



# NCBEEC NEWSLETTER

EDITION #75  
OCTOBER 2019

NC STATE BOARD OF EXAMINERS  
OF ELECTRICAL CONTRACTORS

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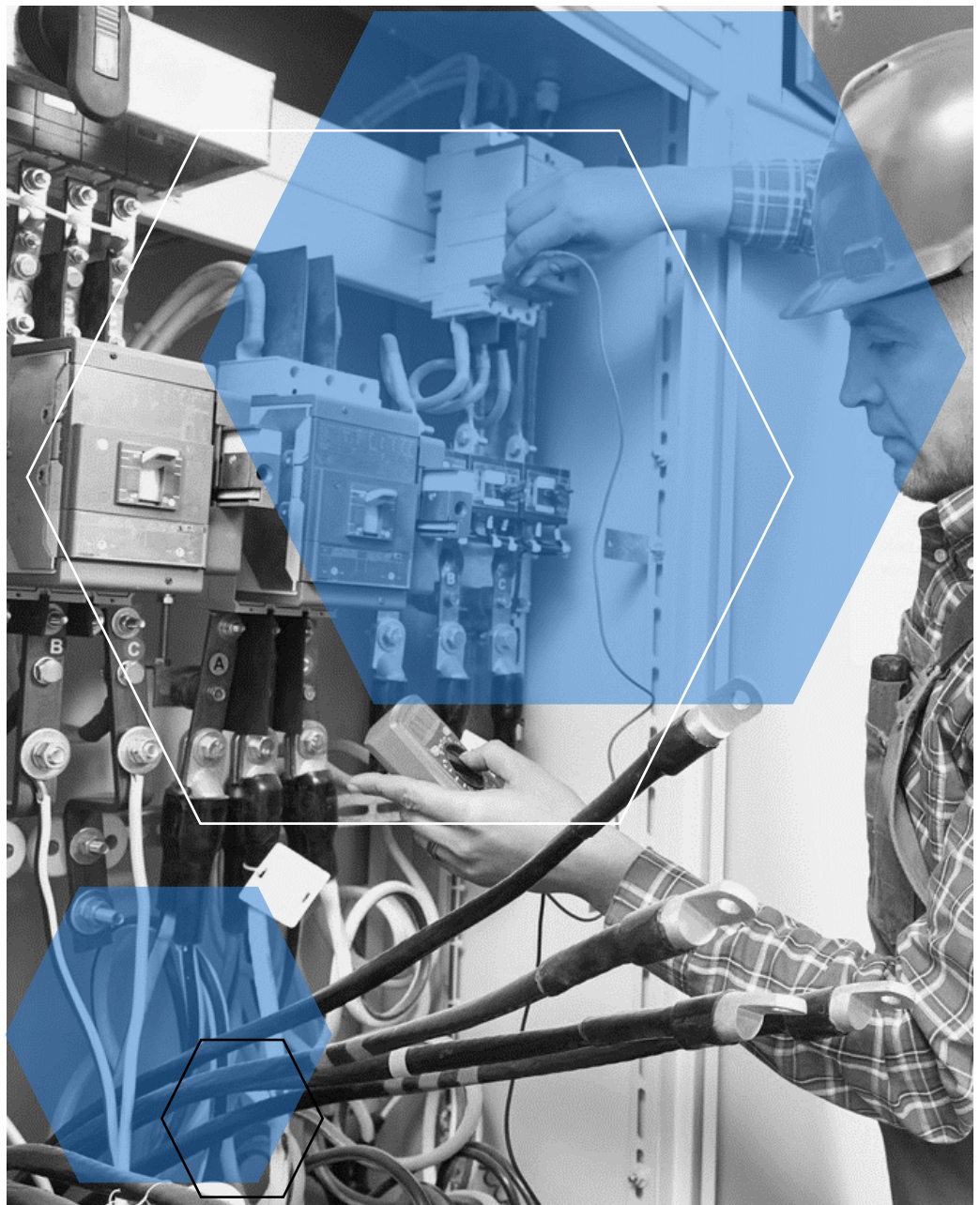
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## WE'RE HIRING!

### FIELD REPRESENTATIVE / INVESTIGATOR

Apply today! The Board is seeking a Field Representative/Investigator to assist the Enforcement Manager and to investigate complaints against licensees and non-licensees. This individual will serve the Triangle area of North Carolina and conduct field inquiries with licensees, inspectors and others to determine compliance with Electrical Contracting Laws and Board rules.

We offer a generous benefits package including retirement, paid vacation and sick leave, and health and dental insurance, to name a few!

Applications will be accepted through November 8, 2019. Interviews will be conducted through the end of November with a negotiable hire date of January 2, 2020.

To learn more and apply, visit [www.ncbeec.org/employment-opportunities](http://www.ncbeec.org/employment-opportunities).

## WELCOME

This newsletter is published semi-annually as a service to electrical contractors and those working in the electrical industry. Suggestions for articles of interest for publication in this newsletter are welcome. Easily submit any messages and suggestions via our website using the 'Contact Us' function or give us a call! You can reach us at:



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Facebook: @NCBEEC.ORG

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## NEW BOARD MEMBER

### MEET JOSEPH STARLING, REPRESENTATIVE OF THE NC DEPARTMENT OF INSURANCE

Joe heads the State Electrical Division as Chief State Electrical Engineer & Inspector, within the Risk Management Division for the North Carolina Department of Insurance, Office of State Fire Marshal.

Joe supervises the electrical inspections of all NC Department of Transportation owned traffic control equipment and all electrical investigations for the OSFM Fire Investigation Unit. Joe is responsible for testing and certification of School Maintenance Electricians and oversees the approval of suitable qualified testing laboratories and national standards for electrical material used throughout the State. Joe interprets the State Electrical Code and provides educational resources that are related to the electrical industry by also fulfilling the role of Chief Electrical Code Consultant.

Joe is a moderator at the prestigious NC Electrical Institute and is also an Unlimited Licensed Electrical Contractor. He holds Level III inspector's certifications in Electrical and Mechanical, Level II in Plumbing, and Level I in Building and Fire. Joe is an NCSU alum and has a Bachelor of Science in Electrical Engineering and a Bachelor of Science in Computer Engineering from NC State University.

# 2019 ELECTRICAL APPRENTICE CONTEST WINNER

### TIM AMERSON: OUR 2019 STATE FAIR ELECTRICAL APPRENTICE CONTEST WINNER!

Congrats to Tim Amerson! Tim won the 2019 State Fair Electrical Apprentice Contest held on Wednesday, October 23<sup>rd</sup>.

Tim is an Apprentice at Watson Electrical Construction Co., LLC. at the Wilson/Rocky Mount Location. He has several relatives that have worked with Watson Electrical. Tim is an Army Veteran that began work with Watson Electrical in May of 2015. He joined their Electrical Apprentice Program in September 2015.

Tim has a desire to share the knowledge he has gained by mentoring other Apprentices and is a strong advocate for careers in the Electrical Construction Industry.

Way to go Tim!



# 2020 NEC CHANGES

## HIGHLIGHTING THE MAIN UPDATES TO THE 2020 NEC

By: National Fire Protection Association (NFPA) 2019

A rigorous process of review keeps the National Electrical Code up to date with new technologies. Throughout the United States and around the world, NFPA 70, National Electrical Code (NEC) sets the foundation for electrical safety in residential, commercial, and industrial occupancies. The 2020 edition of this trusted Code presents the latest comprehensive regulations for electrical wiring, overcurrent protection, grounding, and installation of equipment. In fact, more than 3,700 public inputs and 1,900 comments went into the revision of the 2020 edition of the Code. Hundreds of updates and four all-new articles pave the way to a safe and efficient electrical future.

### How do I identify what has changed?

The 2020 NEC includes revision symbols identifying changes from the previous edition. Text revisions are shaded. A Δ before a section number indicates that words within that section were deleted and a Δ to the left of a table or figure number indicates a revision to an existing table or figure. When a chapter was heavily revised, the entire chapter is marked throughout with the Δ symbol. Where one or more sections were deleted, a • is placed between the remaining sections. Chapters, annexes, sections, figures, and tables that are new are indicated with an N.

Note that these indicators are a guide. Rearrangement of sections may not be captured in the markup, but users can view complete revision details in the First and Second Draft Reports located in the archived revision information section at [nfpa.org/70](http://nfpa.org/70).

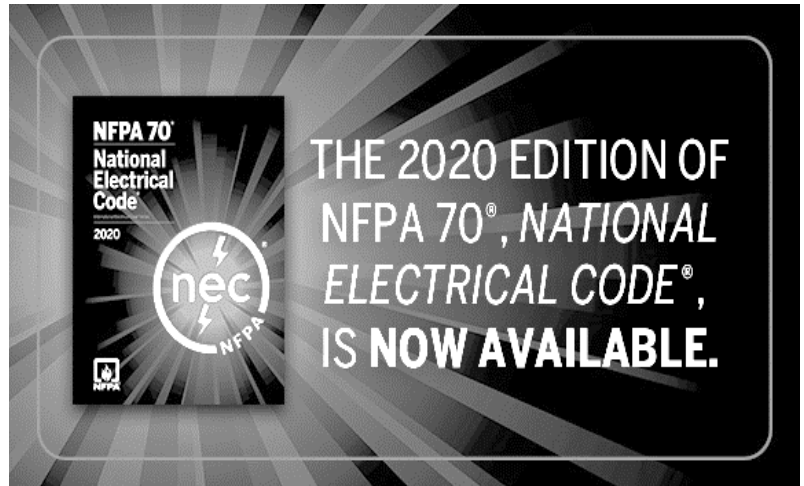
### What's New in the 2020 NEC?

The evolution of NFPA 70, National Electrical Code, has taken place uninterrupted since the code was introduced in 1897. The 2020 edition of the NEC fits solidly into that tradition, and features important changes related to emergency disconnects, ground-fault circuit interrupter protection, surge protection, and myriad other topics related to electrical safety. NFPA Journal looks at 2020 NEC Highlights.

- **Exterior Emergency Disconnects:** Helps to improve electrical safety for emergency responders at one- and two-family dwelling installations.
- **Deenergizing Panel Boards:** Revises service disconnect rules to help increase electrical worker safety.
- **Marinas and Boatyards:** Updates ground-fault protection and leakage-current measurement device requirements.
- **Power Over Ethernet:** Adapts NEC requirements to meet the installation practices of new and evolving technologies.

- **Conducting Load Calculations:** Modernizes the tables currently in use for calculations to reflect improvements in energy efficiency.
- **Reorganization of Article 310:** Includes new user-friendly numbering for important ampacity tables.
- **New general requirement:** Covering cables installed exposed on ceiling surfaces and sidewalls.

For more information on the NEC and NCDOL code interpretations, visit [https://www.ncdoi.com/OSFM/State\\_Electrical\\_Division/State\\_Electrical\\_Code\\_and\\_Interpretations](https://www.ncdoi.com/OSFM/State_Electrical_Division/State_Electrical_Code_and_Interpretations).



## LAWS & RULES CLASSES

### UPCOMING CLASS DATES AND LOCATIONS

#### November 14, 2019

8:00 am – 12:00 pm

Fayetteville PWC Operations Complex  
(Room TBD)

955 Old Wilmington Road  
Fayetteville, NC 28302

#### December 3, 2019

8:00 am – 12:00 pm

Wilkes Community College  
Kendrick-Church Hall  
2nd Floor (Room TBD)  
1328 S. Collegiate Drive  
Wilkesboro, NC 28697

#### January 23, 2020

8:00 am – 12:00 pm

Richmond Community College  
Grimsley Health Science Building  
Room 102

1042 W Hamlet Avenue  
Hamlet, NC 28345

#### February 6, 2020

8:00 am – 12:00 pm

Carteret Community College  
(Room TBD)  
3505 Arendell Street  
Morehead City, NC 28557

WE'RE ALWAYS ADDING NEW CLASS DATES AND LOCATIONS TO OUR SCHEDULE! TO CHECK FOR NEW CLASSES AND UPDATES VISIT: [WWW.NCBEEC.ORG/CLASSES](http://WWW.NCBEEC.ORG/CLASSES)





## COURT CASES

**CASE FILE NUMBER:** 2018-146

**NON-LICENSEE:** Paul J. Miller d/b/a Miller Enterprises

**ADDRESS:** 25 Bassett Road, Asheville, NC 28804

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

**COURT ACTION:** Civil action instituted in Wake County Superior Court resulting in the entry of a Court Order on June 26, 2019 whereby Paul J. Miller individually and d/b/a Miller 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.

**EFFECTIVE DATE:** June 26, 2019

**CASE FILE NUMBER:** 2018-185

**NON-LICENSEE:** Sergio Hernandez

**ADDRESS:** 9021 Squirrel Hollow Drive, Fuquay Varina, NC 27526

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

**COURT ACTION:** Civil action instituted in Wake County Superior Court resulting in the entry of a Court Order on May 10, 2019 whereby Sergio Hernandez 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:** May 10, 2019

**CASE FILE NUMBER:** 2019-184

**NON-LICENSEE:** Gheorghe Ted Hihut d/b/a Western Construction

**ADDRESS:** 10766 Dellinger Drive, Davidson, NC 28036

**VIOLATION:** Engaging in the business of electrical contracting without a license.  
**COURT ACTION:** Civil action instituted in Wake County Superior Court resulting in the entry of a Court Order on June 26, 2019 whereby Gheorghe Ted Hihut individually and d/b/a Western Construction 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:** June 26, 2019

**CASE FILE NUMBER:** 2018-164

**NON-LICENSEE:** Garrett Mace

**ADDRESS:** 107 Wanderingwoods Lane, Mount Holly, NC 28120

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

**COURT ACTION:** Civil action instituted in Wake County Superior Court resulting in the entry of a Court Order on November 6, 2018 whereby Garrett Mace 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:** November 6, 2018

**CASE FILE NUMBER:** 2017-132

**NON-LICENSEE:** Kerry Shawn Foster d/b/a Farpoint Electric Inc.

**ADDRESS:** 1238 Silverbrook Road, Chester, SC 29706

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

**COURT ACTION:** Civil action instituted in Wake County Superior Court resulting in the entry of a Court Order on December 5, 2018 whereby Kerry Shawn Foster individually and d/b/a Farpoint Electric, 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:** December 5, 2018

**CASE FILE NUMBER:** 2018-231

**NON-LICENSEE:** Richard Hudgins

**ADDRESS:** 3061 Morning Dove Drive, Valdese, NC 28690

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

**COURT ACTION:** Civil action instituted in Wake County Superior Court resulting in the entry of a Court Order on November 8, 2018 whereby Richard Hudgins 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:** November 8, 2018

**CASE FILE NUMBER:** 2018-28

**NON-LICENSEE:** Keith Allen Bridgman d/b/a Allen's Carpentry

**ADDRESS:** 2704 Kightwood Road, Fuquay Varina, NC 27526

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

**COURT ACTION:** Civil action instituted in Wake County Superior Court resulting in the entry of a Court Order on November 29, 2018 whereby Keith Allen Bridgman individually and d/b/a Allen's Carpentry 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 29, 2018

# COURT CASES

CONTINUED from Page 4

**CASE FILE NUMBER:** 2018-195

**NON-LICENSEE:** Jack White, dba White's Handyman Service

**ADDRESS:** 413 Cottrell Road, Lenoir, NC 28645

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

**COURT ACTION:** Civil action instituted in Wake County Superior Court resulting in the entry of a Court Order on October 17, 2018 whereby Jack White individually and d/b/a White's Handyman 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:** October 17, 2018

**CASE FILE NUMBER:** 2017-83

**NON-LICENSEE:** Jeffrey Hagen Crowley, dba Carolina Pool Services & Supplies, Inc

**ADDRESS:** 201 East Cama Street, Charlotte, NC 28217

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

**COURT ACTION:** Civil action instituted in Wake County Superior Court resulting in the entry of a Court Order on October 15, 2018 whereby Jeffrey Hagen Crowley, d/b/a Carolina Pool Services & Supplies, 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:** October 15, 2018

**CASE FILE NUMBER:** 2018-151

**NON-LICENSEE:** Billy Lewis

**ADDRESS:** 222 Garrett Street, Rockingham, NC 28379

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

**COURT ACTION:** Civil action instituted in Wake County Superior Court resulting in the entry of a Court Order on February 18, 2019 whereby Billy Lewis individually is guilty of three counts of Criminal Contempt for violation of the December 9, 2016 Judgment of Permanent Injunction and is sentenced to 60 days in the Wake County Jail with sentence is suspended and the Defendant is place of one year's unsupervised probation, conditioned upon the Defendant's successful compliance with the following conditions:

- a. that the Defendant commit no further violations of the underlying December 1, 2016 Judgment of Permanent Injunction;
- b. that the Defendant pay a fine of \$1000.00 made payable to the Wake County Clerk of Court by or before August 1, 2019.

In the event the Defendant is subsequently found in contempt of court for additional violation of the December 1, 2016 Judgment of Permanent Injunction, then the aforesaid 60-days suspended jail sentence shall be activated in addition to any punishment that is imposed for the subsequent, additional violation(s) of the December 1, 2016 Judgment of Permanent Injunction.

**EFFECTIVE DATE:** February 18, 2019

**CASE FILE NUMBER:** 2018-136

**NON-LICENSEE:** James Mahlon Pepperell

**ADDRESS:** 185 Old Spring Road, Brevard, NC 28712

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

**COURT ACTION:** Civil action instituted in Wake County Superior Court resulting in the entry of a Court Order on January 7, 2019 whereby James Mahlon Pepperell 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:** January 7, 2019

**CASE FILE NUMBER:** 2018-254

**NON-LICENSEE:** Thomas Barnhill d/b/a Barnhill Builders, Inc

**ADDRESS:** 14825 Nc 210 Hwy, Angier, NC 27501

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

**COURT ACTION:** Civil action instituted in Wake County Superior Court resulting in the entry of a Court Order on March 8, 2019 whereby Thomas Barnhill individually and d/b/a Barnhill Builders 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:** March 8, 2019

**CASE FILE NUMBER:** 2018-283

**NON-LICENSEE:** Tracy Blackwell d/b/a Tracy's Handyman and Electrical Services

**ADDRESS:** 290 Main Street, McAdenville, NC 28101

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

**COURT ACTION:** Civil action instituted in Wake County Superior Court resulting in the entry of a Court Order on March 8, 2019 whereby Tracy Blackwell individually and d/b/a Tracy's Handyman and Electrical Services 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 8, 2017

**CASE FILE NUMBER:** 2018-219

**NON-LICENSEE:** Brett Matthew d/b/a ASAP Management

**ADDRESS:** 12027 Humboldt Drive, Charlotte, NC 28277

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

**COURT ACTION:** Civil action instituted in Wake County Superior Court resulting in the entry of a Court Order on February 27, 2019 whereby Brett Mathew individually and d/b/a ASAP Management 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 27, 2019

# NOTICES OF VIOLATION

**CASE FILE NUMBER:** 2019-50

**LICENSEE:** Burt Electric

**ADDRESS:** 2585 Dewberry Farm Lane, Kernersville, NC 27284

**LISTED QUALIFIED INDIVIDUAL:** Art Burton Johnson

**LICENSE NUMBER:** L.15997

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1) (3), (7) and Title 21 NCAC 18B .0907 (c) in that the firm:

- (1) Has aided or abetted unlicensed activity in that firm contracted with James Campbell for installation of complete electrical installation for a project at 233 Highland Drive, Eden, NC. Mr. Campbell is an unlicensed contractor;
- (2) Failed to obtain required electrical permit for above project;
- (3) Have open and expired permits in City of Greensboro, Guilford County, and Forsyth County; and
- (4) Engaged in malpractice or unethical conduct in the use of license.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand, pay a civil penalty of \$500, and one (1) year probation, with twelve (12) 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:

- Obtain final inspection approval on all open permits and provide verification documentation to Board office by July 30, 2019;
- 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;

- Attend and pass Laws and Rules Class offered by the Board by November 30, 2019; and
- 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:** September 12, 2019

**CASE FILE NUMBER:** 2019-189

**LICENSEE:** Wicker Electric Contracting, Inc

**ADDRESS:** 514 Daniels St #230, Raleigh, NC 27605

**LISTED QUALIFIED INDIVIDUAL:** Chadwick Lane Weatherly

**LICENSE NUMBER:** L.27654

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1) (1), (3) and (7) and Title 21 NCAC 18B .0907 (c) in that the firm:

- (1) Failed to provide payroll, contract, and invoice documentation as requested by Board Staff, and subsequently failed to provide said documentation after being reminded by Board Staff;
- (2) Continued to operate electrical contracting business after license expired. Have had late license renewals for 8 of the last 11 years;
- (3) Has aided or abetted unlicensed activity in that firm allowed employees of Superior Sign Services, Inc. to install electrical wiring on projects in which electrical permits are issued to firm. These individuals are not bona fide employees of the firm;
- (4) Have open permits in City of Raleigh; and
- (5) Engaged in malpractice or unethical conduct in the use of license.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand, pay a civil penalty of \$500, and one (1) year probation, with twelve (12) 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:

- Obtain final inspection approval and provide verification documentation on all open and expired permits by August 30, 2019;
- 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;
- Attend and pass Contractor Disciplinary Business Course offered by Umpire Technologies (919) 624-3456 by November 30, 2019;
- Attend and Laws and Rules Class offered by the Board by November 30, 2019; and
- 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:** September 12, 2019

# NOTICES OF VIOLATION

*Continued from Page 6*

## **CASE FILE NUMBER: 2018-134 and 2018-313**

**LICENSEE:** ALS of North Carolina

**ADDRESS:** 502 Klumac Rd, Salisbury, NC 28144

**LISTED QUALIFIED INDIVIDUAL:** Claude Zukowski and Wendell Philip Spohn

**LICENSE NUMBER:** U.18772 and U.27696

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1) (3), (7) and Title 21 NCAC 18B .0907 (c) in that the firm:

- (1) Failed to correct deficiencies in a timely manner for a College of Health Sciences building project on the campus of Appalachian State University;
- (2) Failed to supervise employees for above project;
- (3) Installed electrical contracting work at above address with violations of the State Electrical Code (2017 National Electrical Code);
- (4) Installed electrical contracting work with violations of the State Electrical Code (2017 National Electrical Code) at a traffic signal at UNC Charlotte;
- (5) Engaged in malpractice in the use of license.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand, pay a civil penalty of \$500.00, and one (1) year probation, with twelve (12) 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;
- 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; and
- Attend and pass Standard Level I Electrical Inspector Course approved by the NC Code Officials Qualifications Board.

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

**EFFECTIVE DATE:** September 12, 2019

## **CASE FILE NUMBER: 2019-169**

**LICENSEE:** Above All Elevators of the Carolinas Inc

**ADDRESS:** 6608 Beach Drive, Unit E, Ocean Isle Beach, NC 28469

**LISTED QUALIFIED INDIVIDUAL:** Daniel William Dolan

**LICENSE NUMBER:** SP.EL.28689

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1) (1) and (7) in that the firm:

- (1) Engaged in electrical contracting since March 3, 2018 with an expired license installing and servicing residential elevators;
- (2) Engaged in misconduct in the practice of electrical contracting.

**BOARD ACTION:** The Board, acting through its staff,

proposed a reprimand and one (1) year probation 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:** September 12, 2019

## **CASE FILE NUMBER: 2019-200**

**LICENSEE:** Eric Scott Redmon

**ADDRESS:** 1715 Walls Church Rd, Ellenboro, NC 28040

**LISTED QUALIFIED INDIVIDUAL:** Eric Scott Redmon

**LICENSE NUMBER:** L.23603

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1) (3) and (7) and Title 21 NCAC 18B .0907 (c) in that the firm:

- (1) Has aided or abetted unlicensed activity in that you allowed Danny Smart to install electrical wiring at 1411 Martin Rd. Kings Mountain, NC as a partner of the firm. Danny Smart is not a bona-fide employee of the firm or holds a license from this Board;
- (2) Failed to obtain required electrical permit before commencement of work for an electrical project located 1411 Martin Rd. Kings Mountain, NC; and
- (3) Engaged in malpractice in the practice of electrical contracting.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand, pay a \$500 civil penalty, and one (1) year probation, with twelve (12) 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:

- Attend the Laws and Rules class given by NC Board of Examiners of Electrical Contractors;
- Attend and pass next available Contractor Disciplinary Business Course offered by Umpire Technology, (919) 624-3456, on 09/26/19;
- 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;
- 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;
- Maintain job files or other written records of contracts made and installations performed;
- 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; and
- 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:** September 12, 2019

## **CASE FILE NUMBER: 2019-138**

**LICENSEE:** Bowden Construction Management & Electrical Contractors

**ADDRESS:** 4212 McIntyre Road, Gibsonville, NC 27249

**LISTED QUALIFIED INDIVIDUAL:** James Leonard Bowden

**LICENSE NUMBER:** U.20913

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1) (7) and Title 21 NCAC 18B .0907 (c) in that the firm:

- (1) Continued to operate electrical contracting business after license expired. Have had late renewals for 2 of the last 4 years; Failed to complete project and obtain final electrical inspection after multiple



# NOTICES OF VIOLATION

*Continued from Page 7*

warnings from City of Greensboro Inspections Dept. for a project at 1604 S. Benbow Rd, Greensboro.

(6) Failed to obtain required electrical permit for projects located at:

- a. 2411 Murray Circle, Archdale, NC
- b. 1604 Textile St, Greensboro, NC;

(7) Have open and expired permits; and

(8) Engaged in malpractice in the use of license.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand, pay a civil penalty of \$1000 and two (2) years' probation, with twelve (12) 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:

- Obtain final inspection for electrical project at 1604 S. Benbow Rd, Greensboro at no expense to the owner;
- Obtain final electrical inspection approval for all other open and expired permits and provide documentation from inspections department as evidence by October 30, 2019;
- 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;
- 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;
- Attend and pass Laws and Rules Class offered by the Board by October 30, 2019; and
- 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:** September 12, 2019

## **CASE FILE NUMBER: 2019-143**

**LICENSEE:** On Time Electric LP

**ADDRESS:** 1514 Neighbors Road, Dunn, NC 28334

**LISTED QUALIFIED INDIVIDUAL:** James Michael Collier

**LICENSE NUMBER:** L.28249

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1) (3), (7) and Title 21 NCAC 18B .0907 (c) in that the firm:

- (1) Continued to operate electrical contracting business after license expired. Have had late license renewals for 9 of the last 9 years; and

(2) Engaged in malpractice in the use of license.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand and one (1) year probation, with twelve (12) 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:

- Maintain current license status with this Board;
- 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; and
- 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:** September 12, 2019

## **CASE FILE NUMBER: 2018-157**

**LICENSEE:** H & C Maintenance Services LLC

**ADDRESS:** 26011 US Hwy 264 East, Pantego, NC 27860

**LISTED QUALIFIED INDIVIDUAL:** Joseph Elden Allen

**LICENSE NUMBER:** L.11757

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1) (3), (7) and in that the firm:

- (1) Aided or abetted unlicensed activity in that he was listed as qualifier for H&C Maintenance Services LLC without being a bona fide employee of the company.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand. There was no objection from the licensee and the Board concurred with the action of staff.

**EFFECTIVE DATE:** September 12, 2019

## **CASE FILE NUMBER: 2019-105**

**LICENSEE:** Carolina Traffic Controls LLC

**ADDRESS:** 313 Walkalong Way, Mount Holly, NC 28120

**LISTED QUALIFIED INDIVIDUAL:** Kenneth Wayne Allen

**LICENSE NUMBER:** U.12206

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1) (3), (7) and Title 21 NCAC 18B .0907 (c) in that the firm:

- (1) Have aided or abetted unlicensed activity in that firm contracted with Norris Samuel Pruitt, non-licensee, for an electrical project located at 1058 Dogwood Dr. Gastonia, NC in that he was not owner of the property.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand, pay a civil penalty of \$500.00, and a probationary period of two (2) years with twelve (12) 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:

- Obtain a final inspection for the electrical project located 1058 Dogwood Dr. Gastonia, NC in which obtained an electrical permit by April 30, 2019;
- Enroll and attend the Board's Laws and Rules Class;
- 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;
- Maintain job files or other written records of contracts made and installations performed;
- Maintain records detailing and documenting compliance with the provisions of the probation order which records shall be available for dollars (\$100.00) signed by the licensee and customer for each installation for which the licensee is responsible;



# NOTICES OF VIOLATION

*Continued from Page 8*

inspection at any time during normal business hours upon request of the staff of the Board; and

- 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 following terms of probation, license and the right to serve as a listed qualified individual on any license may be suspended or revoked. 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:** September 12, 2019

## **CASE FILE NUMBER: 2018-182**

**LICENSEE:** L.E.X.! Electric LLC

**ADDRESS:** 4122 Wallingford Place, Durham, NC 27707

**LISTED QUALIFIED INDIVIDUAL:** Marc Allen Kelly

**LICENSE NUMBER:** L.29609

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1) (1) and (7) and Title 21 NCAC 18B .0907 (c) in that the firm:

- (1) Continued to operate electrical contracting business after license expired. License expired 2/24/18 and was not renewed until 4/26/18. Electrical work was done at this address during March of the year 2018 while licensed was expired. Firm was late in renewing license for 5 of the last 6 years;
- (2) Have been operating in a name other than that in which license is issued. Have operated business in the name of L.E.X! Electric, LLC and Marc Kelly;
- (3) Failed to obtain required electrical permit for projects at 1411 Gearwood Avenue and 608 Lee St, Durham, NC;
- (4) Failed to complete or abandoned a project at above addresses;
- (5) Failed to correct deficiencies in a timely manner at above addresses, and abandoned the job, causing the owner to hire another electrical contractor to complete the work at additional cost;
- (6) Have open and expired permits in the City of Raleigh;
- (7) Engaged in malpractice or unethical conduct in the use of license.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand, pay a civil penalty of one thousand dollars (\$1000) and two (2) years of probation, with twelve (12) 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:

- Pay restitution in the amount of \$560.04 to Wildfire Properties, LLC, Kelly McMillian;
- Obtain Final Electrical inspections on all electrical permits listed by December 31, 2019;
- Have written contracts or proposals for all projects having a project value in excess of one hundred

- 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; and
- 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:** September 12, 2019

## **CASE FILE NUMBER: 2019-133**

**LICENSEE:** Lesane Electrical

**ADDRESS:** 5920 Netfield Road, Greensboro, NC 27455

**LISTED QUALIFIED INDIVIDUAL:** Virgil Tyrone Lesane

**LICENSE NUMBER:** SP.SFD.22888

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1) (7) and Title 21 NCAC 18B .0907 (c) in that the firm:

- (1) Continued to operate electrical contracting business after license expired. Have had late license renewals for 9 of the last 12 years;
- (2) Exceeded the scope of electrical contracting license in that firm obtained commercial electrical permits for a project at 1600 Phillips Ave, Greensboro, and another at 2015 BUS 85, High Point, NC;
- (3) Failed to keep updated contact information with Board records;
- (4) Failed to obtain required electrical permits for electrical projects;
- (5) Have open and expired electrical permits in City of Greensboro and City of High Point; and
- (6) Engaged in malpractice in the use of license.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand, pay a civil penalty of \$500.00 and one (1) year probation, with twelve (12) 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:

- Obtain final electrical inspection approval for all open and expired permits and provide documentation to Board office for proof of compliance by October 30, 2019;
- Contact Board office and provide corrected contact information within 10 days of receipt of this Notice;
- 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;
- 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;

# NOTICES OF VIOLATION

*Continued from Page 9*

- Attend and pass Contractor Disciplinary Business Course offered by Umpire Technologies (919) 624-3456 by October 30, 2019;
- Attend and pass Laws and Rules Class offered by the Board by October 30, 2019; and
- 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:** September 12, 2019

## **CASE FILE NUMBER: 2018-110**

**LICENSEE:** Theye Electric, Inc

**ADDRESS:** 1065 Boothe Hill Road, Chapel Hill, NC 27517

**LISTED QUALIFIED INDIVIDUAL:** Peter Scott Theye

**LICENSE NUMBER:** L.16060

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1) (7) in that the firm:

- (1) Failed to obtain and ensure manufacturer's circuit recommendations were followed.

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

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

**EFFECTIVE DATE:** September 12, 2019

## **CASE FILE NUMBER: 2019-156**

**LICENSEE:** Quality Alarm Systems

**ADDRESS:** 3250 Doris Acres Street, Asheboro, NC 27205

**LISTED QUALIFIED INDIVIDUAL:** Ricky Dale Jordan

**LICENSE NUMBER:** L.11741

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1) (2) and (7) and Title 21 NCAC 18B .0907 (c) in that the firm:

- (1) Transferred and assigned license to Quality Alarm Systems;
- (2) Allowed Quality Alarm Systems to operate an electrical contracting business when licensee was not regularly on active duty;
- (3) Failed to supervise employees in that licensee was not regularly on active duty;
- (4) Engaged in malpractice or unethical conduct in the use of license.

**BOARD ACTION:** The Board, acting through its staff, proposed a proposed a six (6) months suspension of license and the right to serve as a listed qualified individual on any license.

Prior to reinstatement:

- Attend and pass Contractor Disciplinary Business Course offered by Umpire Technologies (919) 624-3456; and
- Attend Laws and Rules class offered by the Board.

After suspension, license may be reinstated by written request. License and Qualifications must be placed on a two (year) probation with the following conditions:

- 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;
- 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;
- Maintain correct address and contact information with the Board; and
- 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:** September 12, 2019

## **CASE FILE NUMBER: 2018-292**

**LICENSEE:** R. D. Stone Electrical Contractors, Inc

**ADDRESS:** 5016 Groometown Rd, Greensboro, NC 27407

**LISTED QUALIFIED INDIVIDUAL:** Rodney Dale Stone

**LICENSE NUMBER:** U.16709

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1) (3), (7) and Title 21 NCAC 18B .0907 (c) in that the firm:

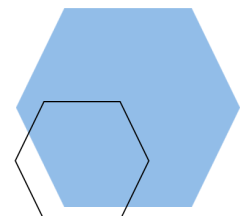
- (1) Failed to obtain required electrical permit before commencing a project at 3200 Damascus Church Rd, Chapel Hill, NC 27516; and
- (2) Engaged in malpractice in the use of license.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand and one (1) year probation, with twelve (12) 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:

- Complete the project and obtain final inspection approval from City of Carrboro Inspections Dept. by July 30, 2019;
- 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;
- 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; and
- 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:** September 12, 2019



# NOTICES OF VIOLATION

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## CASE FILE NUMBER: 2019-136

**LICENSEE:** The Steel Electric Company

**ADDRESS:** 3 Palm Tree Court, Greensboro, NC 27406

**LISTED QUALIFIED INDIVIDUAL:** Saladeen Kwablah Dalton

**LICENSE NUMBER:** L.21582

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1) (3), (7) and Title 21 NCAC 18B .0907 (c) in that the firm:

- (1) Failed to complete project and obtain final electrical inspection approvals for projects in Greensboro, NC after being notified;
- (2) Has open and expired permits in City of Greensboro and City of High Point.
- (3) Engaged in malpractice in the use of license

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand, pay a civil penalty of \$250, and one (1) year probation, with twelve (12) 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:

- 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;
- 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;
- Attend and pass Laws and Rules class offered by the Board by September 30, 2019; and
- 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:** September 12, 2019

## CASE FILE NUMBER: 2019-135

**LICENSEE:** Alternative Electrical Technologies LLC

**ADDRESS:** 110 Dan Longman Road, Tobaccoville, NC 27050

**LISTED QUALIFIED INDIVIDUAL:** Servando Garcia Maya

**LICENSE NUMBER:** L.29968

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1) (1), (3) and (7) and Title 21 NCAC 18B .0907 (c) in that the firm:

- (1) Continued to operate an electrical contracting business after license expired. Had late license

renewals for 6 of the last 6 years;

- (2) Failed to complete project and obtain final inspections after multiple warnings from City of Greensboro Inspections, and subsequently after being told by Board Staff;
- (3) Failed to respond to Board Staff and resolve matter within a timely manner;
- (4) Have aided or abetted unlicensed activity in that firm employs Bartolo Maya. Mr. Bartolo Maya is not a bona fide employee of firm;
- (5) Failed to obtain required electrical permit before commencing an electrical project at 3626 Cedar Springs Drive, Winston Salem, NC, and another electrical project at 2510 Sink St, Winston Salem, NC;
- (6) Has open and expired permits in City of Winston Salem and City of Greensboro.
- (7) Has expired corporation registration status with NC Secretary of State Corporation Listing;
- (8) Engaged in malpractice or unethical conduct in the use of license.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand, pay a \$500 civil penalty, and one (1) year probation, with twelve (12) 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:

- Complete the project and obtain final inspection approval on all open and expired permits by August 30, 2019;
- 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;
- Attend and pass Contractor Disciplinary Business Course offered by Umpire Technologies (919) 624-3456 by November 30, 2019;
- Attend and pass Laws and Rules Class offered by the Board by November 30, 2019;
- Contact Board office and provide updated contact information within 10 days of receipt of this notice; and
- 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:** September 12, 2019

## CASE FILE NUMBER: 2019-132

**LICENSEE:** Triad Electrical Solutions LLC

**ADDRESS:** 3604 Dogwood Drive, Greensboro, NC 27403

**LISTED QUALIFIED INDIVIDUAL:** Todd Mitchell Pittsley

**LICENSE NUMBER:** L.32879

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

**LISTED QUALIFIED INDIVIDUAL:** Travis Carroll Pollard



# NOTICES OF VIOLATION

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- (1) Have been operating in a name other than that in which license is issued. License was issued as Todd Pittsley, and firm operated as Triad Electrical Solutions, LLC;
- (2) Failed to correct deficiencies in a timely manner for an electrical project at 21 Loch Ridge Drive, Greensboro, NC;
- (3) Installed electrical contracting work with multiple violations of the State Electrical Code (2017 National Electrical Code) at above address;
- (4) Failed to obtain an electrical permit for electrical projects at 21 Loch Ridge Drive, Greensboro, NC and 6803 US Route 70, Mebane, NC; and
- (5) Engaged in malpractice or unethical conduct in the use of license.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand and one (1) year probation, with twelve (12) 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:

- 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;
- 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;
- Attend and pass Contractor Disciplinary Business Course offered by Umpire Technologies (919-624-3456) by October 30, 2019;
- Attend and pass Standard Level I Electrical Inspector Course approved by the NC Code Officials Qualifications Board by October 30, 2019;
- Attend and pass Laws and Rules Class offered by the Board by October 30, 2019; and
- 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:** September 12, 2019

**CASE FILE NUMBER:** 2019-98

**LICENSEE:** Lighthouse Electric NC Inc

**ADDRESS:** P. O. Box 226, Surf City, NC 28455

**LICENSE NUMBER:** L.22882

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1) (3), (7) and Title 21 NCAC 18B .0907 (c) in that the firm continued to operate electrical contracting business after license expired.

**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:** September 12, 2019

**CASE FILE NUMBER:** 2018-134

**LICENSEE:** ALS of North Carolina

**ADDRESS:** 502 Klumac Road, Salisbury, NC 28144

**LISTED QUALIFIED INDIVIDUAL:** Claude Zukowski and Wendell Spilip Spohn

**LICENSE NUMBER:** U.18772

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1) (3), (7) and Title 21 NCAC 18B .0907 (c) in that the firm:

- (1) Failed to correct deficiencies in a timely manner for a College of Health Sciences building project on the campus of Appalachian State University;
- (2) Failed to supervise employees for above project;
- (3) Installed electrical contracting work with violations of the State Electrical Code (2017 National Electrical Code) as follows:
  - a. Installed underground conduits for signaling devices at 14 inches under a roadway/parking lot (NEC Table 300.5);
  - b. Installed flexible cords in a raceway (NEC 400.8);
  - c. Installed wiring in luminaire poles without support (NEC 410.30);
  - d. No third-party listing for the traffic signal control cabinet; and
  - e. No third-party listing for the traffic signal pole.
  - f. Engaged in malpractice in the use of license.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand, pay a civil penalty of \$500.00, and one (1) year probation, with twelve (12) 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;
- 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; and
- Attend and pass Standard Level I Electrical Inspector Course approved by the NC Code Officials Qualifications Board.

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

**EFFECTIVE DATE:** September 12, 2019

**CASE FILE NUMBER:** 2019-165

**LICENSEE:** Brandon Electric Service

**ADDRESS:** 854 Green Pond Road, Clover, SC 29710

**LISTED QUALIFIED INDIVIDUAL:** William Brandon

**LICENSE NUMBER:** L.29290

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1) (3), (7) and Title 21 NCAC 18B .0907 (c) in that the firm:

- (1) Aided or abetted unlicensed activity in that firm allowed Johnny Dockery (Custom Pools) to install under supervision an electrical bonding system at 5065 Timberline Ln Gastonia, NC and contracted electrical installations with Johnny Dockery, a non-licensed General Contractor; and
- (2) Engaged in deceit or unethical conduct in the use of license.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand, pay civil penalty of \$500.00, and one (1) year probation, with twelve (12) 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

# NOTICES OF VIOLATION

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to comply with the following conditions:

- Attend the Laws and Rules class given by NC Board of Examiners of Electrical Contractors;
- 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;
- Maintain job files or other written records of contracts made and installations performed;
- 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;
- Notification of address change in writing within 30 days of any change in location, mailing address, telephone number and email address; and
- 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:** September 12, 2019

## CASE FILE NUMBER: 2018-310

**LICENSEE:** Sentinel Electric LLC d/b/a Mr. Electric of Gastonia

**ADDRESS:** 101 Jackson Court, Bessemer City, NC 28016

**LISTED QUALIFIED INDIVIDUAL:** William Edward Black II

**LICENSE NUMBER:** U.32529

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1) (7) and Title 21 NCAC 18B .0301 and .0908 (c) in that the firm's:

- (1) Qualifier operated for three months as an electrical contracting firm while living in Myrtle Beach, SC which subsequently resulted in not being readily active on duty and failing to supervise employees.

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

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

**EFFECTIVE DATE:** September 12, 2019

## CASE FILE NUMBER: 2017-47

**LICENSEE:** Barry Lewis Electric

**ADDRESS:** 19370 HWY 210 East, Angier, NC 27501

**LISTED QUALIFIED INDIVIDUAL:** Barry Lynn Lewis

**LICENSE NUMBER:** L.18154

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1), (7) and Title 21 NCAC 18B .0907 and .0908 in that the firm:

- (1) Failed to correct deficiencies in a timely manner in that firm failed inspections, causing numerous re-inspections for a generator installation at 2948 Dargan Hills Drive, Wake Forest, NC;
- (2) Installed electrical contracting work with multiple code violations of the State Electrical Code (NEC).

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand, pay a civil penalty of \$500.00 and a probationary period of one (1) year, with twelve (12) 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;
- Maintain job files or other written records of contracts made and installations performed;
- 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; and
- Attend and pass Standard Level I Electrical Inspector Course approved by the NC Code Officials Qualifications Board by January 20, 2019.

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

**EFFECTIVE DATE:** February 28, 2019

## CASE FILE NUMBER: 2018-178

**LICENSEE:** Utility Partners of America

**ADDRESS:** 109 Rome Court, Easley, SC 28642

**LISTED QUALIFIED INDIVIDUAL:** Gerald Lee Culler

**LICENSE NUMBER:** U.25687

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

- (1) Failed to supervise employees' electrical projects in Rutherford County.

**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 28, 2019

## CASE FILE NUMBER: 2018-279

**LICENSEE:** Jeremy K Evans Electric

**ADDRESS:** 2180 US1 HWY, Cameron, NC 28326

**LISTED QUALIFIED INDIVIDUAL:** Jeremy Kyle Evans

**LICENSE NUMBER:** SP-SFD.31883

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1) (3), (7) and Title 21 NCAC 18B .0902 in that the firm:

- (1) Continued to operate electrical contracting business after license expired. License expired on June 15, 2018, and was renewed on July 10, 2018;
- (2) Engaged in fraud by providing bogus and fraudulent quotes for submittal to American Water Damages for a project at 3608 Fairlane St, High Point, NC;
- (3) Have been operating in a name other than that in which license is issued. Operated company as Jeremy K. Evans;
- (4) Have aided or abetted unlicensed activity in that firm;
- (5) Employed Tryvir Blythe and pay him via Form 1099. This individual is not a bona fide employee; and
- (6) Have been contracting with Omar Nolzco, an unlicensed contractor, for numerous rental property and fire restoration electrical projects.
- (7) Failed to obtain required electrical permit for an electrical project at 1906 White St, High Point, NC;
- (8) (Failed to correct deficiencies in a timely manner for a job at 3506 Morris Farm Drive, Jamestown, NC;
- (9) Failed to provide payroll and invoice documentation as requested by Board staff; and

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(10) Engaged in malpractice or unethical conduct in the use of license.

**BOARD ACTION:** The Board, acting through its staff, proposes a reprimand and a probationary period of two (2) years, with twelve (12) 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 of probation:

- Obtain proper permits and final inspection for HVAC project at 1906 White St, High Point, NC by March 30, 2019;
- Contact High Point Inspections Department and remove company as electrical contractor of record and pay the outstanding \$25 reinspection fee for the project at 3506 Morris Farm Drive, Jamestown, NC. Omar Nolzco has agreed to add himself to the permit and assume responsibility for completion of the electrical project for a home in which he is the resident;
- 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;
- Contact Board office and provide corrected address and contact information within 10 days of receipt of this notice;
- Attend and pass Contractor Disciplinary Business Course offered by Umpire Technologies (919) 624-3456 by June 30, 2019;
- Attend and pass Standard Level I Electrical Inspector Course approved by the NC Code Officials Qualifications Board by June 30, 2019;
- Attend and pass the Laws and Rules class offered by the Board by June 30, 2019; and
- 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:** February 28, 2019

## **CASE FILE NUMBER: 2018-181**

**LICENSEE:** Bennett Electrical Maintenance and Construction

**ADDRESS:** 4418 Harborgate Road, Hope Mills, NC 28348

**LISTED QUALIFIED INDIVIDUAL:** Jimmy D. Bennett

**LICENSE NUMBER:** SP-SFD.23251

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1) (7) in that the firm:

- (1) Failed to obtain electrical permit for work performed on or about February of 2017 at 4128 Corinth Church Rd., Roseboro, NC;
- (2) Even though paid an amount of \$5000.00, failed to complete electrical work proposed;
- (3) Failed to complete and abandoned project at address above, until Board Staff made contact to obtain permit and complete the job including a final inspection;
- (4) Failed to resolve this matter with the Board's Field Staff in a timely manner; and
- (5) Engaged in malpractice and unethical conduct in the use of license.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand, pay a civil penalty of \$500.00 and one (1) year probation, with twelve (12) 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:

- Obtain required permit and final inspection for project at 4128 Corinth Church Rd., Roseboro;
- Attend and pass Contractor Disciplinary Business Course offered by Umpire Technology (919) 624-3456 by September 30, 2019;
- 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;
- 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; and
- 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:** February 28, 2019

## **CASE FILE NUMBER: 2018-46**

**LICENSEE:** Father and Son Electric Service Co, Inc

**ADDRESS:** 231 Main St, Fort Mill, SC 29715

**LISTED QUALIFIED INDIVIDUAL:** Ronald Talerico

**LICENSE NUMBER:** U.29487

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1) (6) in that the firm has been operating in a name other than that in which license is issued. Firm invoice indicates an address in North Carolina and another in South Carolina.

**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 28, 2019



# NOTICES OF VIOLATION

Continued from Page 14

## CASE FILE NUMBER: 2017-253

**LICENSEE:** Southern Lighting Services, Inc

**ADDRESS:** 4133 US Hwy 321A, Granite Falls, NC 28630

**LISTED QUALIFIED INDIVIDUAL:** Brian Edward Caldwell, Joshua Daniel Wilson

**LICENSE NUMBER:** U.26136

**VIOLATION(S):** Violated General Statute 87-43 and Title 21 NCAC 18B .0403 in that the firm:

- (1) Failed to have a separate license for each place of business with at least one listed qualified individual indicated thereon for the Wilmington and Asheville business locations;
- (2) Engaged in false or misleading advertising by operating places of business in different locations in that which license was issued by the Board, Southern Lighting Services, Inc., 4133 US Hwy 321A, Granite Falls, NC 28630; and
- (3) Engaged in unethical conduct and deceit in the practice of electrical contracting.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand, a civil penalty of five hundred dollars (\$500.00) and a probationary period of one (1) year with twelve (12) 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.

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

**EFFECTIVE DATE:** February 28, 2019

## CASE FILE NUMBER: 2018-255

**LICENSEE:** T. D. Melnik Electrical Company

**ADDRESS:** 6299 Queensgate Ct, Clemmons, NC 27012

**LISTED QUALIFIED INDIVIDUAL:** Tracy Dwayne Melnik

**LICENSE NUMBER:** L.19062

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1) (1), (3), and (7) and Title 21 NCAC 18B .0301 in that the firm:

- (1) Operate an electrical contracting business when Respondent was not regularly on active duty during the hours when Respondent committed himself to work for another employer;
- (2) Have aided or abetted unlicensed activity in that you employ Jimmy Gartie and Mike Shell. These individuals are not bona fide employees of the firm;
- (3) Failed to supervise employees in that Respondent worked for another employer;
- (4) Have an open permit for 2900 Griffin Rd, Rural Hall, NC; and
- (5) Engaged in malpractice or unethical conduct in the use of license.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand, pay a civil penalty of five hundred dollars (\$500) and a probationary period of one (1) year

with twelve (12) 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:

- 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;
- Obtain final electrical inspection approval for open permit listed above by May 30, 2019.
- 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;
- Attend and pass Contractor Disciplinary Business Course offered by Umpire Technologies by May 30, 2019; and
- 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:** February 28, 2019

## CASE FILE NUMBER: 2018-256

**LICENSEE:** Lakeside Electric of NC Inc

**ADDRESS:** P. O. Box 364, Davidson, NC 28036

**LISTED QUALIFIED INDIVIDUAL:** Brian David Gee

**LICENSE NUMBER:** L.16785

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

- (1) Firm aided or abetted unlicensed activity in that firm employed Kevin Hyde and payed him with a form 1099 for year 2017. Mr. Hyde is not a bona fide employee of the company; and
- (2) Engaged in malpractice in the use of license.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand and a civil penalty of five hundred (\$500.00) dollars and a probationary period of one (1) year subject to the following conditions:

- Firm to 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
- Commit no further violation of Article 5, Chapter 87 of the General Statutes or the rules of the Board.

In the event of failure to comply with the terms of probation, the firms license and the right to serve as a listed qualified individual on any license will be suspended for twelve (12) months.

**EFFECTIVE DATE:** February 29, 2019

## CASE FILE NUMBER: 2018-234

**LICENSEE:** Boatwright Electric Company

**ADDRESS:** 2116 Waxhaw Indian Trail, Indian Trail, NC 28079

**LISTED QUALIFIED INDIVIDUAL:** John Graham Boatwright

**LICENSE NUMBER:** SP.SFD.26456

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1), (1), (3) and (7) in that the firm:

- (1) Continued to operate electrical contracting business after license expired

# NOTICES OF VIOLATION

*Continued from Page 15*

and all license renewals have been late.

- (2) Aided or abetted unlicensed activity in that firm employed individuals to do electrical work who are not bona fide employees of the firm;
- (3) Failed to complete the electrical work at 3005 Markworth Rd, Charlotte, NC in a timely manner, causing the owner to make multiple requests to firm to complete the work, and causing the owner to reschedule other work multiple times at this project;
- (4) Failed to obtain electrical permits on multiple jobs;
- (5) Failed to provide accurate payroll documentation to Board Staff in a timely manner and
- (6) Has open and expired permits in Union County and Mecklenburg County as follows.

**BOARD ACTION:** The Board, acting through its staff, proposed a five hundred-dollar (\$500.00) civil penalty, reprimand and one (1) year probation, with twelve (12) 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:

- 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;
- Obtain final inspection approval on all open and expired permits in Union and Mecklenburg Counties by May 30, 2019;
- 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;
- Attend and pass Contractor Disciplinary Business Course offered by Umpire Technologies (919) 624-3456 by May 30, 2019; and
- 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:** February 28, 2019

## **CASE FILE NUMBER: 2018-223**

**LICENSEE:** Mainline Service Inc.

**ADDRESS:** P. O. Box 5108, High Point, NC 27262

**LISTED QUALIFIED INDIVIDUAL:** Keith Lee Hill

**LICENSE NUMBER:** U.32225

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

- (1) Failed to provide payroll and invoice documentation as requested by Board's Staff;
- (2) Transferred and assigned firms license to Mainline Service, Inc;
- (3) Allowed Mainline Service, Inc to operate an electrical contracting business while respondent was not regularly on active duty during the hours when respondent was committed to work for another employer;
- (4) Failed to supervise employees in that respondent was not regularly on active duty;
- (5) Has misrepresented or omitted a material fact on firm's license application and Verification of Employment; and
- (6) Engaged in malpractice or unethical conduct in the use of firm's license.

**BOARD ACTION:** The Board, acting through its staff, proposes a six (6) months suspension of license and the right to serve as a listed qualified individual on any license. Prior to reinstatement:

- Pay a civil penalty of five hundred dollars (\$500.00);
- Attend and pass Contractor Disciplinary Business Course offered by Umpire Technologies (919) 624-3456; and
- Attend Laws and Rules class offered by the Board.

After suspension, license may be reinstated by written request. License and Qualifications must be placed on a two (year) probation with the following conditions:

- 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;
- 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;
- Maintain correct address and contact information with the Board; and
- 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, license and the right to serve as a listed qualified individual on any license must be revoked. 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:** February 28, 2019

## **CASE FILE NUMBER: 2018-260**

**LICENSEE:** Carolina Electrical & Plumbing Contractors Inc

**ADDRESS:** 420 Creek Road, Rutherfordton, NC 28139

**LISTED QUALIFIED INDIVIDUAL:** Randy William Gregory

**LICENSE NUMBER:** L.15385

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

- (1) Failed to obtain required electrical permits in Forest City, NC;
- (2) Failed to obtain required final electrical inspections in Forest City, NC and
- (3) Had open electrical permits in Forest City, NC.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand, pay a civil penalty of two hundred, fifty dollars (\$1250.00) and a probationary

# NOTICES OF VIOLATION

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period of six (6) months subject to the following conditions:

- Firm obtains final inspection on all projects cited within ten (10) days of this notice;
- Firm obtains permits prior to commencement of work and request inspections within the (10) days of substantial completion of all work for which license is required and
- Firm 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, the firms license and the right to serve as a listed qualified individual on any license will be suspended for six (6) months.

**EFFECTIVE DATE:** February 28, 2019

## **CASE FILE NUMBER: 2018-191**

**LICENSEE:** Penrose Electric

**ADDRESS:** 330 Vineyard Loop, Pisgah Forest, NC 28768

**LISTED QUALIFIED INDIVIDUAL:** Stanley Thomas Frady

**LICENSE NUMBER:** L.20989

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1) (3), (7) and Title 21 NCAC 18B .0909 (a) in that the firm:

- (1) Have aided or abetted unlicensed activity in that you entered into a contract with Doug Crowe (Non-licensed General Contractor) to install electrical wiring at 215 E. Falls View Dr. Pisgah Forest, NC; and
- (2) Failed to obtain required electrical permit before commencement of work for an electrical project located 215 E. Falls View Dr. Pisgah Forest, NC.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand, pay a civil penalty of \$250.00 and a probationary period of six (6) months with twelve (12) months suspension of license and the right to serve as a qualified individual on any license issued by the Board in the event of failure to comply with the following conditions:

- Obtain all required permits from Transylvania County Building Inspection Department and obtain final inspections for electrical project located 215 E. Falls View Dr. Pisgah Forest, NC;
- 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;
- 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; and
- Commit no further violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board.

There were no objections from the licensee.

**EFFECTIVE DATE:** February 28, 2019.

## **CASE FILE NUMBER: 2018-176**

**LICENSEE:** I.R.V. Plumbing Inc

**ADDRESS:** 362 Crompton Street, Charlotte, NC 28273

**LISTED QUALIFIED INDIVIDUAL:** Trifon Trifonov

**LICENSE NUMBER:** I.25431

**VIOLATION(S):** Violated General Statute 87-47 (a1) (3), (7), Title 21 NCAC 18B .0301 and .0306 in that the firm:

- (1) Has been operating in a name other than that in which firm license is issued. The firm is operating in the names of: IRV Plumbing, Inc; IRV Plumbing and Electric; and IRV Plumbing, Electric, and HVAC;
- (2) Transferred and assigned license to IRV Plumbing Inc.;
- (3) Allowed IRV Plumbing, Inc to operate an electrical contracting business when qualifier was not regularly on active duty during the hours when the firm committed to work for another employer and respondent was not a bona fide employee of the firm;
- (4) Failed to supervise employees in that respondent lives in Seattle WA, and only visited the firm 3 times per year; and
- (5) Engaged in malpractice or unethical conduct in the use of firms' license.

**BOARD ACTION:** The Board, acting through its staff, recommends upon review of the complaint and the results of staff investigation, a six (6) months suspension of license and the right to serve as a listed qualified individual on any license. The following are conditions of reinstatement: Prior to reinstatement:

- Pay a civil penalty of \$1,000;
- Attend and pass Contractor Disciplinary Business Course offered by Umpire Technologies;
- Attend and pass the Laws and Rules Class offered by the Board; and
- Contact Board office and provide correct address and contact information.
- After suspension, license may be reinstated by written request. License and Qualifications will be placed on a two (year) probation with the following conditions:
- 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;
- 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
- 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;
- 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;
- Maintain correct address and contact information with the Board; and
- 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, license and the right to serve as a listed qualified individual on any license will be revoked. 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:** February 28, 2019



# NOTICES OF VIOLATION

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## CASE FILE NUMBER: 2018-266

**LICENSEE:** Electric Paramedics, LLC

**ADDRESS:** 4004 Lower River Road, Sanford, NC 27330

**LISTED QUALIFIED INDIVIDUAL:** Darryl Kenneth Jones

**LICENSE NUMBER:** U.30149

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1) (3), (7) and Title 21 NCAC 18B .0907 (c) in that the firm: Installed electrical contracting work with violations of the State Electrical Code (2017 National Electrical Code) by installing spliced feeders inside conduit without approved splices; and

Engaged in malpractice in the use of license.

**BOARD ACTION:** The Board, acting through its staff, proposes a reprimand, pay a civil penalty of \$500.00 and a probationary period of one (1) year subject to the following conditions of probation:

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;

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 20, 2019

## CASE FILE NUMBER: 2018-269

**LICENSEE:** Fire Protection, Inc.

**ADDRESS:** 1048 Bragg Blvd, Fayetteville, NC 28301

**LISTED QUALIFIED INDIVIDUAL:** Donald Lee Corbin

**LICENSE NUMBER:** L.16224

**VIOLATION(S):** Violated G. S. 87-47 (a1) (1), (3), (6) and (7) in that firm:

(1) Continued to operate electrical contracting business after license expired. License had late renewals for 8 of the last 8 years;

(2) Have been operating in a name other than that in which license is issued, Fire Safety Services, Inc;

(3) Corporation is not listed with NC Secretary of State;

(4) Have aided or abetted unlicensed activity in that firm

hired Austin (last name unknown), Michael Corbin, Roger Jessup, and Chris (last name unknown). These individuals are not bona fide employees;

(5) Failed to obtain required electrical permit for a fire alarm project at 204 Grove St, Sanford, NC before commencing work. Firm began work on March 22, 2018. No permit was issued;

(6) Failed to complete or abandoned a project at above address even though paid in full in the amount of \$2500;

(7) Failed to correct deficiencies in a timely manner for project listed above;

(8) Failed to supervise employees project listed above in that Donald Lee Corbin never visited this site and have not been on active duty for the firm since February 2018;

(9) Engaged in malpractice or unethical conduct in the use of license.

**BOARD ACTION:** The Board, acting through its staff, proposed a six (6) months suspension of license and the right to serve as a listed qualified individual on any license with conditions of reinstatement as follows: Prior to reinstatement:

- Pay a \$1000 civil penalty;

- Pay restitution in the amount of \$2500 to Amiya Kaye Family Care Home;

- Attend and pass Contractor Disciplinary Business Course offered by Umpire Technologies (919) 624-3456; and

- Attend and pass Laws and Rules Class offered by the Board.

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

**EFFECTIVE DATE:** June 20, 2019

## CASE FILE NUMBER: 2019-85

**LICENSEE:** RSRV Power LLC

**ADDRESS:** 197 Timberland Loop, Mooresville, NC 28115

**LISTED QUALIFIED INDIVIDUAL:** Emil Bec

**LICENSE NUMBER:** U.26450

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

Have aided or abetted unlicensed activity in that you gave onsite technical assistance to a non-licensee of this Board for an electrical project located 8018 Blackwood Rd. Denver, NC 28037.

**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:** June 20, 2019

## CASE FILE NUMBER: 2018-298

**LICENSEE:** ELJ Electric

**ADDRESS:** 6234 Coach Hill Ln, Charlotte, NC 28212

**LISTED QUALIFIED INDIVIDUAL:** Ervin Leroy Jackson

**LICENSE NUMBER:** I.19812

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1) (7) and Title 21 NCAC 18B .0907 (c) in that the firm:

(1) Failed to obtain required electrical permit on three different projects at 1007 W. Roosevelt Blvd, Monroe, NC;

(2) Have open and expired permits in Mecklenburg County;

(3) Have incorrect contact information listed with the Board records; and

(4) Engaged in malpractice in the use of license.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand, pay a civil penalty of \$250.00 and a probationary period of one (1) year subject to the following conditions of probation:

- 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;

- Obtain permits and final inspection approvals for all electrical work completed at 1007 W. Roosevelt Blvd, Monroe, NC by March 30, 2019;

- Obtain final inspection approval for all open and expired permits listed

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listed above by March 30, 2019;

- Contact Board office within 10 days and provide correct contact information; and
- 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 20, 2019

## CASE FILE NUMBER: 2019-33

**LICENSEE:** Safe Electric

**ADDRESS:** 905 Madison St, Roanoke Rapids, NC 27870

**LISTED QUALIFIED INDIVIDUAL:** Jeffrey Lynn Beaver

**LICENSE NUMBER:** L.11631

**VIOLATION(S):** Violated G. S. 87-47 (a1) (1), (3) and (7) in that the firm:

- (1) Continued to operate electrical contracting business after license expired. You have had late license renewals for 3 of the last 6 years;
- (2) Have aided or abetted unlicensed activity in that you employ Jeffrey T Beaver, Brandon Lee Evans, and Zachary K Grissom and pay them via Form 1099. These individuals are not bona fide employees of firm;
- (3) Failed to obtain required electrical permit before commencing projects in Roanoke Rapids, NC and Enfield, NC;
- (4) Have an open permit at 5752 Ita Rd, Hollister, NC;
- (5) Failed to correct deficiencies in a timely manner for a project at 3747 Three Bridges Rd, Roanoke Rapids, NC;
- (6) Failed to supervise employees for a project at 3747 Three Bridges Rd, Roanoke Rapids, NC;
- (7) Installed electrical contracting work with multiple violations of the State Electrical Code (2017 National Electrical Code) with dangerous electrical issues for a project at 3747 Three Bridges Rd, Roanoke Rapids, NC;
- (8) Engaged in malpractice or unethical conduct in the use of license.
- (9) Staff notes the project at 3747 Three Bridges Rd, Roanoke Rapids, NC has been corrected and passed final inspection on 2/15/19.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand, pay a civil penalty of \$500.00 and a probationary period of one (1) year subject to following conditions of probation:

- Obtain final inspection approval for the project at 5752 Ita Rd, Hollister, NC by March 15, 2019;
- 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;
- Attend and pass Contractor Disciplinary Business Course offered by Umpire Technologies (919) 624-3456 info@umpiretechnologiesgroup.com by August 30, 2019;
- Attend and pass Standard Level I Electrical Inspector Course approved by the NC Code Officials Qualifications Board by August 30, 2019;
- Attend and pass Laws and Rules class offered by the Board by August 30, 2019; and
- 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 20, 2019

## CASE FILE NUMBER: 2018-75

**LICENSEE:** GEC Electric, Inc

**ADDRESS:** P. O. Box 957, Benson, NC 27504

**LISTED QUALIFIED INDIVIDUAL:** Joseph Edward Byrd

**LICENSE NUMBER:** L.19589

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1) (3), (7) and Title 21 NCAC 18B .0907 (c) in that the firm:

- (1) Aided or abetted unlicensed activity in that firm employed George Eric Cole who was not a bona fide of GEC Electric Inc.

**BOARD ACTION:** The Board, acting through its staff, proposes a reprimand. There was no objection from the licensee and the Board concurred in the action of staff.

**EFFECTIVE DATE:** June 20, 2019

## CASE FILE NUMBER: 2019-19

**LICENSEE:** Mountain Power Electric

**ADDRESS:** 5621 W US Highway 64, Murphy, NC 28906

**LISTED QUALIFIED INDIVIDUAL:** Kenneth Waggoner

**LICENSE NUMBER:** U.24563

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

- (1) Failed to obtain required electrical permits before commencement of electrical work for an electrical project located 435 Upper Cove Rd. Robbinsville, NC 28771.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand, and a probationary period of six (6) months subject to the conditions;

- Obtain an electrical permit and final inspection for the electrical project located 435 Upper Cove Rd. Robbinsville, NC by March 4, 2019;
- 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;
- Complete the work, correct all code violations and request final inspection approval within (10) days of this notice; and
- 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 20, 2019

# NOTICES OF VIOLATION

*Continued from Page 19*

## **CASE FILE NUMBER: 2019-34**

**LICENSEE:** Hometown Electric, LLC

**ADDRESS:** 2511 Southside Road, Lincolnton, NC 28092

**LISTED QUALIFIED INDIVIDUAL:** Warren Neely Gates

**LICENSE NUMBER:** L.24793

**VIOLATION(S):** Violated G. S. 87-47 (a1) (6) and (7) in that firm:

- (1) Have been operating in a name other than that in which license is issued. Hometown Electric;
- (2) Installed electrical contracting work with violations of the State Electrical Code (2017 National Electrical Code) by installing ground rods that were cut in half at a new residence at 600 Camp McCall Rd, Bostic, NC;
- (3) Have multiple open permits in Lincoln County with no final inspections;
- (4) Engaged in malpractice or unethical conduct in the use of license.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand, pay a civil penalty of \$500.00 and a probationary period of one (1) year subject to the following conditions of probation:

- 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; and
- 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 20, 2019

## **CASE FILE NUMBER: 2018-303 and 2019-22**

**LICENSEE:** Andrew Martin McCord

**ADDRESS:** 80 S. Sunny Club Ln, Apt#303, Garner, NC 27529

**LISTED QUALIFIED INDIVIDUAL:** Andrew Martin McCord

**LICENSE NUMBER:** L.29077

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1) (1), (3), (4) and (7) in that the firm:

- (1) Continued to operate electrical contracting business after license expired. License renewals were late 4 of the last 5 years;
- (2) Have been operating in a name other than that in which license is issued. Firm operated business as Connect Electric;
- (3) Have aided or abetted unlicensed activity in that firm employed Kenny West who is not a bona fide employee of firm;
- (4) Have an open electrical permit at 2022 Reaves Drive, Raleigh, NC;
- (5) Have an expired electrical permit at 4421 Six Forks Rd, Raleigh, NC;
- (6) Failed to obtain required electrical permits at multiple locations in the Angier, Raleigh, Garner and Durham areas;
- (7) Received \$2200 advanced payment, and abandoned project at 302 Queensferry Rd, Cary, NC;
- (8) Received \$609.20 advanced payment, and abandoned project at 377 Indian Branch Dr, Morrisville, NC;
- (9) Failed to correct deficiencies in a timely manner at above addresses;
- (10) Failed to disclose criminal convictions on Name Change application and license renewal application;
- (11) Failed to disclose October 21, 2016 Misdemeanor conviction, "Possession of Drug Paraphernalia", on reinstatement application dated July 30, 2018 and renewal application dated August 9, 2018; and
- (12) Engaged in malpractice or unethical conduct in the use of license.

**BOARD ACTION:** The Board, acting through its staff, proposed a five hundred dollar (\$500.00) civil penalty, reprimand and one (1) year probation, with twelve (12) 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:

- Obtain final inspections on all open and expired permits by April 30, 2019;
- Pay restitution in the amount of \$2200 to Farooq Agha by April 30, 2019;
- Pay Restitution in the amount of \$609.20 to Manpreet Singh by April 30, 2019;
- 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;
- Attend and pass Contractor Disciplinary Business Course offered by Umpire Technologies (919) 624-3456 by September 30, 2019;
- Attend and pass Laws and Rules Class offered by the Board by September 30, 2019;
- Andrew Martin McCord is hereby cautioned for failure to disclose criminal convictions and reminded to be truthful with the Board on all future communications;
- 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 20, 2019



# NOTICES OF VIOLATION

*Continued from Page 20*

## **CASE FILE NUMBER: 2018-253 and 2019-21**

**LICENSEE:** P&B Electric Company

**ADDRESS:** 4701 Camp Creek Road, Lancaster, SC 29720

**LISTED QUALIFIED INDIVIDUAL:** Clifford Odell Polson Jr.

**LICENSE NUMBER:** U.04506

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1) (1), (3), (6) and (7) in that the firm:

- (1) Continued to operate electrical contracting business after license expired.
- (2) Have been operating in names other than that in which license is issued. Firm has been operating in the names below:
  - a. P&B Electric Co
  - b. P&B Electric Construction Co, LLC
  - c. P&B Electric Construction LLC
  - d. P&B Electric Construction
  - e. P&B Electrical Company
  - f. Buster Bass
- (3) Failed to obtain required electrical permit before commencing an electrical project at 1300 Four Lakes Drive, Matthews, NC. Firm began work on July 25, 2018 but the permit was issued on August 8, 2018;
- (4) Failed to correct deficiencies in a timely manner at above address;
- (5) Failed to obtain permits on multiple projects in the Charlotte area;
- (6) Have at least 75 expired permits in Mecklenburg County;
- (7) Have 84 open permits in Mecklenburg County;
- (8) Failed to supervise employees at above address;
- (9) Have incorrect contact information listed with this Board;
- (10) Have expired corporation registration with the NC Secretary of State;
- (11) Failed to resolve issue with Board Staff; and
- (12) Engaged in malpractice or unethical conduct in the use of license.

**BOARD ACTION:** The Board, acting through its staff, proposed a five hundred dollar (\$500.00) civil penalty, reprimand and one (1) year probation, with twelve (12) 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:

- Complete the project and obtain final electrical inspection approval at 3216/3218 Weston St, Charlotte, NC by 3/15/19;
- Obtain final inspection approval on all open and expired permits listed above by December 30, 2019;
- 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;
- Attend and pass Contractor Disciplinary Business Course offered by Umpire Technologies by September 30, 2019;
- Attend and pass the Laws and Rules Class offered by the Board by September 30, 2019;
- Obtain proper listing status with NC Secretary of State Corporations listing;
- 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 20, 2019

## **CASE FILE NUMBER: 2019-97**

**LICENSEE:** Mercury Electric Service

**ADDRESS:** 58 Nichols Drive, Marion, NC 28752

**LISTED QUALIFIED INDIVIDUAL:** David Andrew Shedlock

**LICENSE NUMBER:** U.23993

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1) (3), (7) and Title 21 NCAC 18B .0907 (c) in that the firm:

- (1) Have aided or abetted unlicensed activity in that firm contracted with Warren Restoration, a non-licensee, for an electrical project located at 7 Creek Hollow Ln. Hendersonville, NC; and
- (2) Failed to obtain a required electrical permit before commencement of electrical work installed at 7 Creek Hollow Ln. Hendersonville, NC.

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

- Must obtain required electrical permit from Henderson County Inspection Department and final inspection for electrical project located 7 Creek Hollow Ln. Hendersonville, NC by April 30, 2019;
- Enroll and complete Board's Laws and Rules class as approved by 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;
- 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;
- 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 20, 2019

# NOTICES OF VIOLATION

Continued from Page 21

## CASE FILE NUMBER: 2018-130

**LICENSEE:** T I G Electric, LLC

**ADDRESS:** 2017 Chipstone Road, Charlotte, NC 28262

**LISTED QUALIFIED INDIVIDUAL:** David W. Samuels

**LICENSE NUMBER:** I.26950

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1) (1), (3) and (7) in that the firm:

- (1) Continued to operate electrical contracting business after license expired and firm has been late renewals of license for 5 of the last 8 years;
- (2) Have aided or abetted unlicensed activity in that firm employed Donald Luke, an unlicensed individual that is not a bona fide employee;
- (3) Failed to provide payroll information as requested by Board Staff;
- (4) Failed to obtain required electrical permit for an electrical project at 4114 Strangford Ave, Charlotte, NC;
- (5) Failed to complete or abandoned a project at above address;
- (6) Have expired LLC corporation registration status with NC Secretary of State;
- (7) Have 18 expired permits in the City of Charlotte with no final inspections; and
- (8) Engaged in malpractice or unethical conduct in the use of license.

**BOARD ACTION:** The Board, acting through its staff, proposed a reprimand, five hundred dollars (\$500.00) civil penalty and one (1) year probation, with twelve (12) 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;
- Pay restitution in the amount of \$700 to Cassandra Phipps, and provide evidence of payment to Board Staff by September 30, 2018;
- Obtain final inspection approval of all open and expired permits by April 30, 2018;
- 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;
- 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 of which records shall be available for inspection at

- any time during normal business hours upon request by the Board;
- Contact Board office and provide correct contact information by September 30, 2018; and
- Attend and pass Contractor Disciplinary Business Course offered by Umpire Technologies by April 30, 2019.

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

**EFFECTIVE DATE:** June 20, 2019

## CASE FILE NUMBER: 2019-119

**LICENSEE:** Ellis D. Osborne Electric

**ADDRESS:** 1546 Rock Creek Road, Creston, NC 28615

**LISTED QUALIFIED INDIVIDUAL:** Ellis Dwight Osborne

**LICENSE NUMBER:** U.13074

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1) (3) and (7) in that the firm:

- (1) Have aided or abetted unlicensed activity in that firm employed Trever Osborne and payed him with form 1099. Trever Osborne is not a bona fide employee of firm;
- (2) Failed to correct deficiencies in a timely manner for a project at 193 Hilltop Way, Blowing Rock, NC;
- (3) Failed to supervise employees for project at above address;
- (4) Installed electrical contracting work with multiple violations of the State Electrical Code (2017 National Electrical Code) as follows:
- (5) Engaged in malpractice or unethical conduct in the use of license.

**BOARD ACTION:** The Board, acting through its staff, proposed a five hundred dollar (\$500.00) civil penalty, reprimand and one (1) year probation, with twelve (12) 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:

- 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;
- Maintain job files or other written records of contracts made and installations performed;
- 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;
- Attend and pass Standard Level I Electrical Inspector Course approved by the NC Code Officials Qualifications Board by September 30, 2019; and
- 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 20, 2019

## CASE FILE NUMBER: 2019-11

**LICENSEE:** G.F. Electric Company

**ADDRESS:** 2109 Jordan Cabin Road, Wendell, NC 27591

**LISTED QUALIFIED INDIVIDUAL:** Gary Michael Frank

**LICENSE NUMBER:** L.12513

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1) (3) and (7) in that the firm:

- (1) Have aided or abetted unlicensed activity in that firm contracted with Ali Zanzoul, an unlicensed individual for renovation projects in the Raleigh area;
- (2) Failed to obtain required electrical permit for projects in the Raleigh area;

# NOTICES OF VIOLATION

*Continued from Page 22*

- (3) Have open and expired permits in Wake County and City of Raleigh;
- (4) Signed blank permit applications and allow others to obtain electrical permits in the Wake County area; and
- (5) Engage in malpractice or unethical conduct in the use of license.

**BOARD ACTION:** The Board, acting through its staff, proposed a five hundred dollars (\$500.00) civil penalty, reprimand and one (1) year probation, with twelve (12) 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;
- Obtain final inspection approval on all open and expired permits listed above by July 30, 2019;
- 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;
- Attend and pass Contractor Disciplinary Business Course by July 30, 2019;
- Attend and pass Laws and Rules Class offered by the Board by July 30, 2019;

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

**EFFECTIVE DATE:** June 20, 2019

## **CASE FILE NUMBER: 2018-88**

**LICENSEE:** FTL Electric

**ADDRESS:** 303 Church Street, Ste 165, Rock Hill, SC 29730

**LISTED QUALIFIED INDIVIDUAL:** Jeffrey Thomas Husta

**LICENSE NUMBER:** U.26651

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 a1) (7) and Title 21 NCAC 18B .0301, .0907 (c), .0908 (c) and .0909 (a) in that the firm:

- (1) Failed to supervise employees on an electrical project

located 2312 Sewlyn Av. Charlotte, NC which subsequently resulted in employees failing to install contracted work;

- (2) Failed to complete an electrical project located 2312 Sewlyn Av. Charlotte, NC in a timely manner that resulted in the termination of contract with Emergency Power Solutions;
- (3) Failed to be actively on duty for the electrical project located 2312 Sewlyn Av. Charlotte, NC in that Jeffrey Husta was Colorado on other electrical projects for extended periods of time when presence was requested;
- (4) Failed to obtain required electrical permit before commencement of work for an electrical project located 2312 Sewlyn Av Charlotte, NC; and
- (5) Failed to obtain a required rough-in inspection for the 4th and 5th floor electrical wiring at an electrical project located 2312 Sewlyn Ave. Charlotte, NC which subsequently required by the order of Mecklenburg County Inspection Department a third party testing firm to confirm the integrity of the electric wiring at a cost of \$1,250 to Emergency Power Solutions.

**BOARD ACTION:** The Board, acting through its staff, proposed a five hundred dollar (\$500.00) civil penalty, reprimand and one (1) year probation, with twelve (12) 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:

- Must pay restitution to Emergency Power Solution of \$1,250 for third party testing of an electrical project at 2312 Sewlyn Av. Charlotte, NC by April 30, 2019;
- Enroll and attend the Board's Laws and rules class;
- 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;
- 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;
- Attend and pass Contractor Disciplinary Business Course offered by Umpire Technology;
- 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 20, 2018

## **CASE FILE NUMBER: 2019-90**

**LICENSEE:** Parker's Electrical Service

**ADDRESS:** 3543 West Mill Creek Road, Warrensville, NC 28693

**LISTED QUALIFIED INDIVIDUAL:** Jonathan N. Parker

**LICENSE NUMBER:** U.27058

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1) (1), (3), (6), (7) in that the firm:

- (1) Continued to operate electrical contracting business after license expired.;
- (2) Have been operating in a name other than that in which license is issued. Firm operated business as:
  - a. Parker's Electrical Service
  - b. Parker's Electrical
  - c. Parker Electric
  - d. Parker's Electrical Service & Contracting Company



# NOTICES OF VIOLATION

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- (3) Have aided or abetted unlicensed activity in that you started an electrical project at 458 Don Adams Rd, Lansing, NC for a septic tank pump and alarm and left the underground wire coiled up for later installation and completion by the septic tank installer Kasey McNeil. Kasey McNeil does not hold an electrical contracting license with this Board;
- (4) Failed to obtain required electrical permit for above address;
- (5) Failed to complete or abandoned a project at above address;
- (6) Failed to obtain electrical permits for three other electrical projects;
- (7) Have multiple expired permits in Ashe County with no final inspections;
- (8) Engaged in malpractice or unethical conduct in the use of license.

**BOARD ACTION:** The Board, acting through its staff, proposed a five hundred dollar (\$500.00) civil penalty, reprimand and one (1) year probation, with twelve (12) 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:

- Pay restitution in amount of \$417.84 to Jenifer Dixon by March 31, 2019 and provide documentation evidence to Board Staff;
- Obtain final electrical inspection approval for all open and expired permits and provide documentation to Board Staff by September 30, 2019;
- 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;
- 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;
- Attend and pass Contractor Disciplinary Business Course offered by Umpire Technologies (919) 624-3456 by September 30, 2019; and
- Attend and pass Laws and Rules Class offered by the Board by September 30, 2019;
- 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 20, 2019

## CASE FILE NUMBER: 2019-118

**LICENSEE:** C & C Electric of Fayetteville

**ADDRESS:** 2616 Horner Drive, Fayetteville, NC 28306

**LISTED QUALIFIED INDIVIDUAL:** Robert Allen Collins

**LICENSE NUMBER:** U.04547

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1) (3), (7) in that the firm:

- (1) Failed to supervise employees for an electrical project at 127 Summit Ave, Burlington, NC;
- (2) Failed to correct deficiencies in a timely manner at above address;
- (3) Have aided or abetted unlicensed activity in that firm employed Chad Norton, Marcus Winters, and Jerry Winters. These individuals are not bona fide employees;
- (4) Failed to comply with Board Order that resulted from Complaint Case File 2018-165 in that you failed to comply with an of the conditions of Board Order;
- (5) Installed electrical contracting work with multiple violations of the State Electrical Code (2017 National Electrical Code); and
- (6) Engaged in malpractice or unethical conduct in the use of license.

**BOARD ACTION:** Staff recommends upon review of the complaint and the results of staff investigation, and pursuant to Robert Allen Collins request for voluntary suspension of license. Request is granted.

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

**EFFECTIVE DATE:** June 20, 2019

## CASE FILE NUMBER: 2019-66

**LICENSEE:** Burlington Electrical Services

**ADDRESS:** 571 Jordan Creek Drive, Burlington, NC 27217

**LISTED QUALIFIED INDIVIDUAL:** Robert Eddy Lamar

**LICENSE NUMBER:** L.16819

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1) (1), (2), (3), (5), (6) and (7) in that the firm:

- (1) Continued to operate electrical contracting business after license expired. License renewals were late 4 of the last 4 years;
- (2) Engaged in false, misleading or deceptive advertising in that you list non-licensed individuals Jack Perry and Wesley Troxler on invoice letterhead, and use a Jack Perry DBA 4-Star Cabling address as company address; Have been operating in a name other than that license is issued:
  - a. Burlington Electric
  - b. Burlington Electrical
  - c. Burlington Electric Raul
  - d. Raul
  - e. Burlington Electrical Services Co
  - f. 4-Star Cabling
- (3) Have aided or abetted unlicensed activity in that firm employs Jack Perry, Wesley Troxler, and Raul Villegas and allow the customer to pay non-licensees direct. These individuals are not bona fide employees of firm;
- (4) Failed to obtain required electrical permit for 26 electrical projects at Brenntag Southeast, 2 HCL Blvd, Greensboro NC 27409;
- (5) Failed to complete or abandoned a pool project at 4135 Mebane Rogers Rd, Mebane, NC;
- (6) Failed to correct deficiencies in a timely manner for a project at 2501 Hughes Mill Rd, Burlington, NC;
- (7) Failed to supervise employees at multiple jobs by never visiting the job sites;
- (8) Installed electrical contracting work with violations of the State Electrical Code (2017 National Electrical Code). No GFCI protection for bathroom or garage receptacles at 2501 Hughes Mill Rd, Burlington, NC;

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- (10) Failed to provide load calculations for 2501 Hughes Mill Rd, Burlington as requested by Alamance County electrical inspector;
- (11) Failed to follow manufacturer instructions by installing GE circuit breakers in a Siemens panel on project at 2501 Hughes Mill Rd, Burlington, NC; and
- (12) Engaged in malpractice or unethical conduct in the use of license.

**BOARD ACTION:** Staff recommends upon review of the complaint and the results of staff investigation, and pursuant to the standards set forth in G. S. 87-47 (a2) and (a3), the Board, acting through its staff, proposes a six (6) months suspension of license and the right to serve as a listed qualified individual on any license with conditions of reinstatement as follows:

Prior to reinstatement:

- Pay a \$1000 civil penalty;
- Attend and pass Contractor Disciplinary Business Course offered by Umpire Technologies (919) 624-3456;
- Attend and pass Standard Level I Electrical Inspector Course approved by the NC Code Officials Qualifications Board; and
- Attend and pass Laws and Rules Class offered by the Board.

Upon reinstatement, license will be placed on probation for a period of twelve (12) months with the following conditions of probation:

- 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; and
- 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 20, 2019

**CASE FILE NUMBER:** 2018-294

**LICENSEE:** Respondent Box Electric Company

**ADDRESS:** 5516 Old Wake Forest Road, Raleigh, NC 27609

**LISTED QUALIFIED INDIVIDUAL:** Robert Ray Goettge

**LICENSE NUMBER:** U.24100

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1) (7) in that the firm: Allowed a permit to remain open for an extended period for a project at Islamic Association of Cary, 1155 W. Chatham St, Cary, NC. This allowed unauthorized electrical work to be done on a project by others.

**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:** June 20, 2019

**CASE FILE NUMBER:** 2018-290 and 2019-36

**LICENSEE:** Mr. Electric of Durham and Greensboro

**ADDRESS:** 5441 Lumley Road, Suite 104, Durham, NC 27703

**LISTED QUALIFIED INDIVIDUAL:** Steven Lee Watterson

**LICENSE NUMBER:** U.14645

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1) (1), (3), (5), (6) and (7) in that the firm:

- (1) Failed to provide payroll documentation as requested by Board Staff;
- (2) Have been operating a branch office at 2606 Phoenix Drive, Suite 604, Greensboro, NC without an electrical license and a qualified individual;
- (3) Engaged in false, misleading or deceptive advertising by advertising as Mr. Electric of Cary, Mr. Electric of Durham, and Mr. Electric of Raleigh; Have been operating in a name other than license is issued:

- a. Mr. Electric of Cary
- b. Mr. Electric of Durham
- c. Mr. Electric of Greensboro
- d. Mr. Electric of Raleigh;

- (4) Failed to correct deficiencies and complete electrical project in a timely manner for a project at 1530 Rock Spring St, Greensboro, NC;
- (5) Installed electrical contracting work with multiple violations of the State Electrical Code (2017 National Electrical Code) as follows:
- (6) Engaged in malpractice or unethical conduct in the use of license.

**BOARD ACTION:** Staff recommends upon review of the complaint and the results of staff investigation, and pursuant to the standards set forth in G. S. 87-47 (a2) and (a3), the Board, acting through its staff, proposes a six (6) months suspension of license and the right to serve as a listed qualified individual on any license with conditions of reinstatement as follows:

Prior to reinstatement:

- Pay a \$1000 civil penalty;
- Attend and pass Contractor Disciplinary Business Course offered by Umpire Technologies;
- Attend and pass Standard Level I Electrical Inspector Course approved by the NC Code Officials Qualifications Board; and
- Attend and pass Laws and Rules Class offered by the Board.

Upon reinstatement, license will be placed on probation for a period of twelve (12) months with the following conditions of probation:

- 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
- Obtain final inspection approval for all open and expired permits;

# NOTICES OF VIOLATION

Continued from Page 25

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; and
- 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, license and the right to serve as a listed qualified individual on any license will be suspended for twelve (12) months. 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 20, 2019

## CASE FILE NUMBER: 2019-115

**LICENSEE:** Alpha Electrical & Electronic Inc.

**ADDRESS:** 1419 Old Highway 52, Pilot Mountain, NC 27041

**LISTED QUALIFIED INDIVIDUAL:** Tommy Allen Francis

**LICENSE NUMBER:** U.19801

**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1) (1), (3) and (7) in that the firm:

- (1) Continued to operate electrical contracting business after license expired. Have had late license renewals for 12 of the last 13 years;
- (2) Have aided or abetted unlicensed activity in that firm employed the following individuals and pay them via Form 1099. These individuals are not bona fide employees of the firm:
  - a. Tim Estep
  - b. Nathan Miller
  - c. Chris Henson
  - d. Benjamin Francis
  - e. Tommy Francis;
- (3) Have 20 open and expired permits in Surry County with no final inspections;
- (4) Have expired corporation listing with NC Secretary of State Corporation listing; and
- (5) Engaged in malpractice or unethical conduct in the use of license.

**BOARD ACTION:** The Board, acting through its staff, proposed a five hundred dollar (\$500.00) civil penalty, reprimand and two (2) year probation, with twelve (12) 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:

- 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 current listing status with NC Secretary of State Corporations Listing;
- Attend and pass Contractor Disciplinary Business Course offered by Umpire Technologies by October 30, 2019;
- Attend and pass Laws and Rules class offered by the Board by October 30, 2019; and
- 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 20, 2019

## CASE FILE NUMBER: 2019-112

**LICENSEE:** Walter Riley Smith

**ADDRESS:** 104 Willieville Lane, Henderson, NC 27536

**LISTED QUALIFIED INDIVIDUAL:** Walter Riley Smith

**LICENSE NUMBER:** L.04623

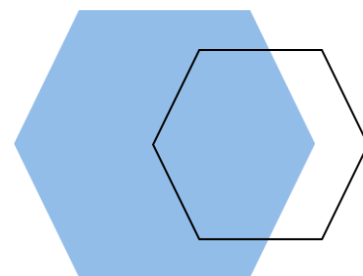
**VIOLATION(S):** Violated General Statute 87-43 and 87-47 (a1) (2), (3), (7) in that the firm:

- (1) Have aided or abetted unlicensed activity in that firm allowed James Pendergrass to install wiring for a generator at 2572 Homestead Drive, Oxford, NC. James. Pendergrass quoted the electrical installation, installed the wiring and collected the money for the project. James Pendergrass is not bona fide employee of Walter Riley Smith;
- (2) Failed to supervise employees at multiple jobs by never visiting the job sites;
- (3) Allow the use of license to obtain electrical permits for James Pendergrass and allow Mr. Pendergrass to do electrical work on firms' electrical permit(s);
- (4) Engaged in malpractice or unethical conduct in the use of license.

**BOARD ACTION:** Staff recommends upon review of the complaint and the results of staff investigation, and pursuant to Walter Riley Smith's request for voluntary suspension of license. Request is granted.

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

**EFFECTIVE DATE:** June 20, 2019





# ORDERS

**CASE FILE NUMBER:** 2016-45, 2017-75 and 2018-221

**LICENSEE:** Future Connections Electrical Inc.

**ADDRESS:** 988 Trinity Road, Raleigh, NC 27607

**LISTED QUALIFIED INDIVIDUAL:** John Allen Benforado

**LICENSE NUMBER:** U.21097

**VIOLATION(S):**

## FINDINGS OF FACT

- (1) John Allen Benforado holds license number 21097-U and is the listed qualified individual for Future Connections Electrical, Inc.
- (2) Respondents engaged in business on multiple occasions under subcontracts with Aquatic Management Group, Inc. ("AMG"). AMG holds limited license 68520 as a North Carolina General Contractor with Christopher Carver as its qualifier. Those subcontracts and requests for assistance included agreements to install, maintain, alter or repair electrical work, wiring, devices, appliances or equipment.

### Heritage Pool

- (3) One such occasion included work that took place on the grounds of a swimming pool located at 226 Valley Forge Road in the Heritage Point subdivision in North Raleigh ("Heritage Pool").
- (4) The pool in question was owned by Heritage Point Homeowners Association and managed by Aquatic Management Group, Inc.
- (5) On or about July 24, 2015, Respondents, at the request of AMG, inspected a nonfunctioning pool pump motor at the Heritage Point Community Pool located at 226 Valley Forge Road, Raleigh, North Carolina. Following an inspection of the pool pump motor, John Hobson of Future Connections replaced the capacitor. There is a factual dispute as to whether Mr. Hobson utilized a 50-microfarad ( $\mu$ F) capacitor as documented in Respondents' records or a 30- $\mu$ F capacitor as was subsequently discovered after September 3, 2016.
- (6) On September 3, 2016 a tragic drowning and electrocution occurred at the Heritage Point Community Pool. Following the drowning and electrocution, Respondents assisted in an inspection of the electrical wiring, devices, appliances and equipment at Heritage Point Community Pool as part of a cause analysis under the supervision of the Wake County Sheriff's Department, the Occupational Safety and Health Division of the North Carolina Department of Labor, and the Wake County Planning, Development and Inspections Department. The inspection concluded that: a) the pool pump motor failed; b) a ground fault occurred; c) an electric feeder to a pump house had an open grounded conductor which was the intended path of any fault current in order to cause the breaker/overcurrent device to trip; d) after the ground fault occurred, the fault

current followed the available path to the pool water; and e) a voltage gradient was created.

- (7) The Staff asserts that additional investigations indicate that the manufacturer's specified 50- $\mu$ F start capacitor for the pool pump motor had been replaced with a 30- $\mu$ F capacitor causing a build-up of heat and a resulting short circuit. The Staff further asserts that Respondents' employees should have performed further inspections or testing of insulation integrity, system integrity or hazardous conditions beyond the pump and it's disconnect, owing to the existence of Pool Trouble Shooting Procedures developed by Respondents.
- (8) Respondents admit that later investigations of the incident revealed that a 30- $\mu$ F capacitor had been installed in the pool pump motor despite the manufacturer's specification of at 50- $\mu$ F capacitor. Respondents deny installing the incorrectly sized capacitor. Respondents further deny that the installation of a 30- $\mu$ F capacitor caused a meaningful build-up of heat or resulted in the pump motor short-circuiting. Respondents admit that they have developed Pool Trouble Shooting Procedures to serve as a checklist of possible things to consider when their workers had difficulty determining the cause of a problem at a jobsite. Respondents assert that these procedures were developed to assist Respondents' employee in assessing a problem and are not applicable or mandatory in all circumstances. Respondents further assert that because Mr. Hobson correctly assessed the issue at the Heritage Point Community Pool and properly replaced the malfunctioning start capacitor in the pump motor, it was not necessary to employ all steps delineated in the Pool Trouble Shooting Procedures.
- (9) It is alleged by Staff that with regards to its electrical work at the Heritage pool, that Respondents failed to provide necessary and sufficient supervision to ensure that the electrical installation was carried out in a workmanlike manner with the requisite skill and failed to ensure the installation was made properly, safely and in accordance with applicable codes and standards and thereby created potential safety hazards and otherwise violated the requirements of N.C.G.S. § 87-43, N.C.G.S. § 87-47 (a) (1) and (7), 21 NCAC 18B .0907, 21 NCAC 18B .0908 and 21 NCAC 18B.0909. Respondents deny those allegations.

### Bela Casa, Parkside Community Pool

- (10) On or about July 15, 2016, Gary Johnson from Future Connections, at the request of AMG went to the Bella Casa, Parkside Community Pool located at 2300 Mount Zion Road, Apex, North Carolina, to evaluate why the pool pump was not running. Mr. Johnson determined that there was power to the pump motor and that the shaft spun freely. Mr. Johnson concluded that the motor needed to be repaired and reported the same to AMG making note of the type and specifications of the motor. Respondents do not know who replaced the pump motor or when that work was performed. Future Connections was not requested to perform the repairs. The Board's investigation concluded that an employee of AMG replaced the motor and related electrical connections with no supervision by a licensed electrical contractor and without obtaining necessary permits. Neither AMG, nor its employees, were licensed as electrical contractors at the relevant time.
- (11) On or about August 31, 2016 AMG contacted Future Connections to inspect the bonding and grounding of the pump equipment at Bela Casa, Parkside Community Pool which was found to be in good order. At around the same time, Greg Blum from AMG sent a text to Shane Milburn of Future Connections asking if Future Connections could look at a pump at Bela Casa, Parkside Community Pool that one of AMG's employees had changed out. Mr. Milburn told Mr. Blum that Future Connections' employee onsite doing the grounding and bonding check had noticed that the pump had been changed out and inspected the wiring and stated that

# ORDERS

*Continued from Page 27*

it was properly done. The pool pump installed by AMG had been in operation for the time period of July 24, 2016 to August 31, 2016 without any inspection by any local authorities with jurisdiction to enforce the North Carolina building code and without supervision or installation by a licensed electrical contractor. In July 2017, at the suggestion of Board staff and despite not having changed out the pump motor in question, Future Connections obtained the appropriate permits to replace the pump motor at Bela Casa, Parkside Community Pool, checked the work performed by someone else and obtained all necessary permit approvals.

- (12) It is alleged by staff that Respondents failed to properly supervise its employees during the performance of the aforementioned electrical contracting repairs. The staff further alleges that Respondents aided and abetted Matthew Church, an unlicensed employee of AMG, in the installation of electrical wiring for a pool pump motor by assuming responsibility for said unsupervised installation, which they agreed to inspect after the installation and after the pool was open for swimming. Respondents deny that they aided and abetted Mr. Church, or anyone else from AMG, in in unlicensed practice but, despite not having performed the work, inspected it while at the location for another purpose and have since had the work inspected and approved by the Town of Apex in July 2017.
- (13) It is alleged by staff that, with regards to the electrical work at the Parkside pool, Respondents violated the requirements of N.C.G.S. § 87-43 and N.C.G.S. § 87-47 (al) (3) and (7), 21 NCAC 18B.0907(c), 21 NCAC 18B.0908(c) and 21 NCAC 18B.0909. Respondents deny that their involvement with AMG and the Parkside Community Pool constitute violations of N.C. Gen. Stat. § 87-47(a)(1), of 21 NCAC 18B.0907(b) or (c), of 21 NCAC 18B.0908 or of 21 NCAC 18B.0909.
- (14) Respondents acknowledge the Staff's contentions that Future Connections' involvement with AMG and the Parkside Community Pool and others for which inspections have now been made and approved may be a violation N.C. Gen. Stat. § 87-47(a)(3) and 21 NCAC 18B.0907(a).

## License Lapse

- (15) It is also alleged by staff that Respondents engaged in electrical contracting with an expired license for the time period of August 31, 2016 to September 9, 2016.
- (16) Respondents admit that on or about 4 September 2016, Greg Vance of Wake County, Planning Development and Inspections Department notified Mr. Benforado that his license had expired without renewal in the context of their work investigating what happened at Heritage Pool in September 2016.

Respondents assert that upon such notification, Mr. Benforado pulled all Future Connections employees from their jobsites and set about to complete and file the appropriate paperwork to renew his and Future Connections' licenses. Respondents specifically deny that their assistance with the investigation of the incident at Heritage Point Community Pool required a license as there was no power to the facility and the meter had been removed.

## Other Employment

- (12) The Staff alleges that for a period of time February 9, 2012 to December 29, 2017 including at the time of the work performed at the Heritage Pool, Respondent Benforado was working nearly full-time or full-time in his individual capacity for an electric utility and not on regular, active duty with Future Connections Electrical, Inc. and failed to carry out the degree of attendance, participation and oversight necessary to carry out proper supervision of Respondents' projects.
- (17) Respondents deny that Mr. Benforado was employed nearly full-time or full-time from 9 February 2012 to 29 December 2017 in an individual capacity by an electric utility. Respondents acknowledge that at various points in time, but not during the time period in Future Connections performed work at Heritage Pool, Mr. Benforado worked for a contractor for an electric utility in Wake County; that he was always available by telephone and had the capacity to, if necessary or warranted, to be present, in-person, at jobsites for inspections or at Future Connections' offices for consultation, direction and oversight. Respondents further assert that at no time during Mr. Benforado's engagement at the electrical utility was he unavailable to attend, participate or supervise Future Connections' efforts.
- (18) The Board finds as fact that Respondents aided and abetted unlicensed individual(s) who were engaged in electrical contracting work, failed to properly supervise employees, engaged in electrical contracting, failed to obtain necessary permits and inspections and otherwise violated the requirements of N.C.G.S. § 87-43 and N.C.G.S. § 87-47 (al) (3) and (7) and 21 NCAC 18B.0907(c), 21 NCAC 18B.0908(c) and 21 NCAC 18B.0909.
- (19) The Staff alleges and the Board finds and acknowledges that after the matters addressed herein were raised by Staff to Respondents, Respondents were wholly cooperative with the investigation and resolution of this matter; Respondents provided voluminous documentary evidence that they subsequently obtained all necessary and required permits for the work performed or reviewed and that no actual harm came to the public.
- (20) Respondents have no previous disciplinary record before the Board.
- (21) The Board acknowledges that Respondents dispute the contentions of the Staff as stated above and any adverse conclusions of law drawn therefrom. Nevertheless, Respondents are willing to enter into this agreement to terminate further controversy with respect the matters raised herein and without any admission of liability. Respondents acknowledge that the above allegations of Staff, if proven true, may demonstrate malpractice and misconduct in the practice of or in carrying on the business of electrical contracting.

**BOARD ACTION:** Based upon the foregoing Findings of Fact and Conclusions of Law, the Board enters the following order as to Respondents:

The license of Respondent Future Connections Electrical, Inc. and its qualifier, John Allen Benforado is suspended for ninety (90) days. During the suspension period, the Respondent firm will not enter into any electrical contracts nor perform any work that requires an electrical license. Following the period of suspension, the license of Respondent Future Connections Electrical, Inc. and its qualifier, John Allen Benforado is placed on probation for a period of six (6) months and during the period of probation, the Respondents shall:

# ORDERS

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- Have written contracts signed by licensee and customer for each installation for which licensee is responsible;
- 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;
- Personally examine each job before each inspection request.
- Maintain job files or other written records of contracts made and installations performed;
- Commit no future violations of Article 4, Chapter 87 of the North Carolina General Statutes or the Rules of the Board with regard to any qualification administered by the Board;
- Maintain the foregoing records, receipts and contracts for immediate review by the staff of the Board upon request; and
- Produce evidence that the individual Respondent has taken and passed a level 1 electric code course.

This Order applies to both John Allen Benforado and Future Connections Electrical, Inc.

In the event Respondents fail to comply with the terms of this probation, then the Respondents will be subject to additional discipline, which may include revocation.

There was no objection from John Allen Benforado, and Consent Order was approved by the Board as a Final Decision December 12, 2018.

**EFFECTIVE DATE:** January 1, 2019

## CASE FILE NUMBER: 2019-134

**EXAM APPLICANT:** Joshua David Atwood

**ADDRESS:** 300 Holyoke Road, Greensboro, NC 27406

### VIOLATION(S):

- (1) Applicant submitted an Application to take the examination to become licensed as an Electrical Specialty Restricted Single Family Dwelling on February 15, 2019. That application included a disclosure of a prior criminal record including numerous felony convictions prior to 2002 including breaking and entering, larceny, manufacturing marijuana, possession with intent to sell marijuana, possession of steroids and other crimes. He served jail time for certain of those convictions. In 2005, he was also convicted of indecent liberties with a minor and sentenced as a habitual felon. He was convicted and sentenced to 80-105 months and incarcerated for 8 years between 2007 and 2014. He completed his probation in 2014.
- (2) Applicant was referred to the Disciplinary Committee for consideration of his character by a referral letter issued on April 16, 2019. Applicant appeared on May 1, 2019, confirmed his desire to sit for the Electrical Specialty Restricted Single Family Dwelling exam and answered question regarding his character.
- (3) Applicant completed all terms of his sentences. Applicant has been gainfully employed in the

profession since his release from prison with no further criminal convictions. Applicant has a stable family life and is raising his children. Applicant has demonstrated that he has taken advantage of all rehabilitative options. Applicant explained the conviction for indecent liberties with a minor occurred when he was intoxicated and with a minor who he thought was of the age of consent. Applicant provided evidence of a difficult childhood and years as a teenager that clouded his judgment. Applicant demonstrated a change in his character and judgment has occurred.

- (4) The Committee considered the Applicant's work history, efforts towards rehabilitation, the passage of time since the crimes, the age of the Applicant at the time of the crime and the lack of additional criminal charges since his last conviction. The Committee finds that the Applicant does not appear to be a present risk to others and has satisfied the character requirements to sit for examination, notwithstanding his prior criminal convictions.

**BOARD ACTION:** Based upon the foregoing Findings of Fact and Conclusions of Law, it is the recommendation of the Committee that the Board enter the following order:

- That Applicant be allowed to take the Electrical Specialty Restricted Single Family Dwelling Examination;
- If Applicant passes the exam provided by the Board's staff, he will be eligible for an Electrical Specialty Restricted Single Family Dwelling license;
- The Committee recommends the Applicant take the free Laws & Rules course and the December Business Course offered by the Board but does not require the same.

There was no objection from Joshua David Atwood and Consent Order was approved by the Board as a Final Decision June 20, 2019.

**EFFECTIVE DATE:** June 20, 2019







# LICENSEE PERMIT WARNINGS

Staff obtains by consent a permit warning affidavit warning in connection with first offense permit and inspection problems 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 and assurance from the licensee representative and/or listed qualified individual stating that they understand the requirements and will be in full compliance with the laws and rules applicable to electrical contracting.

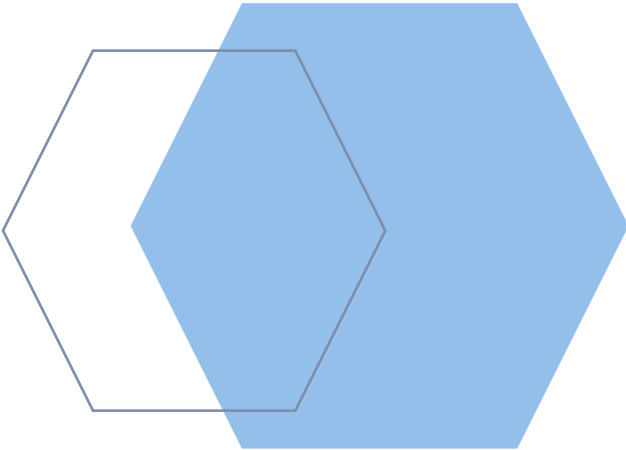
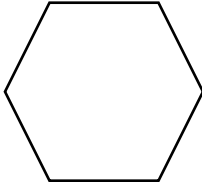
Licensee representative and/or listed qualified individual also acknowledges that further violations of this nature, if supported by evidence, could lead to formal proceedings against the licensee and listed qualified individual by the Board and to more serious sanctions against the license of the firm.

<i>Licensee</i>	<i>Qualified Individual</i>	<i>County</i>	<i>File Number</i>
Kurt Knabe Electric	Kurt Knabe	Transylvania	2018-190
Vaughan’s Repair Service LLC	Tommy J. Vaughan	Halifax	2018-79
Beco Inc.	David Lee Saunders	Randolph	2018-318
Cleveland Electric	Jack Kenneth Bryant III	Buncombe	20196-196

# LICENSEE CONSENT AGREEMENTS

LICENSE RENEWALS WITH CRIMINAL CONVICTIONS

**NAME:** Franklyn James Welch, III  
**CITY:** Garner  
**COUNTY:** Wake  
**LICENSE:** L.25210  
**FILE NUMBER:** 2019 – 124





# NON-LICENSEE WARNINGS

## 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.

<i><b>Name</b></i>	<i><b>City</b></i>	<i><b>County</b></i>	<i><b>File Number</b></i>
Kenneth Brown	Conroe, TX	Out of State	2018-210
Kevin Hyde	Mooreville	Iredell	2018-145
Shelton Williams	Durham	Durham	2018-245
Adam Derfler/ Jared Fager	Provo, UT	Out of State	2018-203
Tyrone Evans	Raleigh	Wake	2018-240
Octavio Luis	Yadkinville	Yadkin	2018-252
Radoslav Baldhiev	Charlotte	Mecklenburg	2018-50
Donald Delfino	Mebane	Alamance	2018-220
Dave Kobuszewski	Mooreville	Iredell	2018-273
Humberto Cabra	Statesville	Iredell	2018-277
Raymond Hoyle	Charlotte	Mecklenburg	2018-246
William Mackie Morrison	Granite Falls, WA	Wake	2018-215
Daniel Smith	Lexington	Davidson	2018-205
Josh Wayne Edmonds	Lexington	Davidson	2018-300
Jonathan Tager		Harnett	2018-281
Tom Doan	Charlotte	Mecklenburg	2018-314
Edmundo Valle	Charlotte	Mecklenburg	2018-315
John Dustin Gray	Carthage	Moore	2018-316
Christopher Arnold Kellas	Durham	Durham	2018-317
Brandon Briggs	Rockingham	Richmond	2018-244
Slade Edge	Aberdeen	Moore	2018-243
Kenneth Huck	Asheville	Buncombe	2017-125
Robert Ashe	Denton	Davidson	2018-282
Michael Parker	Belmont	Gaston	2018-237
Jack G. Sides	Mint Hill	Mecklenburg	2018-161

# NON-LICENSEE WARNINGS

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<i><b>Name</b></i>	<i><b>City</b></i>	<i><b>County</b></i>	<i><b>File Number</b></i>
Guillermo Hernandez	Marion	McDowell	2018-301
Alan Wayne McLaughlin	Marion	McDowell	2018-289
Marvin Gonzalez	Charlotte	Mecklenburg	2018-4
Nathan Thomas Carter	Willard	Pender	2018-13
Craig Barclay	Roswell, GA	Out of State	2019-18
Joshua Ryan Guy	Butler	Out of State	2019-17
Shelton Williams	Durham	Chatham	2019-32
Wesley Steven Troxler	Elon	Alamance	2019-76
Raul Villegas	Burlington	Alamance	2019-77
Michael Kyle Kivett	Liberty	Randolph	2019-70
Michael Divine	Raleigh	Wake	2019-81
Gerald David Glenn	Marion	McDowell	2018-229
Shaun Neiman	York	Out of State	2016-109
George Bentley	Denver	Out of State	2016-109
Jay Christy	Carrollton	Out of State	2017-232
Robert McGivern	Huntersville	Mecklenburg	2019-82
Sloan Pitas	Davidson	Mecklenburg	2018-125
Joshua Bradley Warren	Arden	Henderson	2019-40
Jarrett Koch	Elizabeth City	Pasquotank	2018-112
Eddie Clark	Washington	Beaufort	2018-186
Wesley Steven Height	Roanoke Rapids	Halifax	2017-78
Benjamin Kimball	Kannapolis	Cabarrus	2019-63
Dwayne Purkey	Albemarle	Stanly	2019-64
Ben Dewey	Holly Springs	Wake	2019-72
Duane Gregory Black	Holly Springs	Wake	2019-78
Dennis Strong	Charlotte	Mecklenburg	2019-114
Jorge Alberto Garcia	Durham	Durham	2019-39
John Scott Jarome	Forest City	Rutherford	2019-116
Blake J. Bralich	Greensboro	Guilford	2019-140
David Lynn Gordon	Trinity	Randolph	2019-65
Anthony Craig Goins	Asheboro	Buncombe	2019-167
Randy Lee Quakenbush	Elon	Alamance	2019-186
Bryan Dennis Naklicki	Bailey	Nash	2019-174
Stewart Miller	Cary	Wake	2019-184
Usman Noor	Cary	Wake	2019-185
Richard Caradona	Rutherfordton	Rutherford	2019-187
Brian Keith Kelly	Crouse	Gaston	2019-96
Bobby Lee Keener	Lincolnton	Lincoln	2019-157
Ali Shahbain	Southern Pines	Moore	2019-38
Leon Kelly McGunnis	Gastonia	Mecklenburg	2017-238
Steve Fox	Geneva, NY	Out of State	2019-180
Robert Epping	Ellenboro	Rutherford	2019-106
Charlie Dodge	Ellenboro	Rutherford	2019-107
Roderick Robinson	Troy	Montgomery	2019-208
Mike Bunny Melrose	Pikeville	Wayne	2018-238
Wayne Lamm	New Bern	Craven	2018-233
Wayne Lamm	New Bern	Craven	2018-166
Steven Conyers	Chesapeake	Out of State	2019-141
Steven Conyers	Chesapeake	Out of State	2019-42
Christopher Schlegel	Merritt	Pamlico	2019-178