

**STATE LICENSING BOARD FOR CONTRACTORS**  
**RESIDENTIAL BUILDING CONTRACTORS SUBCOMMITTEE MINUTES**

January 13, 2016

The regular meeting of the Residential Building Contractors Subcommittee was called to order by the Chairman, Kenneth W. Jones, on Wednesday, January 13, 2016 at 9:33 a.m. at 2525 Quail Drive, Baton Rouge, Louisiana.

Members of the Subcommittee present:

Kenneth “Ken” W. Jones, Chairman  
Lee Mallett  
Nick Castjohn  
Karon “Kay” Gibson  
Billy Ward  
Wesley L. “Wes” Wyman, Jr.

Member Jodi Penn was absent. There being a quorum present, the regular order of business was called.

Also attending the meeting were: Michael McDuff, Executive Director; Judy Dupuy, Board Administrator; Judge Darrell White, Retired, Hearing Officer; Jennifer Sims, Board Attorney; and from the staff, Marianne Sullivan, Bobbie Hughes, Brent Templet, Emma Payne, Elaine Riggins, John Dixon,; compliance investigators, Carl Bourque, Todd Brady; Frank Vaughn, Jessie Wells, Leann Evans, Jeanette Raffray, Charmel Peterson, Chris Marino; and Tarah Revette recording the minutes.

Mr. Jones led the Pledge of Allegiance.

Judge Darrell White gave the invocation.

Ms. Gibson made a motion to accept the Minutes of the December 16, 2015, Residential Building Committee Meeting, and Mr. Wyman seconded. The motion passed.

Mr. McDuff introduced guests Ronald Burrough with the Attorney General’s office; and KaRonda Mattear and Ed Guillory with Home Depot.

**NEW BUSINESS**

**C. INSURANCE HEARINGS:**

**RESIDENTIAL BUILDING, HOME IMPROVEMENT, AND MOLD REMEDIATION; GENERAL LIABILITY & WORKERS’ COMPENSATION** – La. R.S. 2150–2192, 2186(B)(6), 2189(A)(7) and Rules and Regulations Sec. 1503(D)

Emma Payne, Applications Director, was called to the stand and sworn in to give testimony regarding the documentation of general liability and workers’ compensation. ADAM G. CARPENTER OR CHRISTOPHER M. BILLIOT LLC; AUGUST BUILDING MAINTENANCE, INCORPORATED; BARRIOS SERVICES, INC.; BRAYAN STUCCO, INC.; C. ELIOT THOMAS CONSTRUCTION CO., LLC and O’QUIN BUILDERS LLC were removed from the agenda. Ms. Payne confirmed service for those entities listed on the agenda except for NEW SKY CONSTRUCTION LLC. Mr. Wyman made a motion to remove NEW SKY CONSTRUCTION LLC from the agenda. Mr. Castjohn seconded. The motion passed. Ms. Payne also confirmed that this is the first violation for the entities listed on the agenda.

Evelyn Baker was present on behalf of BAKER STUCCO, INC. and was sworn in. Ms. Baker gave a statement and affirmed that there was a lapse in insurance coverage. Mr. Wyman made a motion to suspend the license back to the date of last insurance coverage, to issue a cease and desist order, assess \$250 in administrative cost, and to allow the company’s license/registration to be reissued upon proof of insurance coverage. Mr. Castjohn seconded, and the motion passed unanimously.

CARLOS R. PAREDES was present and sworn in. Mr. Paredes gave a statement and affirmed that there was a lapse in insurance coverage. Mr. Castjohn made a motion to suspend the license back to the date of last insurance coverage allowing staff to reinstate the license or registration if proof of no lapse is provided, to issue a cease and desist order, assess \$250 in administrative cost, and to allow the company's license/registration to be reissued upon proof of insurance coverage. Mr. Wyman seconded, and the motion passed unanimously.

Christopher Porter was present on behalf of HOME IMPROVEMENT SPECIALTIES, LLC and was sworn in. Mr. Porter gave a statement and affirmed that there was a lapse in insurance coverage. Mr. Wyman made a motion to suspend the license back to the date of last insurance coverage, to issue a cease and desist order, assess \$250 in administrative cost, and to allow the company's license/registration to be reissued upon proof of insurance coverage. Mr. Castjohn seconded, and the motion passed unanimously.

Jeff Linzay was present on behalf of LINZAY CONSTRUCTION AND MILLWORK, L.L.C. and was sworn in. Mr. Linzay gave a statement and affirmed that there was a lapse in insurance coverage. Mr. Linzay also stated that he had previously requested to place the license on Inactive status but that process was not completed. Mr. Wyman made a motion to place the license/registration on Inactive status retroactive to the date of the original Inactive status request by Mr. Linzay. Mr. Ward seconded, the motion passed unanimously.

Pat McGuire was present on behalf of MCGUIRE CONSTRUCTION, L.L.C. and was sworn in. Mr. Juneau gave a statement and affirmed that there was a lapse in insurance coverage. Ms. Gibson made a motion to suspend the license back to the date of last insurance coverage, to issue a cease and desist order, assess \$250 in administrative cost, and to allow the company's license/registration to be reissued upon proof of insurance coverage. Mr. Ward seconded, and the motion passed unanimously.

Terrence Humphrey was present on behalf of N.O.D.S. HOME BUILDERS, L.L.C. and was sworn in. Mr. Humphrey gave a statement and affirmed that there was a lapse in insurance coverage. Mr. Castjohn made a motion to suspend the license back to the date of last insurance coverage, to issue a cease and desist order, assess \$250 in administrative cost, and to allow the company's license/registration to be reissued upon proof of insurance coverage. Mr. Wyman seconded, and the motion passed unanimously.

David Ratliff was present on behalf of RATLIFF CONSTRUCTION, L.L.C. and was sworn in. Mr. Ratliff gave a statement and affirmed that there was a lapse in insurance coverage. Mr. Castjohn made a motion to suspend the license back to the date of last insurance coverage, to issue a cease and desist order, assess \$250 in administrative cost, and to allow the company's license/registration to be reissued upon proof of insurance coverage. Mr. Ward seconded, and the motion passed unanimously.

SAFDER A. KHAN was present and sworn in. Mr. Khan gave a statement and affirmed that there was a lapse in insurance coverage. Mr. Khan also stated that he wants to put the license on an Inactive status. Ms. Sims stated that the license/registration will be placed on Inactive status retroactive to the date of last insurance coverage. No motion for this action was required.

No one was present on behalf of BRIAN HALL BUILDING L.L.C.; BRIAN M. LEE; CAJUN FRAMING, INC.; CARL'S CONTRACTING SERVICES, LLC; DOUGLAS A. BUSH; HUEY H. MILLER, SR., L.L.C. (Home Improvement Registration); HUEY H. MILLER, SR., L.L.C. (Mold Remediation License); MAX A. FORD; MEGA HOME CONTRACTOR LLC; RYALS RESIDENTIAL, LLC; and WORTHINGTON MILITARY CONSTRUCTION, INC. Ms. Gibson made a motion to suspend the license or registration of the aforementioned companies and individuals back to the date of last insurance coverage allowing staff to reinstate the license or registration if proof of no lapse is provided, to issue a cease and desist order, to assess a fine of \$500 plus \$500 in administrative cost, and to allow the company's license/registration to be reissued upon proof of insurance coverage. Mr. Wyman seconded, and the motion passed.

**D. COMPLIANCE HEARINGS:**

1. **MOUSA ABUHANIEH**, Houma, Louisiana – La. R.S. 37:2167 (A)

Ms. Hughes gave a summary of the allegations. MOUSA ABUHANIEH was present and sworn in. Mr. Abuhanieh entered a denial plea. Investigator Charmel Peterson was called to the stand and was sworn in. Ms. Peterson reviewed the exhibit packet. Ms. Sims entered the exhibit packet into evidence and it was admitted. Mr. Abuhanieh gave a statement. Ms. Peterson gave a statement. Mr. Wyman made a motion to find MOUSA ABUHANIEH to be in violation. Ms. Gibson seconded. The motion passed. Ms. Gibson made a motion to assess a \$2000 fine plus \$1000 in administrative costs allowing the fine to be reduced to \$1000 plus \$500 in administrative costs if Mr. Abuhanieh obtains a license within 120 days. Mr. Wyman seconded. The motion passed.

2. **CAPITAL POOLS, LLC**, Zachary, Louisiana – La. R.S. 37:2167 (A)

Ms. Hughes gave a summary of the allegations. Benjamin Jackson was present on behalf of CAPITAL POOLS, LLC and was sworn in. Mr. Jackson entered a no contest plea. Mr. Castjohn made a motion to accept the plea. Mr. Wyman seconded. The motion passed. Mr. Jackson gave a statement. Mr. Wyman made a motion to assess \$500 in administrative costs and to issue a cease and desist order. Mr. Castjohn seconded. The motion passed.

3. **ACTION INVESTMENT GROUP, LLC**, Sorrento, Louisiana – La. R.S. 37:2167 (A), 2175.2 (A)(1), 2175.3 (A)(5)

This matter was continued.

4. **PAUL LEBLANC**, Opelousas, Louisiana – La. R.S. 37:2175.2 (A)(1)

This matter was continued.

5. **MICHAEL L. JONES D/B/A M & M POOL AND SPA SERVICES**, Monroe, Louisiana – La. R.S. 37:2175.2 (A)(1)

Ms. Hughes gave a summary of the allegations. Michael Jones was present on behalf of MICHAEL L. JONES D/B/A M & M POOL AND SPA SERVICES and was sworn in. Mr. Jones entered a no contest plea. Mr. Ward made a motion to accept the plea. Mr. Castjohn seconded. The motion passed. Mr. Jones gave a statement. Mr. Ward made a motion to assess a \$1000 fine plus \$500 in administrative costs allowing the fine to be reduced to \$250 plus \$500 in administrative costs if the company obtains a license within 90 days. Ms. Gibson seconded. The motion passed.

6. **PREFERRED STORM CONTRACTORS, INC.**, Ponchatoula, Louisiana – La. R.S. 37:2175.2 (A)(1)

This matter was continued.

7. **CHRIS PRAZAK**, Lake Charles, Louisiana – La. R.S. 37:2175.2 (A)(1)

Ms. Hughes gave a summary of the allegations. CHRIS PRAZAK was not present. Investigator Frank Vaughn was called to the stand and sworn in. Mr. Vaughn reviewed the exhibit packet. Ms. Sims entered the exhibit packet into evidence and it was admitted. Mr. Castjohn made a motion to find CHRIS PRAZAK to be in violation, to assess the maximum fine plus \$1000 in administrative costs, and to issue a cease and desist order. Mr. Ward seconded. The motion passed.

8. **DEPENDABLE FENCE, LLC**, Madisonville, Louisiana – La. R.S. 37:2175.2 (A)(1)

Ms. Hughes gave a summary of the allegations. No one was present on behalf of DEPENDABLE FENCE, LLC. Investigator Carl Bourque was called to the stand and sworn in. Mr. Bourque reviewed the exhibit packet. Ms. Sims entered the exhibit packet into evidence and it was admitted. Mr. Castjohn made a motion to find DEPENDABLE FENCE, LLC to be in violation, to assess the

maximum fine plus \$1000 in administrative costs, to issue a cease and desist order, and to refer this matter to the District Attorney's office. Mr. Ward seconded. The motion passed.

9. **ECLIFF PESNELL D/B/A ECLIFF HOME IMPROVEMENT**, Violet, Louisiana – La. R.S. 37:2175.2 (A)(1)

Ms. Hughes gave a summary of the allegations. No one was present on behalf of ECLIFF PESNELL D/B/A ECLIFF HOME IMPROVEMENT. Investigator Jeanette Raffray was called to the stand and sworn in. Ms. Raffray reviewed the exhibit packet. Ms. Sims entered the exhibit packet into evidence and it was admitted. Mr. Castjohn made a motion to find ECLIFF PESNELL D/B/A ECLIFF HOME IMPROVEMENT to be in violation, to assess the maximum fine plus \$1000 in administrative costs, to issue a cease and desist order, and refer the matter to the District Attorney's office. Mr. Ward seconded. The motion passed.

10. **PAUL SMITH D/B/A SMITH COMPANIES**, Shreveport, Louisiana – La. R.S. 37:2175.2 (A)(1)

Ms. Hughes gave a summary of the allegations. No one was present on behalf of PAUL SMITH D/B/A SMITH COMPANIES. Investigator Marianne Sullivan was called to the stand and sworn in. Ms. Sullivan reviewed the exhibit packet. Ms. Sims entered the exhibit packet into evidence and it was admitted. Mr. Castjohn made a motion to find PAUL SMITH D/B/A SMITH COMPANIES to be in violation, to assess the maximum fine plus \$1000 in administrative costs, and to issue a cease and desist order. Mr. Wyman seconded. The motion passed.

11. **OFF TOP GENERAL CONTRACTORS, LLC**, LaPlace, Louisiana – La. R.S. 37:2175.2 (A)(1); 2175.1 (A)(7)

Ms. Hughes gave a summary of the allegations. No one was present on behalf of OFF TOP GENERAL CONTRACTORS, LLC. Investigator Carl Bourque, who was previously sworn in, was called to the stand and reviewed the exhibit packet. Ms. Sims entered the exhibit packet into evidence and it was admitted. Mr. Castjohn made a motion to find OFF TOP GENERAL CONTRACTORS, LLC to be in violation, to assess the maximum fine plus \$1000 in administrative costs, and to issue a cease and desist order. Ms. Gibson seconded. The motion passed.

12. **ARCHITECTURAL ROOFING & HOME RENOVATIONS, LLC**, Chalmette, Louisiana – La. R.S. 37:2175.2 (A)(1); 2175.3(A)(2)

Ms. Hughes gave a summary of the allegations. No one was present on behalf of ARCHITECTURAL ROOFING & HOME RENOVATIONS, LLC. Investigator Carl Bourque, who was previously sworn in, was called to the stand and reviewed the exhibit packet. Ms. Sims entered the exhibit packet into evidence and it was admitted. Homeowner Quan Nguyen was present and sworn in. Mr. Nguyen addressed the board. Mr. Castjohn made a motion to find ARCHITECTURAL ROOFING & HOME RENOVATIONS, LLC to be in violation, to assess the maximum fine plus \$1000 in administrative costs, to revoke the company's Home Improvement registration, to issue a cease and desist order, and to refer this matter to the District Attorney's office. Mr. Wyman seconded. The motion passed.

## **OLD BUSINESS**

### **E. COMPLIANCE HEARING/CONTINUANCE:**

1. **SANTANA BROWN**, Princeton, Louisiana – La. R.S. 37:2175.2 (A)(1)

Ms. Hughes gave a summary of the allegations. SANTANA BROWN was not present. Ms. Hughes stated that Mr. Brown requested a continuance. Mr. Ward made a motion to grant the continuance. Ms. Gibson seconded. The motion was denied. Investigator Marianne Sullivan, who was previously sworn in, was called to the stand and gave a statement. Ms. Sullivan reviewed the exhibit packet. Ms. Sims entered the exhibit packet into evidence and it was admitted. Mr. Castjohn made a motion to find SANTANA BROWN to be in violation, to assess the maximum fine plus \$1000 in administrative costs, to issue a cease and desist order, and to refer the matter to the District Attorney's office. Mr. Wyman seconded. The motion passed.

F. CONSIDERATION OF LICENSURE EXEMPTION:

Ms. Gibson made a motion to approve the exemption as listed on the agenda, and Mr. Castjohn seconded. The motion passed.

G. Consideration of new applications for residential building construction license to be approved pending as listed on the agenda. (Pages 4-5)

Ms. Gibson made a motion to approve the new residential building license applications as listed on the agenda. Mr. Castjohn seconded. The motion passed.

H. Consideration of new applications for home improvement registration as listed on the agenda. (Pages 6-8)

Ms. Gibson made a motion to approve the new home improvement registration applications as listed on the agenda, and Mr. Castjohn seconded. The motion passed.

The Residential Building Committee discussed proposed legislative changes for the 2016 Legislative session.

**ADJOURNMENT**

Mr. Castjohn made a motion to adjourn at 10:56 a.m., and Mr. Wyman seconded. The motion passed.

---

Kenneth W. Jones, Chairman

---

Lee Mallett, Vice Chairman