

CONSTRUCTION INDUSTRY LICENSING BOARD

Sirata Resort & Conference Center
5300 Gulf Boulevard
St. Pete Beach, Fl 33706
727.363.5100

November 13, 2008
8:30am

Final Action Minutes
Approved – January 16, 2009

The meeting was called to order by Mrs. Jacqueline Watts, Acting Chair, at 8:31 am.

Those present were:

BOARD MEMBERS

Jacqueline Watts, Acting Chair
Peggy Bailey
Elbert Batton
Frank Bonuso
Paul Del Vecchio, Acting Vice Chair
Carl E. Engelmeier
James C. Evetts
James Flaherty
Raymond Holloway
Jerry D. Hussey
Michelle Kane
Roy R. Lenois
Robert Moody Jr.
Mark Pietanza
Edward Weller

ABSENT BOARD MEMBERS

William S. Sheehan
Don Wilford

OTHERS PRESENT

G.W. Harrell, Executive Director, DBPR
Andy D. Janecek, Government Analyst, DBPR
Amanda Abbott, Government Analyst, DBPR
Daniel Biggins, Legal Advisor, AGO
Jeff Kelly, Chief Prosecuting Attorney, DBPR
Paul Waters, Prosecuting Attorney, DBPR

Mrs. Peggy Bailey gave the invocation. Mr. Mark Pietanza led the pledge.

The following disciplines were imposed:

Division II

Case #(s): 2007-053484

David Arthur Beauchamp

License #(s): SC C131149552

Champs Aluminum & Concrete, Inc.

3609 Panther Path

Lutz, FL 33589

Probation for 4 years

Seven hours of Live CE on Chapter 489 FS.,

Obatian Final Inspection or Satisfaction Letter from homeowner

Pay administrative fines in the amount of \$3,500 and costs of \$413.67

No one present at hearing

Case #(s): 2007-012511

Brian King

License #(s): RP 252554837

Native Pools of Lake County, Inc.

2738 Lake Landing Blvd.

Eustis, FL 32726

Restitution in the amount of \$22,973.39 to Gary and Amy Ashcraft or Satisfy civil judgment.

Seven hours of Live CE on Chapter 489 FS

Pay administrative fines in the amount of \$5,000 and costs of \$193.38

No one present at hearing

Case #(s): 2006-029489

John L. Lansford

License #(s): CC C1326941

Hamilton Roofing

209 Romany

Kansas City, MO 64113

Revocation

Pay administrative fines in the amount of \$13,500 and costs of \$253.67

No one present at hearing

Case #(s): 2006-035211

John L. Lansford

License #(s): CC C1326941

Hamilton Roofing

209 Romany

Kansas City, MO 64113

Revocation

Restitution in the amount of \$6,045.00 to Patricia Valdes

Pay administrative fines in the amount of \$22,500 and costs of \$238.66

No one present at hearing

Case #(s): 2006-036528

John L. Lansford

License #(s): CC C1326941

Hamilton Roofing

209 Romany

Kansas City, MO 64113

Revocation

Restitution in the amount of \$1,500 to Angel Aral

Pay administrative fines in the amount of \$13,500 and costs of \$259.33

No one present at hearing

Case #(s): 2006-051573

Patrick Gregory Naas

License #(s): CC C57818

Nass Work, Inc.

415 West Citrus Street

Altamonte Springs, FL 32714

Revocation

Restitution in the amount of \$12,480 to Marlene and Anthony Hamilton

Pay administrative fines in the amount of \$10,000 and costs of \$242.18

No one present at hearing

Case #(s): 2007-056221

Charles Needleman

License #(s): CP C057121

Pools by Pool Pro, Inc.

512 Cypress Avenue

Venice, FL 34285

Case pulled by OGC

Case #(s): 2007-039948

David D. Nickerson

License #(s): CP C44939

Monte Carlo Swimming Pools, Inc.

12405 Kitten Trail

Hudson, FL 34669

Revocation

Restitution in the amount of \$23,200 to Ben Surufka

Pay administrative fines in the amount of \$13,000 and costs of \$276.89

No one present at hearing

Case #(s): 2007-046697

David D. Nickerson

License #(s): CP C44939

Monte Carlo Swimming Pools, Inc.

12405 Kitten Trail

Hudson, FL 34669

Revocation

Restitution in the amount of \$6,690 to William and or Carol Steinhilber

Pay administrative fines in the amount of \$10,000 and costs of \$228.10

No one present at hearing

Case #(s): 2007-050472

David D. Nickerson

License #(s): CP C44939

Monte Carlo Swimming Pools, Inc.

12405 Kitten Trail

Hudson, FL 34669

Revocation

Restitution in the amount of \$4,150 to Sam and or Lindsey Carollo

Pay administrative fines in the amount of \$10,000 and costs of \$241.54

No one present at hearing

Case #(s): 2007-050496

David D. Nickerson

License #(s): CP C44939

Monte Carlo Swimming Pools, Inc.

12405 Kitten Trail

Hudson, FL 34669

Revocation

Restitution in the amount of \$3,040 to Paula Stracuzza

Pay administrative fines in the amount of \$35,000 and costs of \$211.55

No one present at hearing

Case #(s): 2007-053061

David D. Nickerson

License #(s): CP C44939

Monte Carlo Swimming Pools, Inc.

12405 Kitten Trail

Hudson, FL 34669

Revocation

Restitution in the amount of \$27,073.50 to Nick Crnek

Pay administrative fines in the amount of \$45,000 and costs of \$140.83

No one present at hearing

Case #(s): 2007-053066

David D. Nickerson

License #(s): CP C44939

Monte Carlo Swimming Pools, Inc.

12405 Kitten Trail

Hudson, FL 34669

Revocation

Restitution in the amount of \$2,975 to William and or Karen Giles

Pay administrative fines in the amount of \$25,000 and costs of \$189.45

No one present at hearing

Case #(s): 2007-061171

David D. Nickerson

License #(s): CP C44939

Monte Carlo Swimming Pools, Inc.

12405 Kitten Trail

Hudson, FL 34669

Revocation

Restitution in the amount of \$5,952.78 to Reynaldo Pizarro

Pay administrative fines in the amount of \$45,000 and costs of \$268.20

No one present at hearing

Case #(s): 2007-065197

David D. Nickerson

License #(s): CP C44939

Monte Carlo Swimming Pools, Inc.

12405 Kitten Trail

Hudson, FL 34669

Revocation

Pay administrative fines in the amount of \$10,000 and costs of \$18.77

No one present at hearing

Case #(s): 2007-020380

Daniel G. Quinn

License #(s): SCC C13056775

Roll A Way/ Prime Window

103 Drennen Road

Orlando, FL 32806

Revocation

Restitution in the amount of \$3,349.50 to Phillips and Jane Brooks

Pay administrative fines in the amount of \$15,000 and costs of \$81.30

No one present at hearing

Case #(s): 2007-026573

Daniel G. Quinn

License #(s): SCC C13056775

Roll A Way/ Prime Window

103 Drennen Road

Orlando, FL 32806

Revocation

Restitution in the amount of \$5,550 to John Nevin

Pay administrative fines in the amount of \$15,000 and costs of \$278.11

No one present at hearing

Case #(s): 2007-049138

Earl Raymond Strortz

License #(s): CP C053899

Atlantis Pools & Spas of Sarasota, Inc.

3508 E. Laurel road

Nokomis, FL 34275

Case Dismissed

No one present at hearing

Case #(s): 2006-068097

Kenneth D. Wosyluk

License #(s): CC C1326215

Ken Wosyluk Services, Inc.

PO Box 2139

Silver Springs, FL 34489

Probation for 2 years

Seven hours of Live CE on Chapter 489 FS.

Pay administrative fines in the amount of \$1,250 and costs of \$267.59

No one present at hearing

Division I & II

Case #(s): 2006-051002

Victor A. Carrera

License #(s): CC C053865, CG C1505634

VRC Group, Inc.

20034 SW 118th Court

Miami, FL 33177

Revocation

Restitution in the amount of \$6,632 to Ruth Cain

Pay administrative fines in the amount of \$9,500 and costs of \$172.59

No one present at hearing

Case #(s): 2006-047351

Jeffrey John Clark

License #(s): CG C06010, CC C1327256

JJ Clark General Contractors, Inc.

20027 Ridgewood Ave.

Edgewater, FL 32141

Restitution in the amount of \$4,850 to Sand Dollar Condominium Association

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

No one present at hearing

Case #(s): 2005-054814

John Brian Hudson

License #(s): CG C060960, CC C1325980

JBH Roofing & Construction, Inc.

2265 St. Johns Bluff Road

Jacksonville, FL 32246

Probation for 4 years

Seven hours of Live CE on Chapter 489 FS

Pay administrative fines in the amount of \$2,000 and costs of \$183.72

Present present at hearing

Case #(s): 2007-047728

Gaetan Malschalk

License #(s): CG C1507581, CC C1326847

GM General Contractor, Inc.

2510 SW 12th Street

Boyton Beach, FL 33426

Suspension for 2 years.

Restitution in the amount of \$15,194.91 to Assad and Millicent Thompson

Pay administrative fines in the amount of \$7,500 and costs of \$182.90

No one present at hearing

Case #(s): 2005-038928, 2005-051917

Frederick L. Payette

License #(s): CC C057726, CB C058436

Indian River Roofing

10550 W State Road 84, Lot 92

Davie, FL 33324

Revocation

Restitution in the amount of \$15,226

Pay administrative fines in the amount of \$16,000 and costs of \$501.83

No one present at hearing

Case #(s): 2006-034622, 2004-055880, 2005-046667

Frederick L. Payette

License #(s): CC C057726, CB C058436

Indian River Roofing

10550 W State Road 84, Lot 92

Davie, FL 33324

Revocation

Restitution in the amount of \$14,860

Pay administrative fines in the amount of \$21,000 and costs of \$517.94

No one present at hearing

Case #(s): 2006-053423

David W. Pflieger

License #(s): FRO 1778

Designer Homes, Inc.

3383 Spring Lake Hwy

Brooksville, FL 34602

Revocation

Restitution in the amount of \$22,635.64

Pay administrative fines in the amount of \$10,000 and costs of \$495.85

No one present at hearing

Case #(s): 2007-004815, 2007-004921, 2007-004982, 2007-005348, 2007-005525, 2007-006142, 2007-006150, 2007-006323, 2007-007321, 2007-007671, 2007-008706, 2007-008716, 2007-008936, 2007-008976, 2007-010028, 2007-010198, 2007-011367, 2007-011443, 2008-007368, 2008-007

Renee M. Pirola

License #(s): FRO 2670

Florida Corporation Thermogard Plus, Inc.

28059 US Highway 19 North #327

Clearwater, FL 33761

Stipulation Rejected

Warren Knaust, Atty present at hearing

Case #(s): 2007-067550

Carlten L. Penoyer

License #(s): CC C01326614, CG C0059832

LP Construction Co., Inc.

3437 Tengerine Drive

St. James, FL 33956

Restitution in the amount of \$4,461.01 to Nancy Barry

Probation for 4 years

Seven hours of Live CE on Chapter 489 Florida Statutes.

Pay administrative fines in the amount of \$11,000 and costs of \$384.49

No one present at hearing

Division I

Case #(s): 2007-028012

David S. Avchen

License #(s): CR C36611

Custom Homes/Port Malabar Inc.

1200 Malabar Road, SE Unit 4

Palm Bay, FL 32909

Restitution in the amount of \$14,841 to Michael Morgan

Probation for 4 years

Seven hours of Live CE on Chapter 489 FS.

Pay administrative fines in the amount of \$10,250 and costs of \$304.05

No one present at hearing

Case #(s): 2007-033191, 2008-004145, 2008-004176, 2008-004192, 2008-004204, 2008-004214, 2008-005141, 2008-005159, 2005-006264, 2008-006672, 2008-008507, 2008-010541, 2008-018113, 2008-018137, 2008-019695, 2008-028938

Matthew Jack Cicero

License #(s): CG C055121

Seaview Industries, Inc.

3789 NW 46th Street

Miami, FL 33142

Voluntary Relinquishment

Restitution in the amount of \$40,965

No one present at hearing

Case #(s): 2006-040535, 2006-057783, 2006-057837, 2006-058294, 2006-059164, 2006-06163

Stephen R. Correia

License #(s): CG C003789
Greystone Construction Corp.
10904 Benttree Place
Tampa, FL 33618-4116
Case pulled by OGC
No one present at hearing

Case #(s): 2006-049979

Stephen R. Correia

License #(s): CG C003789
Greystone Construction Corp.
10904 Benttree Place
Tampa, FL 33618-4116
Case pulled by OGC
No one present at hearing

Case #(s): 2007-013002

Michael Couto

License #(s): CR C1327751
Turner Grading and Excavation, Inc.
3308 Liberty Street
Port Charlotte, FL 33948
Restitution in the amount of \$3,165.39 to Mr. Stuart Meistrich
Probation for 4 years
Seven hours of Live CE on Chapter 489 FS
Pay administrative fines in the amount of \$8,500 and costs of \$135.42
No one present at hearing

Case #(s): 2004-009699

Antonio Galvez

License #(s): CG C003823
All Residential Remodeling & Financing
838 E. 26th Street
Hialeah, FL 33013
Revocation
Restitution in the amount of \$10,010 to John Llanes
Pay administrative fines in the amount of \$8,000 and costs of \$1,064.07
No one present at hearing

Case #(s): 2004-028285

Antonio Galvez

License #(s): CG C003823
All Residential Remodeling & Financing
838 E. 26th Street
Hialeah, FL 33013
Revocation
Restitution in the amount of \$17,330 to Ricardo Perez
Pay administrative fines in the amount of \$7,500 and costs of \$666.23
No one present at hearing

Case #(s): 2007-005956

Geoffrey Gill

License #(s): CG C1506923

Transflorida Corp.

1180 South US Highway 1

Rockledge, FI 32955

Revocation

Restitution in the amount of \$30,000 to Peter Cali

Pay administrative fines in the amount of \$15,000 and costs of \$701.63

No one present at hearing

Case #(s): 2007-025433, 2007-034577, 2007-023722, 2007-052777, 2007-016664

Geoffrey Gill

License #(s): CG C1506923

Transflorida Corp.

1180 South US Highway 1

Rockledge, FI 32955

Revocation

Restitution in the amount of \$98,640

Pay administrative fines in the amount of \$180,000 and costs of \$2,326.98

Tami Sharp, Complainant present at hearing

Case #(s): 2006-048956, 2007-012704, 2007-016610, 2007-005640, 2006-049236, 2007-024004, 2006-061543, 2007-044873, 2007-018182, 2007-052831, 2007-052574, 2007-039564, 2007-052565, 2007-036626, 2007-052761, 2007-052548, 2007-052713, 2007-052708, 2007-052539, 2007-052715

Case #(s): 2007-012687, 2006-070035, 2007-016624, 2007-010955, 2007-010969, 2007-022333, 2007-021845, 2007-010936, 2007-016401, 2007-016358, 2007-052806, 2007-052788, 2007-052441, 2007-052723, 2007-052587, 2007-052872, 2007-052618, 2007-052599, 2007-052871, 2007-052865, 2007-052705

Paul Hansen

License #(s): CR C056902

Hansen Homes of South Florida, Inc.

PO Box 151735

Cape Coral, FI 33915

Restitution in the amount of

Probation for 4 years

Seven hours of Live CE on Chapter 489 FS

Pay administrative fines in the amount of \$20,000 and costs of \$7,826.33

Respondent with Attorney, Diane Perera present at hearing

Case #(s): 2007-043572

Danny Ray Henley

License #(s): CG C13316

Coastal Structures, LLC

1524 Bob Loftin Road

Panama City, FL 32405

Revocation

Restitution in the amount of \$24,750 to Jacqueline Macey

Pay administrative fines in the amount of \$15,500

No one present at hearing

Case #(s): 2007-034692, 2007-037646, 2007-028103, 2007-029099, 2007-030363, 2007-030589, 2007-031123, 2007-033798

Bryan M. Hernandez

License #(s): CG C1509038

SSMF, Inc.

827 West 79th Street

Hialeah, FL 33014

Revocation

Restitution in the amount of \$23,239.18

Pay administrative fines in the amount of \$240,000 and costs of \$1,381.75

No one present at hearing

Case #(s): 2005-043416

Laura L. Hill

License #(s): CR C1326886

Homes by Laura

4924 Hidden Oaks Trail

Sarasota, FL 34232

Credit back to Respondent \$1384.91

Respondent with Attorney, Herbert Fiss and The Complainants present at hearing

Case #(s): 2006-042881

Philip G. Khoury

License #(s): CR C12470

Casa Bella Construction, Co.

5200 N. Federal Highway, Ste 2-1080

Ft. Lauderdale, FL 33308

Probation for 2 years

Seven hours of Live CE on Chapter 489 FS

Pay administrative fines in the amount of \$5,000 and costs of \$415.67

No one present at hearing

Case #(s): 2006-068397, 2006-050765, 2006-048907 2006-064410, 2006-068356, 2006-040886, 2006-063545, 2006-058111, 2006-066910, 2006-061616 2007-003078, 2007-003137

James King

License #(s): CG C007327

General Services of Florida, Inc.

1260 SE Industrial Blvd.

Port St. Lucie, FL 34952

Voluntary Relinquishment

Restitution in the amount of 21169.53

To pay fine of \$75,000.00 if ever reapply for licensure.

No one present at hearing

Case #(s): 2006-020177, 2006-020099

Jerald Brent Kirkpatrick

License #(s): CB C025094

Brenco Construction, Inc.

13410 McGregor Blvd

Ft. Myers, FL 33919

Revocation

Restitution in the amount of \$2,000

Pay administrative fines in the amount of \$50,000 and costs of \$158.51

No one present at hearing

Case #(s): 2005-054581

Jerald Louis Lenik

License #(s): CG C025953

107 S. Ridgewood Ave.

Edgewater, FL 32132

Probation for 2 years

Seven hours of Live CE on Chapter 489 FS

Pay administrative fines in the amount of \$1,500 and costs of \$525.14

No one present at hearing

Case #(s): 2007-003929, 2007-002845, 2006-063350, 2006-060823, 2006-062275, 2007-003827, 2007-003836

David Morrow

License #(s): CG CA13197

Triple Storm Protection

3814 SW 7th Place

Cape Coral, FL 33914

Stipulation Rejected

No one present at hearing

Case #(s): 2007-042809, 2007-045557, 2007-035990, 2007-039834

Anthony Myura

License #(s): CG C049629

Turn Key Home Builders, Inc.

169 Seaview Ave.

Palm Beach, FL 33480

Voluntary Relinquishment, Fines and Cost to be paid if ever reapplies for licensure.

Restitution in the amount of \$280,521

Chad S. Pavia, Atty present at hearing

Case #(s): 2007-048875

Anthony Myura

License #(s): CG C049629
Turn Key Home Builders, Inc.
169 Seaview Ave.
Palm Beach, FL 33480

Voluntary Relinquishment, Fines and Cost to be paid if ever reapplies for licensure.
Restitution in the amount of \$43,108 to Victor Green and Flavia Edwards or
acknowledgement of satisfaction.

Pay administrative fines in the amount of \$3,000 and costs of \$339.35
Chad S. Pavia, Atty present at hearing

Case #(s): 2007-049758

Guido J. Nardi

License #(s): CG C1505886
N & B Construction, Inc.
13025 Barrow Street
Spring Hill, FL 34609

Probation for 4 years

Seven hours of Live CE on Chapter 489 FS

Pay administrative fines in the amount of \$2,000 and costs of \$252.82

No one present at hearing

Case #(s): 2006-041614

Ricardo Rupcich

License #(s): CG C59512
Clauro Enterprises, Inc.
1844 North Nob Hill Road, Suite 212
Westin, FL 33326

Revocation

Restitution in the amount of \$1,923 to Kenneth J. Garcia

Pay administrative fines in the amount of \$22,500 and costs of \$219.53

No one present at hearing

Case #(s): 2006-048656, 2006-050869, 2006-049985, 2006-008008, 2006-010067, 2005-043498, 2006-003387, 2005-026257, 2005-057869, 2005-021770, 2006-055989, 2005-053882, 2007-043513

Carl Sciacca

License #(s): CG C001594
Carco Builders, Inc.
9871 SW 88th Terrace - G
Ocala, FL 34481

Voluntary Relinquishment

Restitution in the amount of \$102,352.16

No one present at hearing

Case #(s): 2005-023489, 2006-050931, 2006-019865 2006-013431, 2006-058408, 2006-049839, 2007-005009

Carl Sciacca

License #(s): CG C001594

Carco Builders, Inc.

9871 SW 88th Terrace - G

Ocala, FL 34481

Voluntary Relinquishment

Restitution in the amount of \$52,667.12

No one present at hearing

Case #(s): 2006-050737, 2006-050229, 2006-060694

Scott Gregory Susnar

License #(s): CR C57251

Security Shutters, Inc.

1539 Poinciana Ave

Fort Myers, FL 33901

Restitution in the amount of \$6,250 to Kathleen Kickson, Case no 2006-050737

Probation for 2 years

Seven hours of Live CE on Chapter 489 FS

Pay administrative fines in the amount of \$4,000 and costs of \$402.93

No one present at hearing

Case #(s): 2007-057926

Floyd Oliver Wilder

License #(s): CG C1507143

Stormshield Protection Corporation

3550 23rd Ave South, Suite 5

Lake Worth, FL 33461

Revocation

Restitution in the amount of \$5,700

Pay administrative fines in the amount of \$32,000 and costs of \$314.32

No one present at hearing

Case #(s): 2007-039455

Floyd Oliver Wilder

License #(s): CG C1507143

Stormshield Protection Corporation

3550 23rd Ave South, Suite 5

Lake Worth, FL 33461

Revocation

Pay administrative fines in the amount of \$30,000 and costs of \$307.50

No one present at hearing

November 2008 TOTALS

TOTAL RESTITUTION:	\$ 1,007,629.78 (in excess of)
TOTAL ADMINISTRATIVE FINES:	\$ 1,279,000.00
TOTAL COSTS:	\$ 25,489.11
REVOCATIONS	14
PROBATIONS	11
SUSPENSIONS (NOT STAYED)	00
VOLUNTARY RELINQUISHMENTS	04

With no further business the meeting adjourned at 12:38pm.