

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

**MEETING MINUTES**

August 15, 2018

The regular meeting of the Residential Building Contractors Subcommittee was called to order by the Chairman, Lloyd “Chip” Badeaux, on Wednesday, August 15, 2018 at 9:34 a.m. at 2525 Quail Drive, Baton Rouge, Louisiana.

Members of the Subcommittee present:

Lloyd “Chip” Badeaux, Chairman
James C. “Jim” Fine
Jody S. Guidry
Robert J. “Rob” Hamilton
Frank W. Morse, Jr.
Wesley L. “Wes” Wyman, Jr

Vice-Chairman William J. Cloutre 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; Kevin Landreneau, Board Attorney; and from the staff, Leann Evans, Brent Templet, Elaine Riggins, John Dixon, Wendy Loup, Lowana Cola; Brad Hassert, Compliance Director; compliance investigators, Todd Brady, Williams Collins, William Valentine, Scott Corley, Ashleigh Scott, Marianne Sullivan, Carrie Morgan, Johnny Rogers; and Tarah Revette recording the minutes.

Mr. Badeaux led the Pledge of Allegiance.

Judge Darrell White gave the invocation.

Mr. Wyman made a motion to accept the Minutes of the June 20, 2018, Residential Building Subcommittee Meeting. Mr. Fine seconded. The motion passed.

Mr. Hassert introduced guest Alex Reinboth with the Louisiana Attorney General’s office.

**NEW BUSINESS**

Leann Evans with the Compliance Department, Elaine Riggins with the Applications Department and Brad Hassert with the Compliance Department for the board were sworn in.

**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)

Applications Director Elaine Riggins was called to the stand to give testimony regarding the documentation of general liability and workers’ compensation insurance coverage. Ms. Riggins removed the following companies from the agenda: BR TOTAL CONSTRUCTION SERVICES, LLC; CONTRACTORS UNLIMITED, INC.; and GOLD MEDAL SERVICES, LLC; Ms. Riggins also confirmed service for the remaining entities listed on the agenda under C. Insurance Hearings.

Brent Rigsby was present on behalf of BUILT RIGHT TECHNOLOGY SERVICES LLC and was sworn in. Ms. Riggins provided testimony to the board. Mr. Rigsby gave a statement and affirmed that there was a lapse in insurance coverage. Mr. Landreneau questioned Mr. Rigsby. Mr. Wyman made a motion to suspend the license/registration back to the date of last insurance coverage, to issue a cease and desist order, assess a \$500 fine plus \$500 in administrative costs, to allow the company’s license/registration to be reissued upon proof of insurance coverage and to allow staff to reinstate the license or registration and rescind the administrative costs if proof of no lapse is provided. Mr. Hamilton seconded, and the motion passed.

No one was present on behalf of B & C DEVELOPMENT, LLC; HEARTLAND CONSTRUCTION, INC., which these companies previously had one or more insurance violations. Ms. Riggins provided testimony to the board regarding these entities. Mr. Hamilton made a motion to consolidate both matters. Mr. Fine seconded. The motion passed. Mr. Hamilton made a motion to suspend the license/registration for aforementioned entities, to issue a cease and desist order, and to assess a \$500 fine plus \$500 in administrative costs. Mr. Morse seconded, and the motion passed unanimously.

Wayne and Bernice Matthews were present on behalf of A & W MATTHEWS CONSTRUCTION, LLC and were sworn in. Ms. Riggins provided testimony to the board. Mr. Matthews gave a statement and affirmed that there was a lapse in insurance coverage. Mr. Landreneau questioned Mr. Matthews. Mr. Guidry made a motion to suspend the license/registration 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.

Donald Daniels was present on behalf of D. DANIELS CONSTRUCTION, LLC and was sworn in. Ms. Riggins provided testimony to the board. Mr. Daniels gave a statement and affirmed that there was a lapse in insurance coverage. Mr. Landreneau questioned Mr. Daniels. Mr. Daniels presented documents which were admitted into evidence. Mr. Wyman made a motion to assess \$250 in administrative costs. Mr. Hamilton seconded, and the motion passed.

Elvin Pineda was present on behalf of PINEDA DREAM CONSTRUCTION LLC and was sworn in. Ms. Riggins provided testimony to the board. Mr. Pineda gave a statement and affirmed that there was a lapse in insurance coverage. Mr. Landreneau questioned Mr. Pineda. Mr. Wyman made a motion to suspend the license/registration back to the date of last insurance coverage, to issue a cease and desist order, assess \$250 in administrative costs and to allow the company's license/registration to be reissued upon proof of insurance coverage. Mr. Morse seconded, and the motion passed.

Robert Jacques was present on behalf of ROBERT'S HOME SOLUTIONS LLC and was sworn in. Ms. Riggins provided testimony to the board. Mr. Jacques gave a statement and affirmed that there was a lapse in insurance coverage. Mr. Landreneau questioned Mr. Jacques. Mr. Wyman made a motion to assess \$250 in administrative costs. Mr. Morse seconded, and the motion passed.

Jamal Wilson was present on behalf of JK WILSON PAINTING, LLC and was sworn in. Ms. Riggins provided testimony to the board and stated that the company has failed to provide an insurance certificate for general liability coverage with the correct description of operations as required by the board. Mr. Wilson gave a statement regarding this matter. Mr. Landreneau questioned Ms. Riggins and Mr. Wilson. The board questioned Mr. Wilson. Mr. Wyman made a motion to allow JK WILSON PAINTING LLC 30 days to provide the insurance certificate with the correct description of operations and to allow staff to assess \$250 in administrative costs if JK WILSON PAINTING LLC fails to provide the correct insurance certificate within the timeframe given. Mr. Hamilton seconded, and the motion passed.

No one was present on behalf of 1 & DONE CONSTRUCTION LLC; ANDERSEN DESIGN + BUILD, LLC; BAY POOL COMPANY CONSTRUCTION LLC; BILLY RAY COPLAN; BRICK SOLID MASONRY LLC; DPB SERVICES, LLC; ENVIROCARE, INC.; FORTY-ONE CONSTRUCTION, LLC; J AND M CONSTRUCTION SERVICE, LLC; JBW DEVELOPMENT LLC; JOHNSON CONSTRUCTION SERVICES, L.L.C.; JTF WOODWORKING, LLC; KEITH P. BOURQUE CONSTRUCTION, LLC; L.B. THE KINGS LLC; MEDINA'S HOME IMPROVEMENT LLC; MILTON I. GRANIER III; ONE CALL DOE'S ALL L.L.C.; PALACE PROPERTY IMPROVEMENTS LLC; PRICE'S CONTRACTING, INC.; REBEL BUILDERS, LLC; ROBERT'S ALL AROUND MAINTENANCE LLC; SIMIEN PROPERTIES, L.L.C.; STEPHEN BERNARD; TERRY PERKINS; VINE AND BRANCH PROPERTIES LLC. Ms. Riggins provided testimony to the board. Mr. Morse made a motion to suspend the license or registration of the aforementioned companies and individuals back to the date of last insurance coverage, to issue a cease and desist order, to assess a \$500 fine plus \$500 in administrative costs, to allow the company's license/registration to be reissued upon proof of insurance coverage and to allow staff to reinstate the license or registration if proof of no lapse is provided. Mr. Hamilton seconded. The motion passed unanimously.

D. COMPLIANCE HEARINGS:

1. **BILLY FRANK FAFARD D/B/A B & L HANDY SERVICE**, Longville, Louisiana – La. R.S. 37:2175.3(A)(1)

Ms. Evans gave a summary of the allegations. No one was present on behalf of BILLY FRANK FAFARD D/B/A B & L HANDY SERVICE. Investigator Scott Corley was called to the stand and was sworn in. Mr. Corley reviewed the exhibit packet and provided testimony to the board. Mr. Landreneau entered the exhibit packet into evidence and it was admitted. Mr. Wyman made a motion to find BILLY FRANK FAFARD D/B/A B & L HANDY SERVICE to be in violation. Mr. Morse seconded. The motion passed. Mr. Wyman made a motion to assess the maximum fine plus \$1000 in administrative costs and to issue a cease and desist order. Mr. Morse seconded. The motion passed.

2. **J & G HOME IMPROVEMENTS, LLC**, Baker, Louisiana – La. R.S. 37:2167(A), 2185(A)

Ms. Evans gave a summary of the allegations. John Givens was present on behalf of J & G HOME IMPROVEMENTS, LLC and was sworn in. Mr. Givens entered a no contest plea. Mr. Wyman made a motion to accept the plea. Mr. Hamilton seconded. The motion passed. Mr. Givens gave a statement to the board. The board questioned Mr. Givens. Mr. Wyman made a motion to assess \$1,000 in administrative costs and to issue a cease and desist order. Mr. Morse seconded. The motion passed.

3. **MICHEL'S CONTRACTING, LLC**, Gonzales, Louisiana – La. R.S. 37:2175.3(A)(1)

Ms. Evans gave a summary of the allegations. No one was present on behalf of MICHEL'S CONTRACTING, LLC. Investigator Ashleigh Scott was called to the stand and was sworn in. Ms. Scott reviewed the exhibit packet and provided testimony to the board. Mr. Landreneau entered the exhibit packet into evidence and it was admitted. Mr. Wyman made a motion to find MICHEL'S CONTRACTING, LLC to be in violation. Mr. Fine seconded. The motion passed. Mr. Wyman made a motion to assess the maximum fine plus \$1000 in administrative costs and to issue a cease and desist order. Mr. Fine seconded. The motion passed. Homeowner Anthony Fritsche was present and sworn in. Mr. Fritsche provided testimony to the board.

4. **SINCENO CONSTRUCTION, L.L.C.**, Kenner, Louisiana – La. R.S. 37:2175.3(A)(1)

Ms. Evans gave a summary of the allegations. No one was present on behalf of SINCENO CONSTRUCTION, L.L.C. Investigator Marianne Sullivan was called to the stand and was sworn in. Ms. Sullivan reviewed the exhibit packet and provided testimony to the board. Mr. Landreneau entered the exhibit packet into evidence and it was admitted. Mr. Wyman made a motion to find SINCENO CONSTRUCTION, L.L.C. to be in violation, to assess the maximum fine plus \$1000 in administrative costs and to issue a cease and desist order. Mr. Morse seconded. The motion passed.

5. **A.B.H. HOME MAINTENANCE LLC**, Baker, Louisiana – La. R.S. 37:2175.3(A)(1)

Ms. Evans gave a summary of the allegations. No one was present on behalf of A.B.H. HOME MAINTENANCE LLC. Investigator Johnny Rogers was called to the stand and was sworn in. Mr. Rogers reviewed the exhibit packet and provided testimony to the board. Mr. Landreneau entered the exhibit packet into evidence and it was admitted. Homeowner Elnora Nolan was present and sworn in. Ms. Nolan provided testimony to the board. Mr. Hamilton made a motion to find A.B.H. HOME MAINTENANCE LLC to be in violation. Mr. Morse seconded. The motion passed. Mr. Hamilton made a motion to assess the maximum fine plus \$1000 in administrative costs and to issue a cease and desist order. Mr. Morse seconded. The motion passed.

6. **HAMILTON WOODWORK ARTS & CRAFTS, LLC**, Zachary, Louisiana – La. R.S. 37:2175.3(A)(1)(4)

Ms. Evans gave a summary of the allegations. Terrell Hamilton was present on behalf of HAMILTON WOODWORK ARTS & CRAFTS, LLC and was sworn in. Mr. Terrell Hamilton entered a plea of admission. Mr. Wyman made a motion to accept the plea. Mr. Morse seconded.

The motion passed. Mr. Terrell Hamilton gave a statement to the board regarding this matter. Mr. Wyman made a motion to assess \$500 in administrative costs and to issue a cease and desist order. Mr. Fine seconded. The motion passed.

7. **THERIOT REAL ESTATE INVESTMENTS, LLC**, Lafayette, Louisiana – La. R.S. 37:2167(A)

Ms. Evans gave a summary of the allegations and read the settlement offer presented by THERIOT REAL ESTATE INVESTMENTS, LLC. Homeowner Dawn Dugas was present and sworn in. Ms. Dugas provided testimony to the board. The board questioned Ms. Dugas regarding the matter. Mr. Wyman made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Morse seconded. The motion passed.

8. **KEVIN RILEY**, Baton Rouge, Louisiana – La. R.S. 37:2175.3(A)(1)

Ms. Evans gave a summary of the allegations. No one was present on behalf of KEVIN RILEY. Investigator Marianne Sullivan, who was previously sworn in, was called to the stand. Ms. Sullivan reviewed the exhibit packet and provided testimony to the board. Mr. Landreneau entered the exhibit packet into evidence and it was admitted. Mr. Wyman made a motion to find KEVIN RILEY to be in violation, to assess the maximum fine plus \$1000 in administrative costs and to issue a cease and desist order. Mr. Hamilton seconded. The motion passed.

9. **FITCH CONSTRUCTION, LLC**, Baton Rouge, Louisiana – La. R.S. 37:2167(A)

Ms. Evans gave a summary of the allegations and read the settlement offer presented by FITCH CONSTRUCTION, LLC. Mr. Wyman made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Guidry seconded. The motion passed.

10. **TOREN WASHINGTON**, Gretna, Louisiana – La. R.S. 37:2175.3(A)(1)

Ms. Evans gave a summary of the allegations and read the settlement offer presented by TOREN WASHINGTON. Mr. Wyman made a motion to accept the settlement offer as presented, which included a no contest plea. Mr. Morse seconded. The motion passed.

## **OLD BUSINESS**

### **E. STATUTORY CITATIONS:**

Ms. Evans presented the statutory citations. Mr. Wyman made a motion to accept the statutory citations as presented. Mr. Morse seconded. The motion passed.

<The board was notified that representatives for JBW DEVELOPMENT LLC under C. INSURANCE HEARINGS had arrived and requested their matter be reheard.>

Mr. Wyman made a motion to reconsider the matter for JBW DEVELOPMENT LLC. Mr. Hamilton seconded. The motion passed. Edmond Weber was present on behalf of JBW DEVELOPMENT LLC and was sworn in. Ms. Riggins provided testimony to the board. Mr. Weber gave a statement and affirmed that there was a lapse in insurance coverage. Mr. Landreneau questioned Mr. Weber. Mr. Fine made a motion to suspend the license/registration back to the date of last insurance coverage, to issue a cease and desist order, to assess \$250 in administrative costs, to allow the company's license/registration to be reissued upon proof of insurance coverage and to allow staff to reinstate the license or registration if proof of no lapse is provided. Mr. Wyman seconded, and the motion passed unanimously.

### **F. COMPLIANCE HEARINGS/CONTINUANCES:**

1. **VANICE EUGENE CHILDRESS**, Wrightwood, California – La. R.S. 37:2175.3(A)(2), 2185(A)

Ms. Evans gave a summary of the allegations and stated that Mr. Childress had requested a another continuance. No one was present on behalf of VANICE EUGENE CHILDRESS. Mr. Wyman made a motion to deny the continuance request. Mr. Hamilton seconded. The motion passed. Investigator Marianne Sullivan, who was previously sworn in, was called to the stand. Ms. Sullivan reviewed the exhibit packet and provided testimony to the board. Mr. Landreneau entered the exhibit packet

into evidence and it was admitted. Homeowners Heather Ficklin and Thomas Sanders were present and were sworn in. Ms. Ficklin and Mr. Sanders both provided testimony to the board. Mr. Wyman made a motion to find VANICE EUGENE CHILDRESS to be in violation, to assess the maximum fine plus \$1000 in administrative costs and to issue a cease and desist order. Mr. Hamilton seconded. The motion passed.

2. **FORTIFIED BUILDING SOLUTIONS LLC**, Homer, Louisiana – La. R.S. 37:2175.3(A)(1)

Ms. Evans gave a summary of the allegations. No one was present on behalf of FORTIFIED BUILDING SOLUTIONS LLC. Investigator William Valentine was called to the stand and was sworn in. Mr. Valentine reviewed the exhibit packet and provided testimony to the board. Mr. Landreneau entered the exhibit packet into evidence and it was admitted. Mr. Morse made a motion to find FORTIFIED BUILDING SOLUTIONS LLC to be in violation. Mr. Fine seconded. The motion passed. Mr. Morse made a motion to assess the maximum fine plus \$1000 in administrative costs and to issue a cease and desist order. Mr. Fine seconded. The motion passed.

3. **STUNTCO TRANSPORT SERVICES, L.L.C.**, River Ridge, Louisiana – La. R.S. 37: 2175.3(A)(1), 2185(A)

Ms. Evans gave a summary of the allegations and read the settlement offer previously presented the board. No one was present on behalf of STUNTCO TRANSPORT SERVICES, L.L.C. Investigator Johnny Rogers, who was previously sworn, was called to the stand. Mr. Rogers reviewed the exhibit packet and provided testimony to the board. Mr. Landreneau entered the exhibit packet into evidence and it was admitted. Mr. Wyman made a motion to accept the settlement offer previously presented to the board, which included a no contest plea. Mr. Wyman continued the motion to allow staff to assess the maximum fine plus \$1000 in administrative costs and to issue a cease and desist order if the settlement offer is not paid within 30 days. If not paid in within 30 days, STUNTCO TRANSPORT SERVICES, L.L.C. will be assessed the maximum fine plus \$1000 in administrative costs. Mr. Morse seconded. The motion passed.

**G. REQUEST FOR REHEARINGS:**

1. **J & J RENOVATION GENERAL CONSTRUCTION, LLC**, New Orleans, Louisiana – La. R.S. 37:2175.3(A)(1)

Ms. Evans gave a summary of the allegations and the previous action taken by the board regarding this matter. Javier Rosales was present on behalf of J & J RENOVATION GENERAL CONSTRUCTION, LLC and was sworn in. Mr. Wyman made a motion to grant the rehearing request. Mr. Hamilton seconded. The motion passed. Mr. Rosales entered a no contest plea. Mr. Wyman made a motion to accept the plea. Mr. Morse seconded. The motion passed. Mr. Rosales gave a statement to the board regarding this matter. The board questioned Mr. Rosales. Mr. Wyman made a motion to assess a \$5000 fine plus \$1000 in administrative costs, to issue a cease and desist order and to allow the fine will be reduced to a \$1000 fine plus \$1000 in administrative costs if the company obtains a proper license/registration within 120 days. Mr. Morse seconded. The motion passed.

2. **CHIP GUERIN CONSTRUCTION, LLC**, Baton Rouge, Louisiana – La. R.S. 37:2167(A), 2185(A), 2175.3(A)(4)

Ms. Evans gave a summary of the allegations and the previous action taken by the board regarding this matter. Chip Guerin was present on behalf of CHIP GUERIN CONSTRUCTION, LLC and was sworn in. Mr. Wyman made a motion to grant the rehearing request. Mr. Morse seconded. The motion passed. Mr. Guerin entered a plea of admission. Mr. Wyman made a motion to accept the plea. Mr. Morse seconded. The motion passed. Mr. Guerin gave a statement to the board regarding this matter. The board questioned Mr. Guerin. Mr. Wyman made a motion to assess a \$5000 fine plus \$1000 in administrative costs, to issue a cease and desist order, and to allow the fine to be reduced to a \$1000 fine plus \$1000 in administrative costs if the company obtains a proper license/registration within 120 days. Mr. Morse seconded. The motion passed.

3. **CHARLES VALENTINE**, Baton Rouge, Louisiana – La. R.S. 37:2175.3(A)(1)

Ms. Evans gave a summary of the allegations and the previous action taken by the board regarding this matter. Attorney Rufus Craig was present on behalf of CHARLES VALENTINE. Mr. Valentine was also present and was sworn in. Mr. Wyman made a motion to grant the rehearing request. Mr. Guidry seconded. The motion passed. Mr. Valentine entered a no contest plea. Mr. Wyman made a motion to accept the plea. Mr. Hamilton seconded. The motion passed. Mr. Craig gave a statement to the board regarding this matter. Mr. Craig offered a settlement offer, which included a cease and desist order. Mr. Wyman made a motion to accept the settlement offer as presented. Mr. Guidry seconded. The motion passed.

4. **CATO CONSTRUCTION LLC**, Baton Rouge, Louisiana – La. R.S. 37:2167(A), 2185(A)

Ms. Evans gave a summary of the allegations and the previous action taken by the board regarding this matter. Carlos Cato was present on behalf of CATO CONSTRUCTION and was sworn in. Mr. Cato addressed the board regarding his rehearing request. Mr. Wyman made a motion to grant the rehearing request. Mr. Guidry seconded. The motion passed. Mr. Cato entered a no contest plea. Mr. Wyman made a motion to accept the plea. Mr. Fine seconded. The motion passed. Mr. Cato gave a statement to the board regarding this matter. The board questioned Mr. Cato. Mr. Wyman made a motion to assess a \$500 fine plus \$500 in administrative costs. Mr. Fine seconded. The motion passed.

5. **FRAME-TO-FINISH, LLC**, New Orleans, Louisiana – La. R.S. 37:2167(A)

Ms. Evans stated staff requested a rehearing to allow for “due process.” Mr. Wyman made a motion to grant the rehearing request. Mr. Guidry seconded. Ms. Evans gave a summary of the allegations and read the settlement offer presented by FRAME-TO-FINISH, LLC. Homeowners Kevin Paul and Deborah Paul were sworn in. Mr. and Mrs. Paul both provided testimony to the board. Mr. Guidry made a motion to reject the no contest plea and settlement offer as presented. Mr. Hamilton seconded. The motion passed.

**H. REQUEST FOR INSURANCE RECONSIDERATION OF PENALTY:**

1. **RMR CONSTRUCTION INC.**, Baton Rouge, Louisiana – La. R.S. 2150–2192, 2186(B)(6), 2189(A)(7) and Rules and Regulations Sec. 1503(D)

Troy Moreau was present on behalf of RMR CONSTRUCTION INC. and was sworn in. Mr. Moreau gave a statement to the board regarding the reconsideration request. Ms. Riggins provided testimony to the board. The board questioned Mr. Moreau. Mr. Wyman made a motion to grant the reconsideration request. Mr. Hamilton seconded. The motion passed. Mr. Wyman made a motion a motion to suspend the license/registration back to the date of last insurance coverage, to assess \$250 in administrative costs and to remove the cease and desist order that was previously issued. Mr. Morse seconded. The motion passed unanimously.

I. Consideration of additional classifications for residential licenses as listed and attached to the agenda. (Page 6)

Mr. Hamilton made a motion to approve the additional classifications for residential licenses as listed on the agenda. Mr. Guidry seconded. The motion passed.

J. Consideration of residential applications as listed and attached to the agenda. (Pages 7-10)

Mr. Hamilton made a motion to approve the new residential applications as listed on the agenda. Mr. Guidry seconded. The motion passed.

J. Consideration of home improvement applications as listed and attached to the agenda. (Pages 11-14)

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

**ADJOURNMENT**

Mr. Hamilton made a motion to adjourn at 11:38 p.m., and Mr. Guidry seconded. The motion passed.

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Lloyd "Chip" Badeaux, Chairman

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William J. Clouatre, Vice Chairman