) Engaged in deceit or unethical conduct in the use of electrical contracting license.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand and a civil penalty of five hundred dollars (\$500.00) and one (1) year probation with suspension or revocation of license and the right to serve as a listed qualified individual on any license issued by the Board in the event of failure to comply with the following conditions:

- (1) Commit no further violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board;
- (2) Have written contracts or proposals for all projects having a project value in excess of one hundred dollars (\$100.00) signed by the licensee and customer for each installation for which the licensee is responsible;
- (3) Obtain permits prior to commencement of work and obtain inspections within ten (10) days of substantial completion for all work for which license is required;
- (4) Maintain job files or other written records of contracts made and installations performed;
- (5) Neither engage, offer to engage or market electrical contracting other than in the name in which license is shown on the records of the Board;
- (6) Utilize only employees receiving a W-2 from the Respondent firm and only on projects for what the firm has its electrical contracts and provide supervision by a qualified person; and
- (7) Maintain records detailing and documenting compliance with the provisions of the probation order which records shall be available for inspection at any time during normal business hours upon request of the staff of the Board.

There was no objection from the licensee and the Board concurred in the action of staff.

**EFFECTIVE DATE:** February 23, 2012

**CASE FILE NUMBER:** 2011-125 and 2011-164

**LICENSEE:** Maccripine Electric Service

**ADDRESS:** 7817 Proctors Place

Elm City, NC 27822

**LISTED QUALIFIED INDIVIDUAL:** Andy Avon Baker

**LICENSE NUMBER:** 20130-L

**VIOLATION(S):** Violated General Statute 87-47 (a1) (7) and Title 21 NCAC 18B .0907 (c) in that the firm:

(1) Failed to comply with conditions of Notice of Violation dated December 9, 2009 by failing to supervise electrical project at 3919 Sabre Lane, Wilson NC, case file #2011-125; and

(2) Failed to install lighting and wiring in compliance with UL listing of lighting used and the National Electrical Code section 720.11 at 628 Mainsail Ln, Corolla NC. Lighting was designed for underground outside lighting and was installed in a wood frame porch. Case file #2011-164.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand and three (3) year probation with suspension or revocation of license and the right to serve as a listed qualified individual on any license issued by the Board in the event of failure to comply with the following conditions:

- (1) Commit no further violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board;
- (2) Attend and pass Standard Level I Electrical Inspector Course approved by the NC Code Officials Qualification Board by November 14, 2012; and
- (3) Continue probation conditions by Notice of Violation dated December 9, 2009.

There was no objection from the licensee and the Board concurred in the action of staff.

**EFFECTIVE DATE:** February 23, 2011

**CASE FILE NUMBER:** 2011-163

**LICENSEE:** Carolina Pride Electric Co. Inc.

**ADDRESS:** 416 E Main St

Yadkinville, NC 27055

**LISTED QUALIFIED INDIVIDUAL:** John Patrick Clifton

**LICENSE NUMBER:** 26518-U

**VIOLATION(S):** Violated General Statute 87-47 (a1) (7) in that the firm:

- (1) Failed to pay for supplies and equipment Carolina Pride Electric Co. Inc. purchased from Carolina Tractor for the Statesville Fire Station #4 project located in Statesville, NC;
- (2) Subsequently, the General Contractor, Moss-Marlow Building Company, Inc., of Hickory, NC, paid Carolina Pride Electric Co. Inc. for the supplies and equipment;
- (3) The General Contractor paid Carolina Tractor \$36,003.20 to satisfy Carolina Pride Electric Co. Inc debt which leaves them paying twice for the same supplies and equipment.

## RECENT DISCIPLINARY ACTION TAKEN BY THE BOARD

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand and a two (2) year probation, with six month suspension of license and the right to serve as a listed qualified individual on any license issued by the Board in the event of failure to comply with the following conditions:

(1) By February 3, 2013 John Patrick Clifton must produce satisfactory evidence that Moss-Marlow Building Company, Inc., of Hickory, NC has been paid an amount of \$36,003.20;

(2) John Patrick Clifton must attend the Contractor Business Class (Umpire Technologies Group, Inc.) approved by the State Board of Examiners of Electrical Contractors and present evidence to the Board of a passing grade by March 8, 2014; and

(3) Commit no further violations of Article 4, Chapter 87 of the General Statutes or rules of the Board.

Prior to renewing electrical contracting license John Patrick Clifton, Carolina Pride Electric Co. Inc., must present satisfactory evidence to the Board that qualifier and firm have complied with condition (1) listed above.

The Board may impose such additional sanctions as indicated by any new violation of G.S. 87-47.

There was no objection from the licensee and the Board concurred in the action of staff.

**EFFECTIVE DATE:** June 7, 2012

**CASE FILE NUMBER:** 2011-172

**LICENSEE:** Pyramid Electrical Contractors LLC

**ADDRESS:** P. O. Box 35420  
Richmond, VA 23235

**LISTED QUALIFIED INDIVIDUAL:** Ricky Lee Procise

**LICENSE NUMBER:** 28898-U

**VIOLATION(S):** Violated General Statute 87-47 (a1) (1) in that the firm:

Continued to operate an electrical contracting business after license expired at a location know as Park West Shopping Center, Morrisville, NC.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand and six (6) month probation, with one (1) year suspension of license and the right to serve as a listed qualified individual on any license issued by the Board in the event of failure to comply with the following conditions:

- Commit no further violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board;
- Have written contracts or proposals for all projects having a project value in excess of one hundred dollars (\$100.00) signed by the licensee and customer for each installation for which the licensee is responsible;
- Obtain permits prior to commencement of work and obtain inspections within ten (10) days of substantial completion for all work for which license is required;
- Maintain job files or other written records of contracts

made and installations performed;

- Neither engage, offer to engage or market electrical contracting other than in the name in which license is shown on the records of the Board;

- Utilize only employees receiving a W-2 from the Respondent firm and only on projects for what the firm has its electrical contracts and provide supervision by a qualified person; and

- Maintain records detailing and documenting compliance with the provisions of the probation order which records shall be available for inspection at any time during normal business hours upon request of the staff of the Board.

There was no objection from the licensee and the Board concurred in the action of staff.

**EFFECTIVE DATE:** June 7, 2012

**CASE FILE NUMBER:** 2011-181

**LICENSEE:** KTH Electrical

**ADDRESS:** 12980 Providence Road  
Laurinburg, NC 28352

**LISTED QUALIFIED INDIVIDUAL:** William Thomas White III

**LICENSE NUMBER:** 15938-L

**VIOLATION(S):** Violated General Statute 87-47 (a1) (3) and (7) in that the firm: Aided or abetted unlicensed activity by paying Nicholous Stewart with a 1099 form. Nicholous Stewart is not a bona fide employee of KTH Electrical.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand and a civil penalty of five hundred dollars (\$500.00) and six (6) month probation, with six (6) month suspension of license and the right to serve as a listed qualified individual on any license issued by the Board in the event of failure to comply with the following conditions:

(1) Have written contracts or proposals for all projects having a project value in excess of one hundred dollars (\$100.00) signed by the licensee and customer for each installation for which the licensee is responsible;

(2) Obtain permits prior to commencement of work and obtain inspections within ten (10) days of substantial completion for all work for which license is required;

(3) Maintain job files or other written records of contracts made and installations performed;

(4) Neither engage, offer to engage or market electrical contracting other than in the name in which license is shown on the records of the Board;

(5) Utilize only employees receiving a W-2 from the Respondent firm and only on projects for what the firm has its electrical contracts and provide supervision by a qualified person; and

(6) Maintain records detailing and documenting compliance with the provisions of the probation order which records shall be available for inspection at any time during normal

## RECENT DISCIPLINARY ACTION TAKEN BY THE BOARD

business hours upon request of the staff of the Board.  
There was no objection from the licensee and the Board concurred in the action of staff.

**EFFECTIVE DATE:** February 23, 2011

**CASE FILE NUMBER:** 2011-183

**LICENSEE:** Culbreth's Electric-Heating & Cooling

**ADDRESS:** 377 Warrior Mt. Road  
Tryon, NC 28782

**LISTED QUALIFIED INDIVIDUAL:** Philip Edward Culbreth

**LICENSE NUMBER:** 16644-L

**VIOLATION(S):** Violated General Statute 87-47 (a1) (7) and Title 21 NCAC 18B .0909 in that the firm: Failed to obtain electrical permit from the Shelby Inspection Department for electrical project located at 625 Charles Road, Shelby NC.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand and a civil penalty of two hundred fifty dollars (\$250.00) and six (6) month probation, with six (6) month suspension of license and the right to serve as a listed qualified individual on any license issued by the Board in the event of failure to comply with the following conditions:

- (1) Commit no violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board; and
- (2) Obtain permits prior to commencement of work and request inspections within ten (10) days of substantial completion of all work for which license is required.

There was no objection from the licensee and the Board concurred in the action of staff.

**EFFECTIVE DATE:** February 23, 2012

**CASE FILE NUMBER:** 2011-204

**LICENSEE:** R. D. Graham Electric Inc.

**ADDRESS:** P. O. Box 8003  
Greensboro, NC 27419

**LISTED QUALIFIED INDIVIDUAL:** Robert David Graham

**LICENSE NUMBER:** 16237-U

**VIOLATION(S):** Violated General Statute 87-47 (a1) (7) and Title 21 NCAC 18B .0909 in that the firm: Failed to obtain required electrical permit from the Surry County Inspections Department prior to performing electrical work on a project located at 1136 W. Pine Street, Mount Airy, NC.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand and a civil penalty of two hundred fifty dollars (\$250.00) and six (6) month probation, with six (6) month suspension of license and the right to serve as a listed qualified individual on any license issued by the Board in the event of failure to comply with the following conditions:

- (1) Commit no violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board; and
- (2) Obtain permits prior to commencement of work and request inspections within ten (10) days of substantial

completion of all work for which license is required.

There was no objection from the licensee and the Board concurred in the action of staff.

**EFFECTIVE DATE:** February 23, 2012

**CASE FILE NUMBER:** 2011-207

**LICENSEE:** TCS Inc.

**ADDRESS:** 2712 The Plaza  
Charlotte, NC 28205

**LISTED QUALIFIED INDIVIDUAL:** Robert Wayne Williams

**LICENSE NUMBER:** 13118-I

**VIOLATION(S):** Violated General Statute 87-47 (a1) (7) and Title 21 NCAC 18B .0909 in that the firm:

Failed to obtain electrical permits for electrical projects located at 418 Spring St. and 224 Front St., Burlington, NC.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand and a civil penalty of two hundred fifty dollars (\$250.00) and six (6) month probation, with six (6) month suspension of license and the right to serve as a listed qualified individual on any license issued by the Board in the event of failure to comply with the following conditions:

- (1) Commit no violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board; and
- (2) Obtain permits prior to commencement of work and request inspections within ten (10) days of substantial completion of all work for which license is required.

There was no objection from the licensee and the Board concurred in the action of staff.

**EFFECTIVE DATE:** February 23, 2012

**CASE FILE NUMBER:** 2011-209

**LICENSEE:** T.J. & W. Technologies Inc.

**ADDRESS:** 629 Chair Road  
New Bern, NC 28560

**LISTED QUALIFIED INDIVIDUAL:** Lawrence E. Walter Jr.

**LICENSE NUMBER:** 17241-U

**VIOLATION(S):** Violated General Statute 87-47 (a1) (2), (3) and (7) in that the firm:

- (1) Sold, transferred and assigned electrical contracting license to Arno Roy Williams, an unlicensed person;
- (2) Aided and abetted Arno Roy Williams to engage and offer to engage in electrical contracting;
- (3) Failed to provide adequate supervision in the use of Respondent's license by allowing Arno Roy Williams, not a bona fide employee, to perform electrical wiring with Respondents electrical contracting license; and
- (4) Engaging in unethical conduct, fraud and deceit.

**BOARD ACTION:** The Board, acting through its staff, proposed a six (6) month suspension of qualifications and license. Upon reinstatement license and qualification will be on probation for a period of two (2) years with the following conditions:

- (1) Commit no further violation of Article 4, Chapter 87 of

## RECENT DISCIPLINARY ACTION TAKEN BY THE BOARD

the General Statutes or the rules of the Board;  
(2) Obtain written and signed contracts for all electrical projects over one hundred dollars (\$100.00) in value;  
(3) Obtain all required electrical permits prior to starting any electrical projects; and  
(4) Properly supervise and direct all employees and projects.

In the event of failure to comply with the terms of probation, license and the right to serve as a listed qualified individual on any license will be revoked.

There was no objection from the licensee and the Board concurred in the action of staff.

**EFFECTIVE DATE:** June 7, 2012

**CASE FILE NUMBER:** 2011-224

**LICENSEE:** Gary Ken Reece

**ADDRESS:** 30 Evergreen Lane  
Bryson City, NC 28713

**LISTED QUALIFIED INDIVIDUAL:** Gary Ken Reece

**LICENSE NUMBER:** 7257-L

**VIOLATION(S):** Violated General Statute 87-47 (a1) (1) in that the firm: Continued to operate your electrical contracting business after license expired.

**BOARD ACTION:** Staff proposed a reprimand.

There was no objection from the licensee and the Board concurred in the action of staff.

**EFFECTIVE DATE:** June 7, 2012

**CASE FILE NUMBER:** 2011-227

**LICENSEE:** William Sidney Pauley, d/b/a PSC

**ADDRESS:** 318 Ledbetter Road  
Travelers Rest, SC 29690

**LISTED QUALIFIED INDIVIDUAL:** William Sidney Pauley

**LICENSE NUMBER:** 28560-SP-PH

**VIOLATION(S):** Violated General Statute 87-47 (a1) (1) and (7) in that the firm:

(1) Exceeded the scope of firm's special plumbing, heating and air conditioning electrical contracting license in that firm installed electrical wiring from the interior house panel to the exterior disconnect for a new HVAC unit installed at 161 Brookside Drive, Canton NC.; and

(2) Installed the electrical wiring from the inside of a meter combo panel located on the exterior of a home to a new HVAC unit located at 85 Giant Oak Ridge, Canton NC.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand and a civil penalty of five hundred dollars (\$500.00) and one (1) year probation, with six (6) month suspension of license and the right to serve as a listed qualified individual on any license issued by the Board in the event of failure to comply with the following conditions:

Commit no violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board.

There was no objection from the licensee and the Board concurred in the action of staff.

**EFFECTIVE DATE:** June 7, 2012

**CASE FILE NUMBER:** 2011-228

**LICENSEE:** Stancil Moss Electrical Service

**ADDRESS:** 30 Moss Way  
Franklinton, NC 27525

**LISTED QUALIFIED INDIVIDUAL:** George Stancil Moss Jr.

**LICENSE NUMBER:** 13675-L

**VIOLATION(S):** Violated General Statute 87-47 (a1) (7) and Title 21 NCAC 18B .0909 in that the firm:

(1) Failed to obtain required electrical permit for disconnecting and reconnecting an electrical feeder connections for an equipment building and installed the controller, disconnecting means, well pump and associated wiring located at 324 Egypt Church Rd. Louisburg, NC; and

(2) Left project located at 324 Egypt Church Rd. in an unsafe condition in that you left conductors exposed without a means of locking out from an energized condition or installing in an approved junction box.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand and a civil penalty of two hundred fifty dollars (\$250.00) and two (2) year probation, with twelve (12) month suspension of license and the right to serve as a listed qualified individual on any license issued by the Board in the event of failure to comply with the following conditions:

(1) Commit no violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board; and

(2) Obtain permits prior to commencement of work and request inspections within ten (10) days of substantial completion of all work for which license is required.

There was no objection from the licensee and the Board concurred in the action of staff.

**EFFECTIVE DATE:** June 7, 2012

**CASE FILE NUMBER:** 2011-236

**LICENSEE:** Chris S. Moseley Electric

**ADDRESS:** 137 Carmichael Circle  
Roanoke Rapids, NC 27870

**LISTED QUALIFIED INDIVIDUAL:** Christopher Samuel Moseley

**LICENSE NUMBER:** 20269-U

**VIOLATION(S):** Violated General Statute 87-47 (a1) (7) and Title 21 NCAC 18B .0909 in that the firm: Failed to obtain electrical permits for electrical projects located at 106 Woodland Rd., Roanoke Rapids, NC.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand and a civil penalty of two hundred fifty dollars (\$250.00) and six (6) month probation, with six (6) month suspension of license and the right to serve as a listed qualified individual on any license issued by the Board in the event of failure to comply with the following

**RECENT DISCIPLINARY ACTION TAKEN BY THE BOARD**

conditions:

(1) Commit no violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board; and

(2) Obtain permits prior to commencement of work and request inspections within ten (10) days of substantial completion of all work for which license is required.

There was no objection from the licensee and the Board concurred in the action of staff.

**EFFECTIVE DATE:** February 23, 2012

**CASE FILE NUMBER:** 2011-241

**LICENSEE:** D & J Electrical Contracting LLC

**ADDRESS:** 110 Backfield Dr.  
Newport, NC 28570

**LISTED QUALIFIED INDIVIDUAL:** David Anderson Watts

**LICENSE NUMBER:** 23311-L

**VIOLATION(S):** Violated General Statute 87-47 (a1) (7) and Title 21 NCAC 18B .0909 in that the firm: Failed to obtain required electrical permit from the Craven County Inspection Department prior to performing electrical work on a project located at West Craven High School, Vanceboro, NC.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand and a civil penalty of two hundred fifty dollars (\$250.00) and six (6) month probation, with six (6) month suspension of license and the right to serve as a listed qualified individual on any license issued by the Board in the event of failure to comply with the following conditions:

(1) Commit no violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board; and

(2) Obtain permits prior to commencement of work and request inspections within ten (10) days of substantial completion of all work for which license is required.

There was no objection from the licensee and the Board concurred in the action of staff.

**EFFECTIVE DATE:** June 7, 2012

**CASE FILE NUMBER:** 2011-245

**LICENSEE:** RJR Electric and Heating & Air Inc

**ADDRESS:** P. O. Box 2177  
Burlington, NC 27216

**LISTED QUALIFIED INDIVIDUAL:** Robbin Joel Roberts

**LICENSE NUMBER:** 29149-L

**VIOLATION(S):** Violated General Statute 87-47 (a1) (1), (5) and (7) and Title 21 NCAC 18B .0906 (b) and .0907 (b) in that the firm:

(1) Exceeded the scope of your Limited electrical contracting license on September 16, 2011 by offering to and subsequently engaging in the cookout restaurant electrical project located at 1000 Burkemont Ave, Morganton NC in the amount of \$57,637.00 which included \$19,344.00 for parking lot luminaires and poles furnished by the general contractor;

(2) Engaged in gross incompetence in the use of your

license by engaging outside the scope of a limited license;  
(3) Misrepresented and omitted a material fact on your license applications by failing to disclose a January 4, 1994 felony criminal conviction and a July 10, 2010 misdemeanor conviction; and

(4) Failed to comply with the conditions of Respondents six month probation of Board's Notice of Violation that was approved as a Final Agency Decision June 9, 2011. One of the conditions of the Notice of Violation is that Respondent and firm commit no violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand and a civil penalty of five hundred dollars (\$500.00) and two (2) year probation with suspension or revocation of license and the right to serve as a listed qualified individual on any license issued by the Board in the event of failure to comply with the following conditions:

(1) Robbin Joel Roberts and RJR Electric and Heating & Air Inc must void any commitment to the electrical project located at 1000 Burkemont Ave, Morganton NC. The project, if continued, must be awarded to a person, partnership, firm or corporation holding a valid Intermediate or Unlimited license issued by the Board;

(2) Robbin Joel Roberts must attend the Contractor Business Class (Umpire Technologies Group, Inc.) approved by the State Board of Examiners of Electrical Contractors and present evidence to the Board of a passing grade by December 31, 2012;

(3) Disclose any criminal convictions and be truthful with the Board on all future communications; and

(4) Commit no violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board.

There was no objection from the licensee and the Board concurred in the action of staff.

**EFFECTIVE DATE:** February 23, 2012

**CASE FILE NUMBER:** 2011-246

**LICENSEE:** Diverse Electrical Company Inc.

**ADDRESS:** 8801-B Creedmoor Rd.  
Raleigh, NC 27615

**LISTED QUALIFIED INDIVIDUAL:** George Alan Bryan

**LICENSE NUMBER:** 16397-U

**VIOLATION(S):** Violated General Statute 87-47 (a1) (7) and Rule .0908 (a) in that the firm:

Employees installed a temporary feeder without proper overcurrent protection in violation of National Electrical Code section 590.4(B), after a verbal warning from an electrical inspector.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand.

There was no objection from the licensee and the Board concurred in the action of staff.

**EFFECTIVE DATE:** February 23, 2012

## RECENT DISCIPLINARY ACTION TAKEN BY THE BOARD

**CASE FILE NUMBER:** 2011-263

**LICENSEE:** Belmont Electric Company

**ADDRESS:** P.O. Box 129

Belmont, NC 28012

**LISTED QUALIFIED INDIVIDUAL:** Joe D. Buckner

**LICENSE NUMBER:** 3014-I

**VIOLATION(S):** Violated General Statute 87-47 (a1) (7) and Title 21 NCAC 18B .0909 in that the firm: Failed to obtain required electrical permit from the Gaston County Inspection Department prior to performing electrical work on an electrical project located at 207 Belwood Drive, Belmont NC.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand and a civil penalty of two hundred fifty dollars (\$250.00) and six (6) month probation, with six (6) month suspension of license and the right to serve as a listed qualified individual on any license issued by the Board in the event of failure to comply with the following conditions:

(1) Commit no violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board; and

(2) Obtain permits prior to commencement of work and request inspections within ten (10) days of substantial completion of all work for which license is required.

There was no objection from the licensee and the Board concurred in the action of staff.

**EFFECTIVE DATE:** June 7, 2012

**CASE FILE NUMBER:** 2011-264 and 2012-2

**LICENSEE:** Acts HVAC & Electrical

**ADDRESS:** 705 Impala Drive

Albemarle, NC 28001

**LISTED QUALIFIED INDIVIDUAL:** Jay G. DeMuth

**LICENSE NUMBER:** 24499-L

**VIOLATION(S):** Violated General Statute 87-47 (a1) (3), (5), (7) and NCAC18B .0907 (C), .0908 (A), (B), (C) and .0909 in that the firm:

(1) Operated in a name other than that in which your license is issued; in that firm operated as Acts Heating and Cooling Service and Repair and failed to operate all electrical contracting business in the name as licensed by the Board, Acts HVAC and Electrical;

(2) Failed to obtain required electrical permit from the County of Stanly for locations of 1009 Avondale Av. Albemarle, NC and 1314 Pennington Rd. Albemarle, NC;

(3) Failed to complete or abandoned a project; at locations 25307 Ash Rd., 115 S. Second St., 723 S Fifth St., 36143 NC Highway 740, 302 E. Park Av. Albemarle, NC 28001;

(4) Failed to correct deficiencies in a timely manner at locations; 25307 Ash Rd., 115 S. Second St., 753 S. Fifth St. Albemarle, NC 28001;

(5) Aided or abetted unlicensed activity in that you operated a firm known as Acts HVAC and Electrical Service

and allowed Tim Hill (partner) to install electrical wiring without being a bon-a-fide employee;

(6) Failed to comply with licensing law in that you in that you or your firm connected to an electrical utility without the proper inspections according to NC Administration Code Section 204.8.2 and G.S. 153A-363;

(7) Failed to supervise employees by being employed by Metso Power Corp. of Charlotte, NC. while electrical projects where in progress;

(8) Installed electrical contracting work with violations of the State Electrical Code (2008 National Electrical Code) as follows:

a. Installed service raceway consisting of PVC conduit without gluing joints, in violation of NC Electrical Code 312.2.

b. Made connection of the service conductors and utilities service drop by means of hose clamps, in violation of NC Electrical Code 110.14.

c. Equipment grounding conductors of different sizes under same terminal, in violation of NC Electrical Code 110.3 (B).

d. Installed conductors to resistance type heating elements in violation of NC Electrical Code 424.22 (B).

e. Installed disconnect means for resistance type heating in violation of NC Electrical Code 424.19.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand and a civil penalty of one thousand dollars (\$1,000.00) and two (2) year probation, with six (6) months suspension of license and the right to serve as a listed qualified individual on any license issued by the Board in the event of failure to comply with the following conditions:

- Commit no further violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board;

- Have written contracts or proposals for all projects having a project value in excess of one hundred dollars (\$100.00) signed by the licensee and customer for each installation for which the licensee is responsible;

- Obtain permits prior to commencement of work and obtain inspections within ten (10) days of substantial completion for all work for which license is required;

- Maintain job files or other written records of contracts made and installations performed;

- Neither engage, offer to engage or market electrical contracting other than in the name in which license is shown on the records of the Board;

- Utilize only employees receiving a W-2 from the Respondent firm and only on projects for what the firm has its electrical contracts and provide supervision by a qualified person;

- Maintain records detailing and documenting compliance with the provisions of the probation order which records shall be available for inspection at any time during normal business hours upon request of the staff of the Board;

- Obtain final inspections on all open permits in Stanly Co.

**RECENT DISCIPLINARY ACTION TAKEN BY THE BOARD**

and any permit that firm has obtained.  
There was no objection from the licensee and the Board concurred in the action of staff.  
**EFFECTIVE DATE:** June 7, 2012

**CASE FILE NUMBER:** 2012-3  
**LICENSEE:** The Alpha & Omega Electric  
**ADDRESS:** 1084 Lake Ridge Dr  
Creedmor, NC 27522  
**LISTED QUALIFIED INDIVIDUAL:** Ludwig David Balbuena  
**LICENSE NUMBER:** 24228-SP-SFD  
**VIOLATION(S):** Violated General Statute 87-47 (a1) (7) and Title 21 NCAC 18B .0909 in that the firm: Failed to obtain required electrical permit from the City of Raleigh Inspection Department prior to performing electrical work on a project located 565 Rose Lane, Raleigh NC.  
**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand and a civil penalty of two hundred fifty dollars (\$250.00) and six (6) month probation, with six (6) month suspension of license and the right to serve as a listed qualified individual on any license issued by the Board in the event of failure to comply with the following conditions:  
(1) Commit no violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board; and  
(2) Obtain permits prior to commencement of work and request inspections within ten (10) days of substantial completion of all work for which license is required.  
There was no objection from the licensee and the Board concurred in the action of staff.  
**EFFECTIVE DATE:** June 7, 2012

**CASE FILE NUMBER:** 2012-5  
**LICENSEE:** TBA Construction LLC  
**ADDRESS:** 719 N. Duncan By Pass  
Union, SC 29379  
**LISTED QUALIFIED INDIVIDUAL:** Tradd C Bruce  
**LICENSE NUMBER:** 26967-U  
**VIOLATION(S):** Violated General Statute 87-47 (a1) (7) and Title 21 NCAC 18B .0909 in that the firm: Installed electrical wiring for tank-less water heaters at the Holiday Inn Express located 2701 Kirkpatrick Rd, Burlington, NC 27215 without first obtaining a required electrical permit.  
**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand and a civil penalty of two hundred fifty dollars (\$250.00) and six (6) month probation, with six (6) month suspension of license and the right to serve as a listed qualified individual on any license issued by the Board in the event of failure to comply with the following conditions:  
(1) Commit no violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board; and  
(2) Obtain permits prior to commencement of work and request inspections within ten (10) days of substantial

completion of all work for which license is required.  
There was no objection from the licensee and the Board concurred in the action of staff.  
**EFFECTIVE DATE:** June 7, 2012

**CASE FILE NUMBER:** 2012-16  
**LICENSEE:** Miller Refrigeration A/C and Heating Co  
**ADDRESS:** 8349 Arrowridge Blvd, Suite S  
Charlotte, NC 28273  
**LISTED QUALIFIED INDIVIDUAL:** Donald Edward Newman Sr.  
**LICENSE NUMBER:** 20152-SP-SFD  
**VIOLATION(S):** Violated General Statute 87-47 (a1) (7) and Title 21 NCAC 18B .0909 in that the firm: Failed to obtain required electrical permit from the City of Shelby Inspection Department prior to performing electrical work on a project located at 900 East Main Street, Shelby, NC.  
**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand and a civil penalty of two hundred fifty dollars (\$250.00) and six (6) month probation, with six (6) month suspension of license and the right to serve as a listed qualified individual on any license issued by the Board in the event of failure to comply with the following conditions:  
(1) Commit no violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board; and  
(2) Obtain permits prior to commencement of work and request inspections within ten (10) days of substantial completion of all work for which license is required.  
There was no objection from the licensee and the Board concurred in the action of staff.  
**EFFECTIVE DATE:** June 7, 2012

**CASE FILE NUMBER:** 2012-40  
**LICENSEE:** Hicks Electric of Florida Inc  
**ADDRESS:** 1075 B. Orienta Avenue  
Altamonte Springs, FL 32201  
**LISTED QUALIFIED INDIVIDUAL:** James Breland Hicks  
**LICENSE NUMBER:** 29286-U  
**VIOLATION(S):** Violated General Statute 87-47 (a1) (2), (3) and (7) in that the firm:  
(1) Aided or abetted unlicensed activity in that James Breland Hicks and Hicks Electric of Florida Inc. allowed Philip David Bailey to use Respondent's electrical contracting license to engage in the electrical project located at 8338 Forest Point Boulevard, Charlotte NC, without being a bona fide employee of Respondent's firm and who is not a licensee of this Board; and  
(2) Engaged in deceit or unethical conduct in the use of your license.  
**BOARD ACTION:** The Board, acting through its staff, proposed a six (6) month suspension of qualifications and license with conditions of reinstatement as follows:  
Upon reinstatement, probationary period of twelve (12)

## RECENT DISCIPLINARY ACTION TAKEN BY THE BOARD

months with condition that Respondent commit no further violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board.

In the event of failure to comply with the terms of probation, your license and the right to serve as a listed qualified individual on any license will be revoked.

There was no objection from the licensee and the Board concurred in the action of staff.

**EFFECTIVE DATE:** June 7, 2012

**CASE FILE NUMBER:** 2012-84

**LICENSEE:** Kennedy & Son Electrical Services

**ADDRESS:** 200 Otter Creek Rd.

New Bern, NC 28560

**LISTED QUALIFIED INDIVIDUAL:** Stephen Allen Kennedy

**LICENSE NUMBER:** 5583-L

**VIOLATION(S):** Violated General Statute 87-47 (a1) (2), (3) and (7) in that the firm:

(1) Sold or transferred your license by aiding and abetting Daniel Hawks Jr., an unlicensed person, to engage in electrical contracting at 125 Staffordshire Dr., New Bern;

(2) Failed to provide adequate supervision in the use of your license by allowing Daniel Hawks Jr. to perform electrical wiring under your license; and

(3) Engaging in unethical conduct, fraud and deceit.

**BOARD ACTION:** The Board, acting through its staff, proposed six (6) months suspension of license and qualifications followed by two (2) year probation, with revocation of license and the right to serve as a listed qualified individual on any license issued by the Board in the event of failure to comply with the following conditions:

(1) No further violation of the General Statutes or the Rules of the Board;

(2) Obtain written and signed contracts for all electrical projects over one hundred dollars (\$100.00) in value;

(3) Obtain all required electrical permits prior to starting any electrical projects;

(4) Properly supervise and direct all employees and projects; and

(5) Utilize only employees receiving a W-2 from the Respondent firm and only on projects for what the firm has its electrical contracts and provide supervision by a qualified person.

There was no objection from the licensee and the Board concurred in the action of staff.

**EFFECTIVE DATE:** June 7, 2012

## ORDERS

**CASE FILE NUMBER:** 2007-111

**LICENSEE:** H. R. and Company Electrical Contractor Inc

**ADDRESS:** 2358 Rodgers School Road

**LISTED QUALIFIED INDIVIDUAL:** Horace Lavon Rodgers

**LICENSE NUMBER:** 16095-U

**VIOLATION(S):** (1) Violation of North Carolina General Statute 87-47 (a1) (7) and the Rules of the Board in that firm;

1. Respondent submitted a request to reactivate license on October 24, 2011. On October 28, 2011 Staff requested additional information before scheduling an appearance before the Disciplinary Committee. On November 9, 2011 information requested was received.

2. The application was deferred pending review by the Committee as to past enforcement history with the Board.

3. The Board staff presented evidence that a Final Order was issued by the Board January 21, 2008 and license of Horace Lavon Rodgers and H.R. and Company Electrical Contractors Inc. were revoked February 21, 2008.

**BOARD ACTION:** The Disciplinary Committee recommended:

1. That the Respondent's qualifications and license to engage in business as an electrical contractor be reinstated.

2. Upon reinstatement, license and qualifications will be placed on probation for a period of two (2) years. During the period of probation, Respondent shall comply with the following conditions:

(a) have written contracts or proposals signed by the licensee and customer for each installation for which licensee is responsible;

(b) obtain permits as required for each contract prior to commencement of work, retain a copy of the permit in the job file for each particular installation and assure that a final inspection has been performed by the Local Code Enforcement Official for each installation;

(c) maintain job files or other written records of contracts made and installations performed;

(d) neither engage, offer to engage or market electrical contracting other than in the name in which license is shown on the records of the Board;

(e) utilize only employees receiving a W-2 from the Respondent firm and only on projects for what the firm has its electrical contracts and provide supervision by a qualified person;

(f) maintain records detailing and documenting his compliance with the provisions of this probation order which records shall be available for inspection at any time during normal business hours upon request of the staff of the Board; and

(g) commit no violation of Article 4, Chapter 87 of the General Statutes or the Rules promulgated by the Board.

3. In the event of violation of terms of the probation, qualifications and license will be revoked. The Board may impose such additional sanctions as indicated by any new violations of G.S. 87-47.

## RECENT DISCIPLINARY ACTION TAKEN BY THE BOARD

There was no objection from Mr. Rodgers and the Recommended Order was approved by the Board as a Final Decision February 23, 2012.

**EFFECTIVE DATE:** February 23, 2012

**CASE FILE NUMBER:** 2010-106

**LICENSEE:** Mike Fults Electrical Contracting

**ADDRESS:** 10021 RAY RD  
RALEIGH, NC 27613

**LISTED QUALIFIED INDIVIDUAL:** Michael Wayne Fults Jr.

**LICENSE NUMBER:** 23994-L

**VIOLATION(S):** Violation of North Carolina General Statute 87-47 (a1) (4) and the Rules of the Board in that;

1. An application for license reinstatement was made by Michael Wayne Fults Jr. January 5, 2011 with a criminal conviction.

2. The application was deferred pending review by the Committee as to criminal conduct.

3. The Board staff presented evidence of the misdemeanor criminal conviction for "Sexual Battery". Michael Wayne Fults Jr. is on thirty (30) months supervised probation scheduled to end July 12, 2012. During probation Michael Wayne Fults Jr. is to have no contact with any child under the age of 16 without a parent present and not to be found in or about the premises of the victim or her family.

4. Respondent testified to the underlying facts, his efforts to continue to support his family and the counseling he has undergone. He acknowledged the exhibits and his registration as a sex offender.

5. Respondent provided evidence as to the nature of his work and deadlines related to his annual review.

**BOARD ACTION:** The Disciplinary Committee recommended:

1. The application to reactivate license of Respondent, Michael Wayne Fults, is denied; however, Respondent may reapply on or after May 15, 2012.

2. In the absence of new evidence or issues, staff is directed to approve the application in accordance with the succeeding paragraphs.

3. Upon reactivating license, Respondent's qualifications are to be on probation until such time as he is no longer required to be listed on the Sex Offender Registry. During the probation, Respondent shall comply with the following conditions:

(a) comply with all requirements of Registered Sex Offender, until release;

(b) not perform any electrical work that would conflict with the requirements of a Registered Sex Offender, such as service work, working in and around any day care, school or faculty, etc. where Respondent is likely to come in contact with any child under the age of 16 without a parent or responsible adult present;

(c) display candor and truthfulness with the Board and by extension the public;

(d) have no additional criminal convictions other than traffic matters;

(e) commit no violation of Article 4, Chapter 87 of the General Statutes or the Rules promulgated by the Board; and

(f) remain both current and timely with continuing education and renewal of license each year.

4. In the event of violation of terms of the Board probation, qualifications and license will be revoked.

There was no objection from Mr. Fults and the Recommended Order was approved by the Board as a Final Decision June 7, 2012

**EFFECTIVE DATE:** June 7, 2012

**CASE FILE NUMBER:** 2011-51

**LICENSEE:** Sky Electrical Contracting and Building Maintenance

**ADDRESS:** 109 N. Hayne St., Unit 204  
Monroe, NC 28112

**LISTED QUALIFIED INDIVIDUAL:** Gary M. Hance and Ronnie Darrell Mullis

**LICENSE NUMBER:** 12259-U and 29408-L

**VIOLATION(S):** Violation of North Carolina General Statute 87-47 (a1) (2), (3), (5), (7) and the Rules of the Board in that;

1. On or about October 26, 2010, James Wilson Little, contracted to install and installed an electrical system at the New Hope United Methodist Church at 3221 Plyler Mill Road, Monroe, N.C. In the course of the installation, Respondent Hance:

(a) arranged for Mr. Little to use his expired license to obtain a permit for the job;

(b) aided and abetted James Wilson Little and TCS, Inc., an unlicensed person and firm to engage in electrical contracting without license;

(c) failed to adequately supervise the electrical project wired by James Wilson Little; and

(d) failed to operate his business in the name listed with the Board.

2. On or about October 2011, Ronnie Darrell Mullis, Sky Electrical Contracting and Building Maintenance, holder of a limited license as an electrical contractor, undertook to contract and install a \$90,000.00 electrical project known as the Jackalope Restaurant under contract with Guis Construction. In the course of the installation, Respondents:

(a) Hance aided and abetted Guis Construction and Ronnie Darrell Mullis and Sky Electrical Contracting and Building Maintenance, to offer to engage and to engage in electrical contracting for a project that exceeded the license limitations of Mullis and

(b) Mullis bid and undertook a project beyond the scope of his Limited license.

3. On or about December 15, 2010, Respondent, Gary M. Hance, engaged in misrepresentation to reinstate his

## RECENT DISCIPLINARY ACTION TAKEN BY THE BOARD

electrical license in that he applied to reactivate his license based upon an Employment Affidavit signed by James Wilson Little as Field Operation Superintendent of TCS, Team Construction Services, stating that Respondent, Hance, was employed for 1600 hours as a residence electrician/engineer/manager. The affidavit was untrue inasmuch as James Wilson Little has been a full time employee of Keith Corporation, TKC Management Services since December 27, 2001. Respondent Hance had reason to know the affidavit was not true.

4. On or about October 10, 2011, Gary M. Hance, changed the name of his electrical contracting license to Sky Electrical Contracting and Building Maintenance, license #12259-U, with Ronnie Darrell Mullis and James Wilson Little as partners of firm. Gary M. Hance, Ronnie Darrell Mullis, James Wilson Little and all employees of Sky Electrical Contracting and Building Maintenance were not bona fide employees of the firm. Hance moved his license so as to allow Mullis to contract beyond his qualifications.

**BOARD ACTION:** The Disciplinary Committee recommended:

1. That the license of Respondent, Gary M. Hance and the status of Respondent as a qualifying individual be suspended for a period of six (6) months.

2. Prior to reinstatement at the end of the suspension, Respondent Hance shall enroll in and pass the remedial Contractors Business Class offered by Umpire Technology and present evidence of enrollment and passage to the staff of the Board.

3. Upon completion of the period of suspension and reinstatement, the license of Respondent Hance to engage in business as an electrical contractor shall be placed on probation for a period of two (2) years.

4. During the period of probation Respondent Hance and any firm with which he is affiliated shall comply with the following conditions of probation:

(a) have written contracts or proposals signed by the licensee and customer for each installation for which licensee is responsible prior to commencement of work;

(b) obtain permits as required for each contract prior to commencement of work, retain a copy of the permit in the job file for each particular installation and assure that a final inspection has been performed by the Local Code Enforcement Official for each installation;

(c) maintain job files or other written records of contracts made and installations performed;

(d) maintain records detailing and documenting his compliance with the provisions of this probation order which records shall be available for inspection at any time during normal business hours upon request of the staff of the Board;

(e) implement procedures and supervision adequate to assure that jobs typically pass both rough-in and final inspection without reinspection;

(f) assure that all employees who perform work under his license either hold an active electrical license or are bona fide employees where taxes are withheld; and

(g) commit no violation of Article 4, Chapter 87 of the General Statutes or the Rules promulgated by the Board.

5. In the event of violation of terms of the probation, license will be suspended for two (2) years. The Board may impose such additional sanctions as indicated by any new violations of G.S. 87-47.

6. As to Respondent, Ronnie Darrell Mullis, the Board imposes a civil penalty of \$250.00 and the license and qualification of Respondent, Mullis and Sky Electrical Contracting and Building Maintenance are placed on probation for a period of one (1) year. During the one year probation, Respondents Sky Electrical Contracting and Building Maintenance and Mullis and any firm with which Mullis is affiliated, shall comply with the following conditions:

(a) have written contracts signed by the Respondent and customer for each installation in excess of \$100.00 for which Respondent is responsible;

(b) obtain permits as required for each contract prior to commencement of work;

(c) maintain a job file for each job, containing the records of that project, including a copy of the contract and permit;

(d) request inspection within 10 days of substantial completion, as to both the rough-in and final stage of the project;

(e) maintain a service log of all contracts and service calls by date of initial call and including the date of first response;

(f) implement procedures and supervision adequate to assure that jobs typically pass both rough-in and final inspection without reinspection;

(g) assure that all employees who perform work under his license shall either hold an active electrical license or are bona fide employees where taxes are withheld; and

(h) commit no violation of Article 4, Chapter 87 of the General Statutes or the Rules of the Board.

7. In the event of violation of the probation, license will be suspended for six (6) months.

There was no objection from Mr. Hance and Mr. Mullis and the Recommended Order was approved by the Board as a Final Decision June 7, 2012.

**EFFECTIVE DATE:** June 7, 2012

**CASE FILE NUMBER:** 2011-113

**LICENSEE:** Glow-Rite Electric

**ADDRESS:** 4220 Wedgewood Drive  
Raleigh, NC 27604

**LISTED QUALIFIED INDIVIDUAL:** James Preston Freeman

**LICENSE NUMBER:** 18794-L

**VIOLATION(S):** Violation of North Carolina General Statute 87-47 (a1) (2), (3), (7), Title 21 NCAC 18 B .0403 and .0909 and the Rules of the Board in that firm;

## RECENT DISCIPLINARY ACTION TAKEN BY THE BOARD

(1) Transferred and assigned electrical contracting license to Jeffrey M. Elmore and Amanda Elmore by allowing the unlicensed individuals to install an electrical project at 3406 Glenn Road, Durham, NC;

(2) Aiding and abetting unlicensed persons, Jeffrey and Amanda Elmore, to engage in electrical contracting. These individuals are not bona fide employees of Glow-Rite Electric;

(3) Failed to provide supervision in the use of license by allowing Jeffrey Elmore to do electrical contracting at 3406 Glenn Rd., Durham. Jeffrey Elmore failed to keep electrical project in a safe condition by not installing the cover on an energized sub-panel;

(4) Failed to obtain required permit from Durham City / County Inspections prior to electrical installation at 3406 Glenn Road, Durham, NC;

(5) Failed conduct business from location not listed with the Board in that Glow-Rite Electric operated a business at 128 George Wilton Road, Clayton NC; and

(6) Failed to comply with Notice of Violation dated February 21, 2011 by not obtaining electrical permit and failed to commit no violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board; and

(7) Engaging in malpractice, unethical conduct, fraud, deceit, gross negligence and gross misconduct in the practice of electrical contracting.

**BOARD ACTION:** The Disciplinary Committee recommended:

That the Respondent's license and the right serve as a listed qualified individual on any license to engage in business as an electrical contractor be placed on suspension for one (1) year.

1. Prior to reinstatement James Preston Freeman must present evidence to the Board that during the suspension, he has taken and passed the contractor business course designed by the Board and offered by Contractor Education Services LLC / Umpire Technology.

2. Upon reinstatement license of Glow-Rite Electric and James Preston Freeman as a qualifying individual be placed on probation for a period of two (2) years.

3. During the period of probation, Respondent shall comply with the following conditions of probation:

(a) have written contracts or proposals signed by the licensee and customer for each installation for which licensee is responsible;

(b) obtain permits as required for each contract prior to commencement of work, retain a copy of the permit in the job file for each particular installation and assure that a final inspection has been performed by the Local Code Enforcement Official for each installation;

(c) maintain job files or other written records of contracts made and installations performed;

(d) Neither engage, offer to engage or market electrical contracting other than in the name in which license is shown on the records of the Board;

(e) Utilize only employees receiving a W-2 from the Respondent firm and only on projects for what the firm has its electrical contracts and provide supervision by a qualified person;

(f) maintain records detailing and documenting his compliance with the provisions of this probation order which records shall be available for inspection at any time during normal business hours upon request of the staff of the Board; and

(g) commit no violation of Article 4, Chapter 87 of the General Statutes or the Rules promulgated by the Board.

4. In the event of violation of terms of the probation, license will be revoked. The Board may impose such additional sanctions as indicated by any new violations of G.S. 87-47.

There was no objection from Mr. Freeman and the Recommended Order was approved by the Board as a Final Decision June 7, 2012.

**EFFECTIVE DATE:** June 7, 2012

**CASE FILE NUMBER:** 2011-174

**LICENSEE:** Mel's Plumbing & Electric Company

**ADDRESS:** 105 Winn Drive  
Louisburg, NC 27549

**LISTED QUALIFIED INDIVIDUAL:** Melvin Thurman De Sha

**LICENSE NUMBER:** 13326-L

**VIOLATION(S):** Violation of North Carolina General Statute 87-47 (a1) (7) and Title 21 NCAC 18B .0908 (b) the Rules of the Board in that firm;

(1) On or about February 10, 2012 started an electrical project at the New Hope Urgent Care, 3610 Roxboro Road, Durham NC and failed to complete in a timely manner;

(2) Failed to properly schedule, plan and proceed with owners request to complete electrical project; and

(3) Failed to resolve matter with the Board's Field Staff.

**BOARD ACTION:** The Disciplinary Committee recommended:

1. That the license of Mel's Plumbing & Electric and the qualification of Melvin Thurman De Sha to engage in business as an electrical contractor be placed on probation for six (6) months.

2. During the period of probation, Respondent shall comply with the following conditions of probation:

(a) have written contracts or proposals signed by the licensee and customer for each installation for which licensee is responsible;

(b) obtain permits as required for each contract prior to commencement of work, retain a copy of the permit in the job file for each particular installation and assure that a final inspection has been performed by the Local Code Enforcement Official for each installation;

## RECENT DISCIPLINARY ACTION TAKEN BY THE BOARD

(c) maintain job files or other written records of contracts made and installations performed;

(d) Neither engage, offer to engage or market electrical contracting other than in the name in which license is shown on the records of the Board;

(e) Utilize only employees receiving a W-2 from the Respondent firm and only on projects for what the firm has its electrical contracts and provide supervision by a qualified person;

(f) maintain records detailing and documenting his compliance with the provisions of this probation order which records shall be available for inspection at any time during normal business hours upon request of the staff of the Board; and

(g) commit no violation of Article 4, Chapter 87 of the General Statutes or the Rules promulgated by the Board.

There was no objection from Mr. De Sha and the Recommended Order was approved by the Board as a Final Decision June 7, 2012.

**EFFECTIVE DATE:** June 7, 2012

**CASE FILE NUMBER:** 2011-194

**LICENSEE:** Sinns & Thomas of NC Inc.

**ADDRESS:** P. O. Box 520789

Longwood, FL 32752

**LISTED QUALIFIED INDIVIDUAL:** Eric Davis Sinns

**LICENSE NUMBER:** 28358-U

**VIOLATION(S):** Violated General Statute 87-47 (a1) (3) and (7):

1. Eric D. Sinns, (Sinns) is a Qualified Individual under the rules and statutes enforced by the Board. License was issued June 22, 2009, in the name Eric D. Sinns. License was renewed in this name for the period from June 23, 2010 to June 22, 2011 and from June 23, 2011 to June 23, 2012. On or about November 16, 2011, a Request for Name Change was processed and license was issued as Sinns & Thomas of N.C., Inc., based on the qualifications of Mr. Sinns.

2. Sinns & Thomas Electrical Contractors, Inc., (Sinns & Thomas - Florida), is a Florida electrical contractor, but has not held license in North Carolina at any time relevant to the matters at issue.

3. Sinns & Thomas of N.C., Inc. (Sinns of N.C.) is a North Carolina corporation licensed as an electrical contractor in North Carolina as of November 9, 2011, based on the qualifications of Eric D. Sinns. Sinns & Thomas of N.C., Inc. was not licensed as an electrical contractor in North Carolina before November 9, 2011.

4. Majority ownership of Sinns of N. C. and Sinns & Thomas - Florida is held by Eric Davis Sinns.

5. On or about June 7, 2011, Sinns & Thomas - Florida, submitted a bid or proposal to install an electrical system for a commercial project known as the Rocky River WWTP, Biosolids Handling Facility under contract with general

contractor, Hickory Construction, for the contract sum of \$771,800.00. In the course of the proposal and contract, Sinns & Thomas - Florida bid without license.

6. On or about June 29, 2011, as, Sinns & Thomas - Florida, submitted a bid or proposal to install an electrical system at a project known as Moore County Water Pollution Control Plant Expansion under contract with general contractor, Wharton Smith, for the contract sum of \$3,451,000.00. In the course of the contract, Sinns & Thomas - Florida bid without license.

7. On or about September 8, 2011, Sinns & Thomas - Florida submitted a bid or proposal to install an electrical system at a project known as South Burlington WWTP, Nutrient Removal Improvements located at 2471 Boywood Rd., Graham, N.C., under contract with general contractor, Haren Construction, for the contract sum of \$1,771,000.00. In the course of the contract, Sinns & Thomas - Florida bid without license.

8. Eric D. Sinns could have bid the projects because he held license from the Board, assuming he met all other legal requirements, but he did not do so.

9. The three Respondents contend that Sinns & Thomas of N.C., Inc., should be allowed to take assignment of the bids or proposals from Sinns & Thomas - Florida or Sinns and then proceed with the projects. Board staff contends such procedure violates Rule 21 NCAC 18B.0906.

10. As a courtesy to Sinns & Thomas of N.C., Inc., license has been issued; however, compliance with 21 NCAC 18B.0906 must be achieved.

11. There was no evidence before the Board that any of the Respondents or any of the general contractors verified the license status of any of the Respondents before bidding or proposing the projects.

**BOARD ACTION:** Based upon the foregoing Findings of Fact, and after a hearing on December 7, 2011, the Board ORDERED:

1. Eric Davis Sinns, Eric D. Sinns Electrical Contractor, Sinns & Thomas Electrical Contractors, Inc. and Sinns & Thomas of N.C., Inc. shall not bid, contract or perform electrical work or perform management for any of the three projects: Rocky River WWTP, Biosolids Handling Facility project; Moore County Water Pollution Control Plant Expansion project and S. Burlington WWTP, Nutrient Removal Improvements project, regardless whether the projects are rebid.

2. Interested persons are reminded that the license status of any bidder or contracting party is readily available on the website of the Board or by a telephone call.

3. The Board does not, at this time, impose suspension or revocation upon any of the Respondents.

4. Staff is directed to provide a copy of the Order to each general contractor named on the proposals set forth in the Findings of Fact.

## RECENT DISCIPLINARY ACTION TAKEN BY THE BOARD

5. The violation of this obligation or this Order by any of the Respondents will result in revocation of all license and status as a qualified individual of the three Respondents.

**EFFECTIVE DATE:** January 18, 2012

**CASE FILE NUMBER:** 2011-248

**LICENSEE:** Harrison's Professional Electrical Contracting

**ADDRESS:** 7859 N. C. Hwy 268  
Dobson, NC 27017

**LISTED QUALIFIED INDIVIDUAL:** Ryan Nicholas Harrison

**LICENSE NUMBER:** 25282-L

**VIOLATION(S):** (1) Violation of North Carolina General Statute 87-47 (a1) (4), (5), (7) and the Rules of the Board in that;

1. Respondent obtained unlimited qualifications in 2003. His license has been issued as Harrison Electrical Contractor 25282-L since December 2010.

2. Respondent submitted application to renew license on December 19, 2011.

3. The application was deferred pending review by the Committee as to failing to disclose felony criminal convictions on documents forwarded to the Board. It is noted that Ryan Harrison subsequently reported felony convictions after questions were raised by the Board staff.

4. The Board Staff presented evidence of a 1995 felony conviction of Indecent Liberties with a Child and multiple drug related convictions. Respondent renewed license on several occasions without reporting all the facts.

5. The Committee reviewed the documents provided by Ryan Harrison and by Staff. Respondent explained his long history of drug abuse and the steps taken to assure changes are permanent.

6. Sex Offender Registration was terminated by the Court on May 12, 2011.

**BOARD ACTION:** The Disciplinary Committee recommended:

1. The application to renew license of Respondent, Ryan Nicholas Harrison and Harrison's Professional Electrical Contracting be approved, subject to conditions set out below.

2. Respondent's qualification and license is to be on probation for three (3) years with the following conditions:

(a) display complete candor and truthfulness with the Board and by extension the public;

(b) Have no additional criminal convictions other than traffic matters; and

(c) Commit no violation of Article 4, Chapter 87 of the General Statutes or the Rules promulgated by the Board.

3. In the event of violation of terms of the probation, license will be suspended for one (1) year. The Board may impose additional sanctions as indicated by any new violation of G.S. 87-47.

There was no objection from Mr. Harrison and the Recommended Order was approved by the Board as a Final Decision June 7, 2012.

**EFFECTIVE DATE:** June 7, 2012

**CASE FILE NUMBER:** 2012-4

**LICENSEE:** William F.Young

**ADDRESS:** 616 Ellen Drive  
Burlington, NC 27215

**LISTED QUALIFIED INDIVIDUAL:** William Floyd Young

**LICENSE NUMBER:** 24718-L

**VIOLATION(S):** Violation of North Carolina General Statute 87-47 (a1) (4), (5) and the Rules of the Board in that;

1. Respondent submitted application to reactivate license on December 23, 2011 with disclosed criminal convictions. After criminal background search by Board's Staff, other criminal convictions were found that were not disclosed.

2. The application was deferred pending review by the Committee as to criminal conduct.

3. The Board staff presented evidence of multiple incidents, infractions and a substantial record of criminal convictions including felony possession of cocaine, larceny after breaking and entering, larceny, possession of stolen goods/property, obtain property under false pretense, larceny by employee and misdemeanor possession of drug paraphernalia, common law uttering.

**BOARD ACTION:** The Disciplinary Committee recommended:

1. The application to reactivate license of Respondent, William Floyd Young, must satisfy all court ordered supervised probation. The request to reactivate license is denied and qualification is suspended until November 17, 2013 or until court probation is modified to unsupervised.

2. The license of Respondent may be reactivated upon presentation of evidence from probation officer to the Board that Respondent has completed all court ordered probation and William Floyd Young has no additional criminal convictions other than traffic matters.

3. Upon reinstatement of license, Respondent's qualification and license shall be on probation for two (2) years with the following conditions:

(a) Continue candor and truthfulness with the Board and by extension to the public;

(b) Have no additional criminal convictions other than traffic matters; and

(c) Commit no violation of Article 4, Chapter 87 of the General Statutes or the Rules promulgated by the Board.

4. In the event of violation of terms of the probation, qualifications and license will be revoked. The Board may impose such additional sanctions as indicated by any new violations of G.S. 87-47.

## RECENT DISCIPLINARY ACTION TAKEN BY THE BOARD

There was no objection from Mr. Young and the Recommended Order was approved by the Board as a Final February 23, 2012.

**EFFECTIVE DATE:** February 23, 2012

## NON-LICENSEE - WARNINGS AND WARNING AFFIDAVITS

Staff may obtain by consent a warning affidavit in connection with the first offense of unlicensed individuals offering to engage in electrical contracting as defined in Article 4, Chapter 87 of the General Statutes of North Carolina. The Board may apply to the courts to restrain and enjoin such violations as unlicensed individuals engaging in electrical contracting. The North Carolina Electrical Contracting Licensing Laws, specifically General Statutes 87-43, 87-43.1 and 87-48 has been explained to each individual listed below. Staff obtained by consent a sworn warning affidavit signed by the unlicensed individual and verbal assurance from the unlicensed individual stating that they will refrain from engaging or offering to engage in any electrical contracting in the State of North Carolina until such time they have qualified and obtained an electrical contracting license from the Board.

<b>Name</b>	<b>City</b>	<b>County</b>	<b>File Number</b>
Charles M. Huffstetler	York, SC	Out of State	2011-88
John Lowell Lynch	Charlotte	Mecklenburg	2011-256
Alphonza Gilmore	Winston-Salem	Forsyth	2011-140
John W. Warwick	Apex	Wake	2011-211
Arthur Frank Galloway	Lake Waccamaw	Columbus	2011-102
Roger Dean Ebert	Winston Salem	Forsyth	2010-45
Christopher William MacDonald	Aydlett	Currituck	2011-165
Jimmy A. McLamb	Calabash	Brunswick	2011-117
Jimmy L. McLamb	Dallas	Gaston	2011-231
Justin Allen Smith	Greensboro	Guilford	2011-258
Edward Irvin Regensburg	Schenectady, NY	Out of State	2012-45
Norman Dutcher	Hartford, CT	Out of State	2011-196
Jim Barnes	Huntersville	Mecklenburg	2012-24
Ted Kennedy	King	Stokes	2011-222
Robert E. Barton	Albemarle	Stanly	2012-1
Timothy Mark Hill	Durham	Durham	2011-186
Richard Bogdal	Durham	Durham	2011-186
Suzanne Courtney	High Point	Guilford	2012-25
Derrick Gwin	Trinity	Randolph	2012-61
James McDowell	Spring Hope	Nash	2012-69
Danny Strickland	Thomasville	Davidson	2012-88
James Mawhinney	Newton Grove	Sampson	2011-154
Phillip Lee Hudson	Loris, SC	Out of State	2011-66
Richard Best	New Bern	Craven	2011-223
Andrew Patrick Lester	Jacksonville	Onslow	2012-8
Allen Parker Jr.	Plymouth	Washington	2012-6
Stanley James	Wilmington	Brunswick	2011-254
Fred Lloyd McWhorter	Durham	Durham	2012-7
Derrick Lee Burnett	Cary	Wake	2011-250
Dave Pomper	Charlotte	Mecklenburg	2012-10
Mike Graham	Butner	Granville	2012-37
Daniel Cartwright	Wilmington	New Hanover	2012-31
Patrick Michael Spinelli			

North Carolina State Board of Examiners  
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