



**NORTH CAROLINA STATE BOARD OF
EXAMINERS OF ELECTRICAL CONTRACTORS**

NEWSLETTER

AUGUST 2010

EDITION #58

MESSAGE FROM THE CHAIR

When I was informed that I was nominated to the Governor of North Carolina for a seat on the North Carolina State Board of Examiners of Electrical Contractors, I was much honored. I was then told that I would be the first woman appointed to the Board, I then began to feel anxious. I knew from past experiences in my industry that I had a responsibility as a professional and for all women to set a standard as a member of this Board.

On my first day on the Board, Curtis Kennedy's, {Past Board Chair, director and member} last day on the Board, he told me what an honor it was going to be for me to serve on this distinguished Board. He stated to "Always be truthful and let wisdom guide you..." Mr. Kennedy's demeanor and words resonate in my mind every day.

At the NCAEC meeting, as first woman chairman, I spoke to the members. I told them what Mr. Kennedy said to me and it has guided me in my decisions. I was not a licensed Electrician, but have been in construction and maintenance for thirty years and knew one thing to be true, "that building contractors got you there, but electrical contractors kept you there."

In our General Statutes of North Carolina 87-39 (f), Before entering upon the performance of his/her duties hereunder, each member of the Board shall take and file with the Secretary of State an oath in writing to properly perform the duties of his/her office as a member of the Board, and to uphold the Constitution of North Carolina and the Constitution of the United States.

To all the Licensed Electrical Contractors of North Carolina, I truly am honored with this position and my sincere appreciation to my fellow board members for putting their trust in me.

Have a wonderful and safe summer. Remember if we can assist any of you at any time, please don't hesitate to inform us.

Donna Reid Baxter, Chairperson

DONNA BAXTER ELECTED BOARD CHAIR

Donna Baxter was elected Chair of the NC State Board of Examiners of Electrical Contractors during its Regular Fourth Quarter Board Meeting held June 3, 2010 in Raleigh, NC.

Governor Easley appointed Ms. Baxter to the Board in June 2007 for a term expiring June 30, 2014. Ms. Baxter is the Governor's public member appointee representing the interest of the public at large pursuant to NCGS 87-39. She is the first woman appointed to the Board.

Ms. Baxter has worked over thirty years in construction and maintenance areas, currently serving as Director of Physical Plant at Brunswick Community College. She served for four years as Chairman of the Brunswick County Board of Education and also served for four years as a Boiling Springs Lake Commissioner.

Ms. Baxter resides in Boiling Springs Lake.

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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Website: www.ncbeec.org
Beverly Perdue, Governor

BOARD MEMBERS

Donna Baxter, **Chairperson**
Boiling Springs Lake, NC
Gray Bryant, **Vice Chairman**
Mt. Airy, NC

Tim Bradley
Raleigh, NC
Julian R. Burns
Charlotte, NC
Dr. Jim Clark
Burlington, NC
Don Harrison
Fayetteville, NC
Dr. John C. Kelly, Jr.
Greensboro, NC

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Enforcement Coordinator
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Applications & Investigations
Robert C. Bissette
Administrative Program Assistant-
Continuing Education & Licensing
Tonya M. Lynch
Administrative Program Assistant-
Reception & Licensing
Epsie D. Stevens
Records Manager

NEW BOARD MEMBER APPOINTED

Governor Beverly Perdue has appointed Dr. John C. Kelly, Jr. to the State Board of Examiners of Electrical Contractors succeeding Dr. Tony L. Mitchell. Dr. Kelly's term will expire June 30, 2016.

He is the Governor's appointee from the faculty of the Greater University of North Carolina who teaches or does research in the field of electrical engineering pursuant to NCGS 87-39.

Dr. Kelly is the Chairman of the Electrical and Computer Engineering Department at North Carolina Agricultural and Technical State University's (NC A&T) College of Engineering in Greensboro, North Carolina. He has served in that role for the past ten years and has been at the university since 1992.

Dr. Kelly is an electrical engineering graduate of the University of Delaware, Newark, Delaware. He earned his Bachelor's of Science and doctorate in 1981 and 1988, respectively. After completing his studies he joined AT&T Bell Laboratories in Allentown, Pennsylvania as a Member of Technical Staff. While there, he developed integrated circuits for telephony, high-speed local area networks, and image compression.

Dr. Kelly joined NC A&T in 1992 as its first Associate Dean for Graduate and Research Programs in the College of Engineering. His efforts were focused on establishing the first doctoral programs, the Ph.D. in Electrical Engineering and the Ph.D. in Mechanical Engineering. Dr. Kelly's research focuses on communication systems, high speed digital architecture, and engineering education.

Dr. Kelly is married to the former Vanessa J. Brown of Newark, DE. They have two sons and live in Greensboro, NC.

TERM EXPIRES FOR BOARD MEMBER

The term of Dr. Tony Mitchell as a member of the State Board of Examiners of Electrical Contractors has recently expired.

Dr. Mitchell served on the Board from 2004-2010.

The Board greatly appreciates the outstanding contributions made by Dr. Mitchell to the electrical industry and the citizens of North Carolina.

OFFICERS ELECTED

During its June, 2010 Regular Fourth Quarter Board Meeting, the Board elected officers to serve July 1, 2010 through June 30, 2011 as follows:

CHAIR: DONNA BAXTER **VICE CHAIR:** GRAY BRYANT
SECRETARY-TREASURER: ROBERT L. BROOKS, JR.

COMMITTEES APPOINTED

Donna Baxter, Board Chair, has appointed Board Committees for the 2010-2011 fiscal year as follows:

FINANCE COMMITTEE: To review the Board's finances and accounting reports and records; to review the State Auditor's annual report; to review general fund and capital budgets and recommend annual fees to fund these budgets; to review proposed budget adjustments; to review and recommend staff salaries and benefits; to review and evaluate office equipment and improvements needs; to make recommendations to the Board on all matters of finance; and to perform any other Board assignment in the area of finances.

Three members of the Board: Dr. Jim Clark, Chair, Gray Bryant and Dr. John Kelly.

RULES COMMITTEE: To periodically review the Board's general rules and regulations and the Board's rules and regulations for special restricted license classifications and to develop and recommend amendments to existing rules or new rules deemed necessary for the Board's implementation and administration of the North Carolina Electrical Contracting Licensing Act.

Three members of the Board: Gray Bryant, Chair, Dr. Jim Clark and Don Harrison.

APPLICATION AND CONTINUING EDUCATION COMMITTEE:

(APPLICATION) To review and evaluate questionable applications for examinations and/or licenses, including appeals from any applicant dissatisfied with any decision of the Board's staff regarding such applicant's application; and to perform any other Board assignment in the area of examination or license applications.

(CONTINUING EDUCATION) To periodically review the Board's rules and policies for continuing education and to develop and recommend amendments to existing rules and policies or new rules and policies deemed necessary to administer the Board's continuing education program.

Three members of the Board: Tim Bradley, Chair, Julian Burns and Dr. John Kelly.

EXAMINATION COMMITTEE: To develop examination specifications, scope and questions for the various classifications of examinations; to develop examination administration and grading procedures; to review and evaluate all examination content and materials; to evaluate the examination programs of other states; to review and recommend for Board approval all examinations to be administered by the Board; and to perform any other Board assignment in the area of examinations.

Three members of the Board: Julian Burns, Chair, Tim Bradley and Don Harrison.

DISCIPLINARY COMMITTEE: To review and make preliminary determinations of charges of violations presented to the committee by staff; to recommend that charges be dismissed as unfounded or trivial; to issue notices of violations, including reprimands and assessments of civil penalties; to recommend to the Board that civil or other penalties be imposed or that compromises be accepted; and to perform any other Board assignment in the area of disciplinary matters.

Two members of the Board: Don Harrison, Chair and Gray Bryant.

RECIPROCITY AGREEMENT

The Board is pleased to announce that a Reciprocal Agreement has been adopted with the *Ohio Construction Industry Licensing Board*. The Agreement, effective April 6, 2010, provides for the waiver of examination for eligible licensees applying for a license in the other State.

Under the agreement, North Carolina unlimited licensees are eligible to apply to the Ohio Construction Industry Licensing Board for an Ohio electrical commercial contractor's license and Ohio electrical commercial contractor licensees are eligible to apply to the North Carolina Board of Examiners of Electrical Contractors for an unlimited license.

North Carolina unlimited licensees interested in obtaining an Ohio electrical commercial contractor's license under this agreement should contact the Ohio Construction Industry Licensing Board, 6606 Tussing Road, P. O. Box 4009, Reynoldsburg, OH 43068-9009 or www.com.ohio.gov/dico/OCILB.aspx
(614) 644-3493 Telephone
(614) 728-1200 Fax

For your reference, the North Carolina Board of Examiners of Electrical Contractors also has Reciprocal Agreements with the following states:

Alabama, Florida, Georgia, Louisiana, Mississippi, South Carolina, Virginia and West Virginia

YOUR BOARD STAFF

You are invited to contact our office for any assistance or services that we may provide. Someone is ready to assist you Monday through Friday, 8:30 a.m. – 5:00 p.m. Most applications are processed the same day it is received in our office. Following is a list of office staff and the areas for which they are responsible.

(919) 733-9042 main number

Ms. Tonya Lynch, Administrative Program Assistant-Reception and Licensing, ext. 200
Initial license following passed examination, name/address changes, license upgrades, publication purchase

Mr. Robbie Bisette, Administrative Program Assistant – Continuing Education and Licensing, ext. 204
Continuing education credits, license renewals

Ms. Michelle Ames, Administrative Program Assistant – Exam Applications and Investigations, ext. 206
Exam applications, exam review, administrative assistance for investigations

Mrs. Epsie Stevens, Administrative Program Assistant – Reciprocity and records management, ext. 209

Mrs. Mary Higgins, Office Manager, ext. 205

Mr. William Al Parris, Continuing Education and Exam Manager/Enforcement Coordinator, ext. 203

Mr. Robbie Brooks, Executive Director, ext. 202

2009 CONTINUING EDUCATION INSTRUCTOR OF THE YEAR

The Board presented **Mr. Jeffrey James Rodriquez** the 7th Annual Continuing Education Instructor of the Year award at the North Carolina Electrical Institute Meeting on April 6th, 2010.

Through the years Jeff has been a consistent resource for our industry, serving as an educator and mentor to many electricians, contractors and inspectors. Jeff is the Electrical Code Consultant and Instructor for JCR Productions Inc. where he continues to offer Electrical Continuing Education courses for 25 years. Jeff's courses are an asset to those in the industry and those who seek quality continuing education services. The courses are approved by the NC State Board of Examiners of Electrical Contractors.

Jeff started his career in the electrical industry in 1972 working for Blackwell & Ray Electrical Company in Fayetteville, NC. Jeff is an Unlimited Qualified Individual that holds an Unlimited License as JCR Electrical Services from the NC State Board of Examiners of Electrical Contractors and is a Master Electrician in 38 different jurisdictions across the nation.

He has served as Chief Electrical Inspector for the Town of Apex in 1979 and was the Field & Examinations Supervisor for the NC State Board of Examiners of Electrical Contractors from August of 1984 till December of 1986. Jeff has also served as a Contributing Editor for several electrical trade publications including EC&M.

He has 38 years of experience in the electrical field, with 24 years as a licensed Electrical Contractor. Jeff has attended NC State, Duke and UNC and since has been used for his professional services as an electrical code consultant at all of these Universities. He occasionally serves as an expert witness for electrical related court cases.

Mr. Rodriquez has a wife, Carol and has one daughter, Kelly Rodriquez, and one son, Aaron Rodriquez.

The Board would like to express their appreciation and gratitude to Mr. Rodriquez for his continued dedication and service as an instructor for the Board's Continuing Education Program and wish him continued success in the electrical industry.

Jeff joins an elite class of past recipients of this award. Past recipients include:

2003 – Lloyd Harold Maynard
2004 – Don Allen Hursey
2005 – Albert Thomas Russell
2006 – Robert Ivy Gossett
2007 – William Gerald Harvell
2008 - Wiley Ray Hardee

To cast your vote for the 2010 Continuing Education Instructor of the Year Award, please look for the ballot on the Board's website at www.ncbeec.org under Continuing Education.

REPORT ON ACTIVE LICENSES: JULY 12, 2010

Unlimited	3225	SP-PH.....	317
Limited	8044	SP-EL.....	46
Intermediate	518	SP-ES.....	57
SP-SFD	493	SP-SP.....	13
SP-FA/LV	867	SP-WP	40
Total Licenses	13,620		

ONLINE RENEWALS.... TRY IT, YOU'LL LIKE IT!!!

The Board would like to strongly encourage licensees to renew your license online. Electronic renewals are the most efficient way to renew and we hope everyone will take advantage of this process. If you have an email address on file, you will receive an email renewal notice from the Board instead of a paper renewal. Follow the steps below to renew online from the email which is sent to you:

1. The email shows your license number and the date your license will expire. If you have not completed your continuing education, it must be completed and sent to the Board by the license expiration date.
2. Click on the link that says "Check Your Continuing Education Credits Here". By clicking on this link, you will be able to view exactly how many continuing education credits you have completed to renew your license. It shows both classroom and non-classroom hours which have been accumulated for up to 3 years.

The email includes a unique user name and password. These are required to log in to renew your license when you click "Renew Now".

3. After you have checked your continuing education credits and you know you have completed the required hours needed for renewal, simply click on the link that says "Renew Now". By clicking on this link, it will take you to the license renewal link where there are questions to be answered just like the questions on the paper renewals. After all the questions are answered, you pay for the renewal with a Visa or MasterCard and you are finished. At the end of the renewal process, you can print a receipt for your records. By clicking on "Finish Renewal", you will see that your certificate will be mailed within a few days after your renewal is complete.

Your renewal is now complete and it is done without the Board having to print a renewal form, mail the renewal form, or you having to return the renewal by mail which is taking the chance it will get lost in the mail. Renewing your license by email helps keep our costs down which in turn could help to keep the license fees from increasing. If you have an email address and you would like to start renewing your license online, please give us a call at the Board's office at 919-733-9042 and we will be happy to update your email address for you. It is a simple process.

Thanks to all you licensees who have completed the renewal process by email. We appreciate your help and hopefully you found it to be a good experience. As always, if you experience any kind of trouble or have any questions, we are here to help you.

DATES AHEAD

2010 NCAEC ELECTRICAL APPRENTICE CONTEST

The 3rd Annual NCAEC Electrical Apprentice Contest will be held September 24, 2010 at the Greensboro Coliseum, Greensboro, NC. For detailed information, contact the NCAEC Office, Telephone 336-854-8354.

2010 IAEI SOUTHERN SECTION MEETING

The International Association of Electrical Inspectors (IAEI) will hold its Annual Southern Section Meeting at the **Savannah Marriott Riverside Hotel, Savannah, Georgia**, October 10-13, 2010. For detailed information, contact Roger McDaniel 770-603-5390.

2010 ELECTRICAL APPRENTICE CONTEST

The 26th Annual Electrical Apprentice Contest will be held October 20, 2010 at the NC State Fairgrounds. For detailed information, contact the NCDOL Apprenticeship and Training Bureau, Telephone 919-733-7533.

Examinations Report: July 1, 2009 - June 30, 2010

Applications Received and Evaluated..... 1,283

Applications Approved for Examination 1,140

Examination Classification	Examinees	Passed	Pass %
Unlimited	255	95	37%
Intermediate	59	23	38%
Limited	388	157	40%
Single Family Dwelling	80	27	33%
<i>Special Restricted</i>			
Elevator	10	5	50%
Plumbing & Heating	87	43	49%
Water Well Pump	4	1	25%
Electric Sign	3	1	33%
Fire Alarm/Low Voltage	48	31	64%
Swimming Pool	1	1	100%
TOTALS	1,016	435	42%

2011 NATIONAL ELECTRICAL CODE

As with previous NEC editions, it is anticipated that the North Carolina State Building Code Council will adopt the 2011 National Electrical Code as the State Electrical Code effective June 1, 2011. With this effective date, the Board's qualifying examinations will be based on the 2008 National Electrical Code until June 30, 2011. ***Effective July 1, 2011, the Board's examinations will be based on the 2011 National Electrical Code.***

The Board has ordered a supply of the 2011 National Electrical Code book (soft-bound cover) at a special prepublication price. We expect delivery of the code books in September/October 2010. The code books are available to examinees, licensees, inspectors and others who may wish to purchase copies at discounted prices.

The Board's 2011 National Electrical Code book price schedule is as follows:

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

PRICES INCLUDE SALES TAX, SHIPPING & HANDLING

This is a substantial discount off the NFPA list price of \$85.00 per copy + \$8.95 S&H charge. You can expect delivery in September/October 2010.

Ordering Information

www.ncbeec.org click on Book Store link and click on 2011 National Electrical Code

Order Form for the 2011 National Electrical Code is included in this Newsletter.

LICENSING REQUIREMENTS FOR ELECTRICAL WORK ON RENTAL PROPERTIES

The Board has received a number of inquiries as to the license requirements for electrical work on rental properties such as beach cottages, apartments, condominiums and the like. The purpose of this article is to provide information.

It is not legal or safe for investors or property managers to use unlicensed persons to perform electrical work. The law is set out below. Also, investors and real estate agents risk significant personal liability when they choose unlicensed people to perform electrical work. What will a jury do if people are injured or property damaged because someone chose an unlicensed person? Will the insurance company deny coverage for the loss?

NCGS 87-43 requires that a license as an electrical contractor be obtained by any person "... engaging or offering to engage in the business of installing, maintaining, altering or repairing any electric work wiring devices, appliances or equipment." There is no exception for property intended for rent, lease, sale or gift. Thus, a licensed electrical contractor must install, maintain, alter or repair as well as contract to install, maintain, alter or repair the electrical work on rental properties such as beach cottages, apartments, condominiums and the like.

Any firm with a limited, intermediate or unlimited license as is described can perform the work. Additionally, the holder of a SP-SFD (Special Restricted Single Family Dwelling) license is permitted to perform this work in single family detached residential dwellings.

It is easy to check a license before hiring. To verify a license, simply visit the Board website at www.ncbeec.org and click on "Find a Licensed Contractor". The licensing law and Board rules can also be found on the Board website. Click on "Laws & Rules" link.

Please contact your local Field Representative or the Board office if you have any questions or assistance is needed.

Northeast – Jesse Skinner	252-243-5397	Piedmont – Max Thompson	919-563-9535
Southeast – Roy Wilson	910-567-4909	Western – Robert Lawson	336-977-6792
Enforcement Coordinator – Al Parris		919-733-9042 ext. 203	

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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 and website 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.

Mail Completed Form to: State Board of Examiners of Electrical Contractors
P. O. Box 18727, Raleigh, NC 27619

(Please print or type) Name _____

License Number _____ Business Name _____

Business Mailing Address _____ City _____ State _____ Zip Code _____
(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 Code _____

ORDER FORM
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 _____

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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 _____

**ANNUAL REPORT OF STATE BOARD OF EXAMINERS OF ELECTRICAL CONTRACTORS
FISCAL YEAR JULY 1, 2009 – JUNE 30, 2010**

Number of persons who applied to Board for examination	1,283
Number of applications returned to sender because they were not duly filed	143
Number who were refused examination	0
Number who cancelled or withdrew application	267
Number who took examination	1,016
Number to whom initial licenses were issued (including reciprocity)	511
Number who applied for licenses by reciprocity or comity	166
Number who were granted licenses by reciprocity or comity	166
Number of licenses terminated for any reason other than failure to pay the required renewal fee (Deceased during 2009-2010 fiscal year)	13
TOTAL number of active licenses as of 6/30/2010	13,807
COMPLAINT REPORT RECEIVED DURING JULY 1, 2009 – JUNE 30, 2010	
Complaints Received:	
Board Staff	42
Case Reopened	0
Verbal/In Person	6
Written/Complaint Form	266
TOTAL	314
Complainant:	
Boards Staff	63
Concerned Citizen	41
Inspector	93
Licensee	51
Owner	64
State Agency	2
TOTAL	314
Complaints Registered Against:	
Licensee	142
Non-licensee	172
TOTAL	314
Alleged Issues: (One complaint may be listed in more than one category)	
Contractual / Financial Dispute	17
Criminal Convictions	22
Electrical Code Violations	27
Other	7
Permit - Inspections	29
Violation of Laws and Rules	212
Resolutions: (One complaint may be listed in more than one category)	
Unknown (Open Cases)	63
Informal Inquiry – Satisfactorily Resolved	8
Licensee - Dismissed	35
Licensee – Permit or Verbal Warning	21
Licensee – Reprimand, Probation, Civil Penalty	34
Licensee – Suspension or Revocation	3
Non – Licensee Warning	117
Non – Licensee Court Action	3
Non – Licensee Dismissed	28
TOTAL RESOLVED	203
TOTAL PENDING	111
TOTAL COMPLAINTS	314

RECENT DISCIPLINARY ACTION TAKEN BY THE BOARD

COURT CASES

CASE FILE NUMBER: 2009-169 & 2009-173

NON-LICENSEE: Johnny McKinney

ADDRESS: 500 Benson Drive
Apartment A-1
Tarboro, NC 27886

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

COURT ACTION: Civil action instituted in Edgecombe County Superior Court resulting in the entry of a Court Order on November 4, 2009 whereby Johnny McKinney, Individually and d/b/a C & J Mobile Home 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 4, 2009

CASE FILE NUMBER: 2008-254 & 2009-89

NON-LICENSEE: Michael David Cunningham

ADDRESS: 1272 Oak Hill Road
Morganton, NC 28655

VIOLATION: Engaging in the business of electrical contracting without license in violation of Court Order.

COURT ACTION: Court action instituted in Catawba County Court resulting in entry of Order of Contempt on August 31, 2009, finding Mr. Michael David Cunningham and Carolina Electric guilty of two counts of criminal contempt of a permanent injunction judgment dated March 25, 2002. The Court found that Defendant had been found guilty of Contempt of Court on two previous occasions, March 18, 2003 and March 15, 2006. The Court sentenced Defendant to 30 days incarceration for each of the two separate offenses for total of 60 consecutive days to be served in the Catawba County Jail in the custody of the Sheriff of Catawba County, or with the North Carolina Department of Correction. The Court directed that 30 days of the jail sentence set forth be suspended on the condition of Defendant's compliance with the following conditions:

(a) Defendant serve 30 days served consecutively in the Catawba County jail, or in the alternative, in the custody of the North Carolina Department of Corrections, with said time not to run concurrently with any sentences from other orders; and

(b) Defendant refrain directly or indirectly from any future violation of the March 25, 2002 Permanent Injunction Judgment.

The Court further ordered in the event Defendant fails to comply with these conditions he shall be taken into custody to serve the second 30 days of jail time. Mr. Cunningham was taken into custody by the Department of Correction.

EFFECTIVE DATE: August 31, 2009

NOTICE OF VIOLATIONS

CASE FILE NUMBER: 2009-167

LICENSEE: Marvin Adolph Cooper

ADDRESS: 4160 Adcock Road
Enfield, NC 27823

LISTED QUALIFIED INDIVIDUAL:

Marvin Adolph Cooper

LICENSE NUMBER: 17245-SP-SFD

VIOLATION(S): Violated General Statute 87-47 (a1) (1), (5), (6) and (7) in that the firm:

(a) exceeded the scope of firms Special Single Family Dwelling license by bidding and was awarded a contract to install electrical wiring in the Weeping Mary Missionary Baptist Church located at 4205 NC Highway 111 North, Tarboro, NC;

(b) subcontracted with Carl Wayne Cousar, Cousar Electrical Company, License #19582-L to rough-in and complete the electrical project; and

(c) operated business in the name of Cooper's Electric, Plumbing, Heating & Appliance Service and failed to operate all electrical contracting business in the name as licensed by the Board, Marvin Adolph Cooper.

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

(1) Marvin A. Cooper commit no violation of Article 4, Chapter 87 of the General Statutes or the Rules promulgated by the Board;

(2) have written contracts or proposals signed by licensee and customer for all projects over \$100.00 for which licensee is responsible;

(3) obtain permits as required for each contract prior to commencement of work, retain a copy of the permit in 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

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

(5) utilize no personnel on any job except;

(a) persons receiving a IRS Form W-2 from the licensee;

(b) an employee of both the licensee and a labor supplier such as Manpower, Tradesman, Work Force, etc.;

(c) utilize only IRS Form W-2 employees of the licensee as qualifiers, job superintendents or foremen;

(6) subcontract no jobs to other licensed electrical contractors;

(7) take steps to assure that a person holding qualification license from Board visit every job prior to every inspection request; and

(8) maintain records detailing and documenting Marvin A. Cooper 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.

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

EFFECTIVE DATE: February 25, 2009

CASE FILE NUMBER: 2009-178

LICENSEE: Barry McLamb

ADDRESS: P.O. Box 10968
Wilmington, NC 28404

LISTED QUALIFIED INDIVIDUAL:

Barry Joel McLamb

LICENSE NUMBER: 26338-L

VIOLATION(S): Violated General Statute 87-47 (a1) (2), (3), (6), (7) and Rule .0402(b) in that the firm:

(1) peddled license by obtaining a permit to wire renovations at 609, 611, 613 and 615 N. 30th St., Wilmington and allowing unlicensed individuals to perform the electrical wiring; and

(2) operated an electrical contracting business (Coastal Electric, Inc.) in a name other than that issued by the Board (Barry McLamb).

BOARD ACTION: The Board, acting through its staff, proposed license suspension for a period of six (6) months followed by two (2) years probation with revocation of license and the right to serve as a listed qualified individuals 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) maintain an organized list of all electrical contracts;

(4) properly supervise and direct all employees and projects.

(5) complete 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 prior to license being reactivated.

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

EFFECTIVE DATE: February 25, 2010

CASE FILE NUMBER: 2009-200

LICENSEE: McDonald's Electrical Services of Rock Hill SC

ADDRESS: P. O. Box 1939
Fort Mill, SC 29716

LISTED QUALIFIED INDIVIDUAL:

Richard D. McDonald Jr.

LICENSE NUMBER: 18820-U

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

Listed Qualified individual and firm failed to obtain the required inspections for the rough-in of electrical wiring for a detached garage on a project at located at 1227 Coddington Place in Charlotte, NC. The electrical wiring was covered over without being inspected and approved by the local inspection department that cost the home owner five hundred dollars (\$500.00) for additional installation expense.

BOARD ACTION: The Board, acting through its staff, proposes a reprimand upon Richard D. McDonald Jr., McDonald's Electrical Services of Rock Hill SC and firm is to reimburse the home owner five hundred dollars (\$500.00) for the additional installation expense incurred.

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

EFFECTIVE DATE: February 25, 2010

CASE FILE NUMBER: 2009-232

LICENSEE: Patrick Andrew Horton

ADDRESS: 3629 Wickersham Way
Raleigh, NC 27604

LISTED QUALIFIED INDIVIDUAL:

Patrick Andrew Horton

LICENSE NUMBER: 25442-L

VIOLATION(S): Violated General Statute 87-47 (a1) (6) in that the firm: Engaged in misleading advertising by operated firm as Atomic Electric which is a different name in which is listed with Board's records. Records show firm name was Patrick Andrew Horton.

RECENT DISCIPLINARY ACTION TAKEN BY THE BOARD

BOARD ACTION: The Board, acting through its staff, proposed the imposition of a written reprimand upon qualified individual and firm.

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

EFFECTIVE DATE: June 3, 2010

CASE FILE NUMBER: 2009-237

LICENSEE: J & E Electric of South Carolina Inc

ADDRESS: 5066 Drake Pond Lane
Rock Hill, SC 29732

LISTED QUALIFIED INDIVIDUAL:

Joseph C Daniels

LICENSE NUMBER: 27147-U

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

Engaged in an electrical contracting project located at 280 S. Mangum Street, Durham, NC having a value in excess of the \$110,000 limitation of his Intermediate license. License was upgraded September 11, 2009 to an Unlimited Status.

BOARD ACTION: The Board, acting through its staff, proposed a reprimand and civil penalty of one thousand dollars (\$1,000.00) and one (1) year probation on condition that there are no further violations 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 25, 2009

CASE FILE NUMBER: 2009-242

LICENSEE: Delta Systems of Americas Inc.

ADDRESS: 9700 Research Drive
Suite#139
Charlotte, NC 28262

LISTED QUALIFIED INDIVIDUAL:

Carlos A. Gancedo

LICENSE NUMBER: 27944-U

VIOLATION(S): Violated General Statute 87-47 (a1) (7) and Title 21 NCAC 18 B .0907 (c) and .0908 (c) in that the firm:

- (a) failed to have an unlimited qualified person on active duty to supervise the business operation; and
- (b) listed qualified individual failed to be on regular active duty.

BOARD ACTION: The Board, acting through its staff, proposes a reprimand and a civil penalty of one thousand dollars (\$1,000.00). Any further violation of these items will result in further action of the Board.

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

EFFECTIVE DATE: February 25, 2010

CASE FILE NUMBER: 2009-264

LICENSEE: Peace of Mind Communications

ADDRESS: 3127 F 1 Calvary Drive
Raleigh, NC 27604

LISTED QUALIFIED INDIVIDUAL:

Calvin Eric Dae

LICENSE NUMBER: 19263-SP-LV

VIOLATION(S): Violated General Statute 87-47 (a1) (2), (3), (5) and (7) in that the firm:

(1) Calvin Eric Day d/b/a Peace of Mind Communications assisted Jerry C. Creech d/b/a Jerry C. Creech & Associates Inc., non-licensee and is not a bona fide employee of Peace of Mind Communications, in repairing, servicing and inspecting the Fire Alarm System installed in the Brothers Cleaners building located 5020 Atlantic Avenue, Raleigh, NC.

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

- (1) Calvin Eric Dae commit no violation of Article 4, Chapter 87 of the General Statutes or the Rules promulgated by the Board; and
- (2) attend and pass an approved Contractors Educational Course provided by Contractors Education Services LLC/Umpire Technologies Group Inc.

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

EFFECTIVE DATE: February 25, 2009

CASE FILE NUMBER: 2009-284

LICENSEE: Ameresco Inc.

ADDRESS: 111 Speen Street
Suite 410

Framingham, MA 01701

LISTED QUALIFIED INDIVIDUAL:

Peter N. Christakis

LICENSE NUMBER: 25049-U

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

- (a) sub-contracted electrical wiring to a non-licensed company;
- (b) was negligent using improper contracting practices;
- (c) failed to give any supervision on the jobsite, and
- (d) failed to get proper electrical permits from the AHJ, before starting the work.

BOARD ACTION: The Board, acting through its staff,

RECENT DISCIPLINARY ACTION TAKEN BY THE BOARD

proposes a reprimand and a civil penalty of one thousand dollars (\$1,000.00) and one (1) year probation, with one (1) year suspension of license and the right to serve as a listed qualified individuals 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 promulgated by the Board
There was no objection from the licensee and the Board concurred in the action of staff.

EFFECTIVE DATE: February 25, 2010

CASE FILE NUMBER: 2009-290

LICENSEE: BCH Development Company LLC

ADDRESS: 1421 E. Broad Street
Suite 318

Fuquay Varina, NC 27526

LISTED QUALIFIED INDIVIDUAL:

Salvatore Francis Catalano

LICENSE NUMBER: 23548-L

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

(a) engaged in electrical contracting work on job site located 3308 Poole Road, Raleigh, NC that exceeded the scope of his limited electrical contractor license;

(b) continued to engage in electrical contracting work on job site located 3308 Poole Road, Raleigh, NC after his limited electrical contractor license expired;

(c) installed electrical wiring on job site located 3308 Poole Road, Raleigh, NC that contained electrical code violations; and

(d) failed to renew his limited electrical contractor license by expiration date established by the Board, six of nine consecutive years.

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

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

(b) attend Board approved Contractors Educational Course provided by Contractors Education Services LLC/Umpire Technologies Group Inc. and present evidence of a passing score by November 30, 2010.

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

EFFECTIVE DATE: February 25, 2010

CASE FILE NUMBER: 2009-309

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) (1), (3), (5) and (7) in that the firm:

(a) continued operating its electrical contracting business at multiple locations with expired license;

(b) used workers that were not bona fide employees of Maccripine Electric Service; and

(c) failed to inform the Board of a change of address and telephone number.

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

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

(b) attend Board approved Contractors Educational Course provided by Contractors Education Services LLC/Umpire Technologies Group Inc. and present evidence of a passing score by September 30, 2010.

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

EFFECTIVE DATE: February 25, 2010

CASE FILE NUMBER: 2010-7

LICENSEE: William S. Adams

ADDRESS: PO Box 754
Bridgeton, NC 28519

LISTED QUALIFIED INDIVIDUAL:

William Silas Adams

LICENSE NUMBER: 16162-L

VIOLATION(S): Violated General Statute 87-47 (a1) (2), (3), (5) and (7) in that the firm:

(a) gave permission to Rodney Earl Cox (Non Licensee) to present to the County of Craven Building Inspections clerk a notarized statement saying that Rodney Earl Cox is working under Electrical Contractor License for William S. Adams license #16162-L;

(b) acquired an Electrical Permit from Craven County Inspections for electrical work that was performed by Rodney Earl Cox in a mobile home located 870 Ward Road, Grifton, NC;

RECENT DISCIPLINARY ACTION TAKEN BY THE BOARD

(c) aided and abetted and unlicensed person, Rodney Earl Cox, to engage in electrical contracting. Rodney Earl Cox is not a bona fide employee of William S. Adams; and

(d) failed to inform the North Carolina Board of Examiners of Electrical Contractors of misdemeanor conviction dated October 25, 2004 by Court Case Number "04CR 005806".

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

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

(b) William Silas Adams voluntarily surrender his electrical contractor license and qualifications until the civil penalty is paid; and

(c) probation will begin on date the Civil Penalty is paid. There was no objection from the licensee and the Board concurred in the action of staff.

EFFECTIVE DATE: June 3, 2010

CASE FILE NUMBER: 2010-14

LICENSEE: J. C.'s Electric Service Inc.

ADDRESS: P. O. Box 381
Knightdale, NC 27545

LISTED QUALIFIED INDIVIDUAL:

Jerry Carl Byrd

LICENSE NUMBER: 8311-U

VIOLATION(S): Violated General Statute 87-47 (a1) (1), (5), (6), (7) and General Statute 153A-357 in that the firm:

(a) did not acquire a required Town of Zebulon electrical permit to engage in any electrical contracting work at 715 North Church Street, Zebulon, NC 27592;

(b) installed a size #2 Aluminum SE cable rated 75 Amperes to serve a new four stage on demand water heater that required 116 amperes;

(c) installed a 125 ampere overcurrent device on a size #2 Aluminum SE cable rated 75 Amperes to serve a new four stage on demand water heater that required 116 amperes;

(d) did not properly identify an equipment ground wire in electrical sub panel serving new four stage on demand water heater; and

(e) have records by the North Carolina Department of the Secretary of State that reveal J.C.'s Electric Service, Inc. was administratively dissolved.

BOARD ACTION: The Board, acting through its staff, proposes a reprimand two (2) year probation, with one (1) year suspension of license and the right to serve as a listed qualified individuals on any license issued by the Board in the event of failure to comply with the following conditions:

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

(b) Jerry Carl Byrd must attend a 40 hour Level 1 Electrical Inspector Course and receive a passing score by October 31, 2010.

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

EFFECTIVE DATE: June 3, 2010

CASE FILE NUMBER: 2010-33

LICENSEE: Reynolds & Sons Electric

ADDRESS: 373 Saint David Road
Creswell, NC 27928

LISTED QUALIFIED INDIVIDUAL:

Benjamin Dwight Reynolds

LICENSE NUMBER: 7526-L

VIOLATION(S): Violated General Statute 87-47 (a1) (1), (3), (5), (6), (7) and Board Rule .0306 and .0402 (B) in that the firm:

(a) continued operating electrical contracting business with an expired license;

(b) aided and abetted Horace Edison Woodley, Woodley's Mastercare, an unlicensed person and firm, to engage in the business of electrical contracting without a license;

(c) was paying workers on IRS Form 1099 rather than IRS Form W-2 for bona fide employees; and

(d) failed to operate business in the same name as listed on the Board's records. Firm operated in name RR&D Electric Inc. d/b/a Reynolds & Son Electric.

BOARD ACTION: The Board, acting through its staff, proposed a reprimand, civil penalty of five hundred dollars (\$500.00) 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:

(1) Benjamin Dwight Reynolds commit no violation of Article 4, Chapter 87 of the General Statutes or the Rules promulgated by the Board;

(2) (2) attend and present evidence of a passing grade by November 30, 2010 a Board approved Contractors Educational Course provided by Contractors Education Service, LLC/Umpire Technologies Group Inc;

RECENT DISCIPLINARY ACTION TAKEN BY THE BOARD

(3) have written contracts or proposals signed by licensee and customer for all projects for which licensee is responsible;

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

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

(6) utilize no personnel on any job except;

(a) persons receiving a IRS Form W-2 from the licensee;

(b) an employee of both the licensee and a labor supplier such as Manpower, Tradesman, Work Force, etc;

(c) utilize only IRS Form W-2 employees of the licensee as qualifiers, job superintendents or foremen;

(7) subcontract no jobs to other licensed electrical contractors;

(8) take steps to assure that a person holding qualification license from Board visit every job prior to every inspection request; and

(9) maintain records detailing and documenting 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.

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

EFFECTIVE DATE: June 3, 2010

CASE FILE NUMBER: 2010-43

LICENSEE: Solar Tech South LLC

ADDRESS: 1119 US 15-501 Hwy S
Chapel Hill, NC 27517

LISTED QUALIFIED INDIVIDUAL:

Theodore Michael Kania

LICENSE NUMBER: 26559-L

VIOLATION(S): Violated General Statute 87-43.3 and 87-47 (a1) (7) in that the firm:

Contracted and installed an electrical solar photovoltaic system at Chapel Hill Tire located at 201 W. Main Street, Carrboro, NC for which the contact price exceeded firm's license limitation of forty thousand dollars (\$40,000.00).

BOARD ACTION: The Board, acting through its staff, proposed a reprimand and a civil penalty of one thousand dollars (\$1,000.00) and one (1) year probation. The specific condition of probation is:

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

There was no objection from the licensee and the Board

concurred in the action of staff.

EFFECTIVE DATE: June 3, 2010

ORDERS

CASE FILE NUMBER: 2007-292

LICENSEE: Highland Electric

ADDRESS: 318 Jake Storle Rd.
Boone, NC 28607

LISTED QUALIFIED INDIVIDUAL:

Charles Warren Bentley

LICENSE NUMBER: 25023-L

VIOLATION(S): Mr. Bentley requested reinstatement of license:

1. Respondent made application to renew license in April 2007 and disclosed a criminal conviction. The renewal was deferred pending review by the Disciplinary Committee.

2. The staff presented evidence of a conviction of Third Degree Burglary in South Carolina based on occurrences on August 10, 2006. Incarceration ended approximately September 2007.

3. Respondent presented his explanation and the Committee found the explanation was different in material respects from the explanation offered with the application.

4. The Committee reviewed prior renewal application and the criminal record of Respondent and found the prior denials of criminal conduct were false.

5. On November 26, 2007, the Disciplinary Committee issued a Recommended Order that was provided to Respondent and Respondent did not object.

6. On December 13, 2007, the Board issued its Final Order in the matter as follows:

A. That the license of Respondent firm and the status of Respondent, Charles Warren Bentley, as a qualifying individual not be renewed or reinstated for twenty-four (24) months.

B. That respondent reappears before the Committee after twenty-four (24) months to request reinstatement.

C. That respondent has no convictions other than minor traffic offenses during the next twenty-four (24) months.

7. On December 10, 2009, respondent submitted application to reactivate license, \$75.00 money order, verification of sixteen (16) hours of continuing education and letters dated October 28, 2009 and December 2, 2009. In the letter of December 2, 2009, respondent disclosed a driving while license revoked conviction on July 23, 2009 – 08CR004096.

RECENT DISCIPLINARY ACTION TAKEN BY THE BOARD

8. On December 10, 2009, staff conducted a criminal background search for the period of December 13, 2007 to December 10, 2009 and found the following:

November 23, 2009, Misdemeanor conviction – Resisting Public Officer – 09CR055506 – sentenced to 12 months supervised probation. Respondent did not disclose this conviction.

November 3, 2009, Misdemeanor conviction – failure to appear on misdemeanor – 08CR702061. Respondent did not disclose this conviction.

Other Charges Pending Court dates are:

Served on September 7, 2009 – Charged with Assault on Female – 09CR003155

Served on April 9, 2009 – Charged with Drink Beer/Wine while driving – 09CR001489

9. The foregoing convictions are violations of the Board Order issued on December 13, 2007..

BOARD ACTION: The Disciplinary Committee recommended:

1. That the license of Respondent firm and the status of Respondent, Charles Warren Bentley, as a qualifying individual not be renewed or reinstated for twelve (12) months.

2. Having no convictions other than minor traffic offenses and commit no violation of Article 4, Chapter 87 of the General Statutes or the Rules promulgated by the Board, during the next twelve (12) months, respondent license may be reinstated.

3. Having a conviction other than minor traffic offenses or Board finding of a violation of Article 4, Chapter 87 of the General Statutes or the Rules promulgated by the Board, during the next twelve (12) months, respondent shall wait additional twelve (12) months after completion of court imposed sanctions or Board imposed sanctions before license may be reinstated.

4. Upon reinstatement, the license of Respondent firm and the status of Respondent, Charles Warren Bentley as a qualified individual are placed on probation for a period of one (1) year with the condition that he commits 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 revoked for a minimum of one (1) year. The Board may impose such additional sanctions as indicated by any new violations of G.S. 87-47.

There was no objection from Mr. Charles Warren Bentley and the Recommended Order was approved by the Board as a Final Order February 25, 2010.

EFFECTIVE DATE: February 25, 2010

CASE FILE NUMBER: 2009-21

LICENSEE: Landon's Electrical Service

ADDRESS: 511 Harris Mill Road
Rougemont, NC 27572-7839

LISTED QUALIFIED INDIVIDUAL:

William Sidney Landon

LICENSE NUMBER: 23216-L

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

(a) Continued to engage and offer to engage in electrical contracting business after license expired March 9, 2007, and by having an active telephone line in service for Landon's Electrical Service and are advertising on the internet Landon's Electrical Services;

(b) engaged in a project at Berea Mini Mart located at 1218 Hwy 158 Oxford, NC without being licensed;

(c) acquired an electrical permit and inspection using another electrical contractors license number;

(d) contracted electrical work using an invoice with a false address of firms location; and
(e) failed to communicate with the Field Staff after violations;

(2) Respondent was notified by leaving a notice at Respondent's locating address listed with the Board. Respondent failed to respond to this notice.

(3) Respondent was notified by a notice of violation February 10, 2010. Respondent failed to respond to the notice.

(4) Respondent failed to respond to numerous phone calls and failed to respond to Board mail to locating address by Board Investigator.

BOARD ACTION: The Disciplinary Committee recommended:

1. The Respondent's license and qualifications to engage in business as an electrical contractor be placed on suspension for a period of one (1) year and until Case #2009-21 has been satisfied.

2. Prior to reinstatement of license and qualifications Respondent must pay a civil penalty of one thousand dollars (\$1,000.00).

3. The license of Respondent firm and the status of Respondent, William Sidney Landon as a qualifying individual, be placed on probation for a period of two (2) years.

4. 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;

RECENT DISCIPLINARY ACTION TAKEN BY THE BOARD

(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; and

(e) 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. Landon and the Recommended Order was approved by the Board as a Final Decision June 3, 2010.

EFFECTIVE DATE: June 3, 2010

CASE FILE NUMBER: 2009-249

LICENSEE: Alan Milliken Electric

ADDRESS: P.O. Box 8935
Rocky Mount, NC 27804

LISTED QUALIFIED INDIVIDUAL:

Richard Alan Milliken

LICENSE NUMBER: 23435-L

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

1. On October 24, 2009 Respondent undertook electrical contracting work at 1325 Green Tee Lane, Rocky Mount, North Carolina. In the course of the work on the project, it is alleged the Respondent:

(a) failed to complete electrical contracting project to upgrade electrical service for existing home and install electrical wiring for the new four room addition even after receiving full payment and agreeing to terms of completion with Board's field investigator;

(1) Did not reconnect five existing outside 120 volt receptacles to a 120 volt branch circuit.

(2) Did not reconnect a 240 volt sub-feeder circuit supplying electrical power for storage building located at rear of residence.

(3) Did not install a three way switch circuit for carport over head lights.

(4) Did not install a 120 volt circuit for carport attic lights and did not install attic lights outlets.

(5) Did not install a 120 volt circuit and weather proof GFCI receptacle at carport.

(b) failed to install the following in compliance with NFPA 70, National Electrical Code:

(1) Installed a one hundred ampere main overcurrent device for the 200 ampere electrical panel serving the existing residential loads and failed to furnish load calculation. This is a code violation of NEC 215.2 (A) (1); and

(2) Failed to identify electrical circuits on electrical panel directory. This is a code violation of NEC 408.4.

(c) Installed a used 200 ampere electrical panel without informing the property owner.

(d) Failed to notify Board of change of address and telephone number. This is a violation of Board Rule .0402 (c).

(e) Failed to cooperate with the Board's field investigator during the investigation.

(f) Respondent failed to appear before the Board Disciplinary Committee.

BOARD ACTION:

1. That the license of Respondent firm, Alan Milliken Electric and the status of Respondent, Richard Alan Milliken be suspended for twelve (12) months.

2. During the period of suspension, Respondent shall comply with the following conditions before the license of Respondent firm and status Respondent Richard Alan Milliken may be reinstated:

(a) pay a civil penalty of \$500.00;

(b) reimburse all involved parties money collected for incomplete electrical work that had to be completed by another licensed electrical contractor;

(c) enroll in and pass the Contractor Business Class offered by Umpire Technologies Group, Inc., and present evidence to the Board of a passing grade;

3. Upon reinstatement, the license of Respondent firm and the status of Respondent, Richard Alan Milliken, are placed on probation for a period of twenty-four (24) months.

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

(a) have written contracts or proposals signed by the licensee and customer for each project in excess of \$100.00 for which licensee is responsible;

(b) obtain permits as required for each contract prior to commencement of work and retain a copy of the permit in the job file for each particular project;

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

(d) obtain no more than 1/2 of the initial price of a job prior to passage of final inspection on any project;

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

RECENT DISCIPLINARY ACTION TAKEN BY THE BOARD

(f) maintain records detailing and documenting his 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; 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 revoked for a minimum of two (2) years. The Board may impose such additional sanctions as indicated by any new violations of G. S. 87-47.

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

EFFECTIVE DATE: February 25, 2010

CASE FILE NUMBER: 2010-31

LICENSEE: J-V Electric

ADDRESS: P.O. Box 2202

Morehead City, NC 28557

LISTED QUALIFIED INDIVIDUAL:

Michael Wallace Walton

LICENSE NUMBER: 21363-L

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

1. Case #2008-145. On September 25, 2008 Respondent was sanctioned for violation of North Carolina General Statutes 87-47(a1) (7) and Board Rule .0301 in that Respondent operated a full time electrical contracting business in Carteret County, NC during the hours Respondent was employed by Bruce Cavanaugh's Auto Place car dealership in Wilmington, NC.

The Board, acting through its staff, proposed a written warning and twenty four (24) months probation with conditions not to commit any further violation of the General Statutes or the Rules of the Board. In the event of failure to comply with the probation conditions, the Board may impose a sanction of twelve (12) months suspension of license and the right to serve as a listed qualified individual on any license issued by the Board. There were no objections from you the Notice was approved by the Board.

2. Case #2010-31. On March 4, 2010 the Board received a request for assistance from the Emerald Isle Inspection Department. Upon investigation, the Board's staff received evidence that establish that Respondents firm violated G.S. 87-47 (a1) (2), (3) and (7) in that Respondent and firm:

(a) allowed James E. Vaughn, an unlicensed individual, to work under your license in Carteret County while you reside and were a full time employee in New Hanover County;

(b) paid James E. Vaughn with IRS form 1099;

(c) failed to give adequate supervision in the use of your license; and

(d) failed to obtain required electrical permit and inspections for an electrical project located at 6607 Marina Dr., Emerald Isle NC.

3. Respondent failed comply with the conditions of probation of Board's Notice of Violation dated May 19, 2008.

BOARD ACTION: The Disciplinary Committee recommended:

1. That the Respondent's license and qualifications to engage in business as an electrical contractor be placed on suspension for a period of one (1) year.

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, 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. Walton and the Recommended Order was approved by the Board as a Final Decision June 3, 2010.

EFFECTIVE DATE: June 3, 2010

RECENT DISCIPLINARY ACTION TAKEN BY THE BOARD

CASE FILE NUMBER: 2010-68

LICENSEE: Power Time Electric

ADDRESS: 1219 Nealtown Rd.
Greensboro, NC 27405

LISTED QUALIFIED INDIVIDUAL:

Shamori Demont Evans

LICENSE NUMBER: 24691-L

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

(1) Case #2006-7. On June 29, 2006 Respondent was placed on probation by Board Order for a period of one (1) year with sanctions for undertaking electrical contracting work on property located at 3403 Raccoon Run Drive, Whitsett, North Carolina. In the course of work on the project you and your firm committed the following violations:

(a) failed to install wiring in accordance with the North Carolina State Electrical Code, NFPA 70 National Electrical Code, and bypassed overcurrent protection leading to a fire with a fire loss of approximately \$379,000.00;

(b) demonstrated a lack of basic understanding of voltage drop and safety protection;

(c) ignored the directive from the Guilford County Inspection Department to discontinue the practice of using unsafe electrical wiring during construction; and

(d) engaged in malpractice and demonstrated incompetence, and gross negligence in the business of electrical contracting.

(2) Case #2006-19. On February 22, 2007 Respondent was sanctioned through a Notice of Violation with civil penalty in the amount of five hundred dollars (\$500.00), with 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 conditions. In the course of work on the project you and your firm:

(a) failed to install wiring in accordance with the North Carolina State Electrical Code, NFPA 70 National Electrical Code; and

(b) engaged in malpractice and unethical conduct by delaying completion of the electrical contracting project located at 1124 Thomas Avenue, Burlington, NC.

Conditions of the Notice of Violation are as follows:

(a) no further violation of the General Statutes or the Rules of the Board;

(b) complete all electrical projects in a timely manner;

(c) obtain an approved final electrical inspection within ten days after completion of all electrical projects;

(d) within six (6) months take and pass class on proper wiring of generators obtained by in-person classroom attendance.

(3) Case #2009-235. On December 17, 2009 the Board issued a Notice of Violation with sanctions of a reprimand and one (1) 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 if you do not comply with conditions. In the course of work on the project you and your firm:

(a) failed to properly train employees before leaving them on the job unsupervised and before they had enough knowledge to carry out their duties properly; and

(b) failed to provide adequate supervision for his employees on the job located at 636 Gunn Street, Burlington, NC.

Conditions of the Notice of Violation are as follows:

(a) no further violations of the General Statutes or the Rules of the Board; and

(b) Shamori Demont Evans shall attend a Board approved Contractors Business Educational Course and present evidence of a passing grade within six (6) months.

(4) Case #2010-68. On March 29, 2010 the Board received a request for assistance from the City of Greensboro Inspection Department. The Field Staff found evidence that Respondent was in violation of the National Electrical Code and GS 87-47(a1) (7) in that Respondent's firm;

(a) installed a 31" ground rod for a saw service located at 2709 Tuskegee St. Greensboro, NC; and

(b) engaged in malpractice and misconduct in the practice of electrical contracting.

BOARD ACTION: The Disciplinary Committee recommended:

1. That the Respondent's license and the status of Respondent, Shamori Demont Evans as a qualified individual be placed on probation for a period of two (2) years.

2. Respondent must complete, with a passing score, the Business Course required by Notice of Violation issued on December 17, 2009 by June 30, 2010 or license and qualifications will be suspended for one (1) year.

3. Respondent must complete with passing score a 40 hour Standard Level Electrical Course approved by the NC Code Qualifications Board by December 31, 2010 or license and qualifications will be revoked.

4. In the event of suspension or revocation for failure to complete courses in (2) or (3) license and qualification will not be reinstated until such time all courses have been satisfactorily completed.

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

RECENT DISCIPLINARY ACTION TAKEN BY THE BOARD

- (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) 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

- (e) 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. Evans and the Recommended Order was approved by the Board as a Final Decision June 3, 2010.

EFFECTIVE DATE: June 3, 2010

CONSENT AGREEMENTS

Criminal background checks a randomly conducted on examination applicants at the time examination applications are received and on listed qualified individuals at the time of issuance of a license and license renewal. Persons with criminal convictions are evaluated to determine if the matter is under the purview of the Board and may be resolved by consent agreement signed by the individual stating that they will be in full compliance of the court imposed sanctions and sanctions of the Board. The individual further acknowledges that failure to comply with the court or Board sanctions could lead to formal proceedings by the Board and more serious sanctions against the individual.

Name	City	County	License	File Number
Nuland Roy Cox	Tarboro	Edgecombe	17607-L	2009-268
Cres Lennon Stephens	Albemarle	Stanly	13676-L	2009-297
Bill Southers	Maiden	Catawba	16703-L	2009-313
David Michael Cotter	Jacksonville	Onslow	9451-L	2010-3
Michael Worth Hines	Statesville	Iredell	18698-L	2010-23
Bobby Joe Mills	Pilot Mountain	Surry	21435-L	2010-98

LICENSEE – PERMIT WARNING AFFIDAVITS & VERBAL WARNINGS

Staff obtains by consent a permit warning affidavit or issues a verbal warning in connection with permit and inspection requirements or other issues under the purview of the Board. The North Carolina Electrical Contracting Licensing Laws and Rules of the Board have been explained to each licensee representative and/or listed qualified individual below. Staff obtained by consent a permit warning affidavit signed by the licensee representative and/ or listed qualified individual or verbal assurance from the licensee representative and/or listed qualified individual stating that they will be in full compliance with the laws and rules applicable to electrical contracting. Licensee representative and/or listed qualified individual also acknowledges that further violations of this nature, if supported by evidence, could lead to formal proceedings against the licensee and listed qualified individual by the Board and to more serious sanctions against the license of the firm.

Licensee	Qualified Individual	County	File Number
R H Electric	Ronald Pete Hockett Jr.	Brunswick	2009-222
Harry's Electric Co., Inc.	Harry Bernard Nieberle	Forsyth	2009-323
Pine Ridge Electric Company	Brian William Emlinger	Surry	2010-20
J's HVAC Unlimited LLC	Jamie Vaughn	Surry	2010-28
J & S Enterprises of Surry County Inc.	Bruce Jarrell Francis	Surry	2010-86SS

Henderson's Eveready Electric	Rick Lee Henderson	Henderson	2009-280
D. Allen Electric Co.	Darrin David Allen	Henderson	2009-292
Jeffrey Floyd Ginn	Jeffrey Floyd Ginn	Pitt	2010-39
Diverse Electrical Company Inc.	George Alan Bryan	Wake	2010-57
Meyer Electric	Michael Wayne Meyer	Wake	2010-57
Lewis Services	Charles Ray Lewis	Mecklenburg	2009-286
Trinity Plumbing & Well Pump Co. Inc.	Paul Tommy Nichols Jr.	Guilford	2010-12
HiCo Electrical Contracting	Dave Higgs	Durham	2009-317
Ferrington Electric	Elliott Ray Ferrington	Alamance	2010-93
Lennon's Electric Service	Bobby Michael Lennon	Columbus	2009-219
Intrepid Electric Co., Inc.	David Kevin Burnette	Cumberland	2009-272

NON-LICENSEE – WARNING AFFIDAVITS and VERBAL WARNINGS

Staff obtains by consent a warning affidavit or issues a verbal warning in connection with unlicensed individuals offering to engage or engaging in electrical contracting as defined in Article 4, Chapter 87 of the General Statutes of North Carolina. 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 or 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.

Name	City	County	File Number
Michael Shawn Johnson	Charlotte	Mecklenburg	2009-279
Mark Anthony Tanner	Matthews	Mecklenburg	2009-277
Scott Alan Kavach	Mt. Airy	Surry	2009-310
Jerry Claude Creech	Clayton	Johnston	2009-238
Gordon Ray Price, Jr.	Macclesfield	Edgecombe	2009-305
Travis Chase Causey, Sr.	Macclesfield	Edgecombe	2009-306
Carlos Romero	Morehead City	Wake	2009-294
Brian Mandarelle	Morehead City	Wake	2009-294
Derrick Parker	Atlanta	Out of State	2009-281
Joseph Vincent Gucker	Durham	Chatham	2009-283
James Oh	Duluth, GA	Out of State	2009-312
Vernon Richard Bartlett	Seven Springs	Wayne	2009-218
Stephen Watson Bryant	Raleigh	Wake	2009-245
Johnathon Brent Donaldson	Gilbert	Hoke	2009-295
Robert Dylan Balance	Burlington	Alamance	2009-265
Todd Robert Carlson	Dallas	Gaston	2010-5
Shane A. Kavantzias	Gastonia	Gaston	2010-15
Kelton Roy Lucas	Cherryville	Gaston	2010-18
Dwight David Monach	Cedar Mountain	Transylvania	2010-19
Brian Phillip Simmons	Winston-Salem	Forsyth	2010-87
Pedro Manuel Rodriquez	Winston-Salem	Forsyth	2010-89
Billy Ray Walker	Gastonia	Gaston	2010-44

James Dino Wills	Rocky Mount	Nash	2009-322
Cosby Edwin Baker	Shiloh	Camden	2009-319
Rodney Earl Cox	Dover	Craven	2010-8
John Kevin Wood	Ayden	Pitt	2010-9
William Belmont Jefferson	Wendell	Wake	2009-300
Jason Carrillo	Angier	Wake	2009-299
Horace Edison Woodley	Columbia	Tyrell	2010-22
Christopher Earl Heath	Winterville	Pitt	2010-39
William Gray Dowty	Beaufort	Carteret	2010-49
Gamal Kamel Dorgham	Raleigh	Wake	2010-60
Porfirio Cerino Garcia	Morehead City	Carteret	2010-63
William Irvin Norris	Greenville	Pitt	2009-271
John Wesley Cherry III	Columbia	Tyrell	2010-69
Richard P. Pinnock	Lawrenceville, GA	Out of State	2009-304
Ralph Steven Flores	Apex	Wake	2009-321
Michael William Duffy	Oakboro	Stanley	2009-263
Tim Thornton	Haw River	Alamance	2010-53
Dennis Fair	Pittsboro	Orange	2010-34
Carlo E. Castro	Kernersville	Forsyth	2010-35
Anthony Matos	Kernersville	Forsyth	2010-36
Joseph D. Burge	Trinity	Randolph	2010-61
Raney Hester	Hurdle Mills	Person	2010-77
Ockert Van Heerdan	Wilmington	New Hanover	2009-274
Jonathan Lee Wall	Clayton	Johnston	2009-191
Jonathan Lee Wall	Clayton	Johnston	2009-303
Walter Douglas Wall	Clayton	Johnston	2010-11
James Lawrence Gollins	Fayetteville	Cumberland	2010-16
Adrian C. Early	Wilmington	New Hanover	2010-2
Robert Hutchinson	Sunset Beach	Brunswick	2009-247
Carlos Anton Green	Jacksonville	Onslow	2010-27
Dale Jude Pfendler	Fayetteville	Cumberland	2010-47
Bryan John Cutting	Carolina Beach	New Hanover	2010-38
Michael James Frady	Apex	Wake	2010-24
James Edward Vaughn	Morehead City	Carteret	2010-32
Dino Miquel Pernel	Winston-Salem	Forsyth	2010-21
Tim Whitlock	Martinsville, VA	Out of State	2009-311
Adrian Willis	Wilmington	New Hanover	2010-70

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