

**STATE LICENSING BOARD FOR  
RESIDENTIAL AND GENERAL CONTRACTORS  
Residential Division Meeting: October 17, 2013**

The State Licensing Board for Residential and General Contractors met on Wednesday, October 17, 2013, at the Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia, for the purpose of conducting Board business.

**The following Board members were present:**

Bill Duck, Division Chairman  
Keely Fennell, Division Vice Chairman  
Bob Barnard  
Robert Cleveland  
Andy Cooper  
Mark Herbert  
Morgan Wheeler (Cognizant)

**Others present:**

Darren Mickler, Executive Director  
Tonya Richardson, Board Support Specialist  
Doris Williams-McNeely, Assistant Attorney General  
Jeanette Leeks, Licensing Analyst  
Judy Bradley, Complaint Compliance Specialist

**Call Meeting to Order:**

At 9:09 a.m., Board Chair Bill Duck established that a quorum was present and called the meeting to order.

**Approval of Open Session Minutes:**

A motion was made by Mark Herbert, seconded by Andy Cooper, and the Board voted unanimously to approve the minutes of the August 21, 2013 and August 27, 2013 Residential Division Board meetings as presented.

**Old/New Business:**

The Board had a discussion on imposing fines or sanctions for assisting unlicensed practice cases. The Board made a recommendation to appoint Mr. Mickler, Mr. Duck and Mr. Barnard to draft a board rule or add a \$500 fine to the fee schedule.

**Executive Director's Report:**

Darren Mickler discussed House Bill 188.

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Written Requests/Correspondence:

Petition for Rule Waiver: The Division considered a petition for a waiver of Rule 553-3-.04 from Thomas P. Wilkinson. Discussion ensued. A motion was made by Mark Herbert, seconded by Andy Cooper and the Division voted unanimously to deny the petition. The board voted to approve the applicant to submit his current projects from the last two years to add the experience needed to meet requirements to submit his application and to pay a double application fee and to then proceed with taking the exam to obtain his license.

**Ratifications:**

The Residential Division reviewed the list of applicants that have been previously reviewed and approved administratively or by Division members. A motion was made by Bill Duck, seconded by Keely Fennell, and the Residential Division voted unanimously to ratify licenses issued from August 21, 2013 – October 16, 2013.

**Executive Session:**

At 10:20 a.m. a motion was made by Mark Herbert, seconded by Bill Duck, and the Board members present: Bob Barnard, Robert Cleveland, Andy Cooper, Keely Fennell, Bill Duck, Morgan Wheeler and Mark Herbert, voted unanimously to enter into Executive Session in accordance with O.C.G.A. 43-1-2(k) and 43-1-19(h).

Open Session was declared at 10:35 a.m. to vote on discussions from Executive Session.

**Approval of Executive Session Minutes:**

A motion was made by Andy Cooper, seconded by Keely Fennell, and the Board voted unanimously to approve the Executive Session minutes of the August 21, 2013 Residential Division meeting as presented.

**Application Discussion:**

A motion was made by Keely Fennell, seconded by Mark Herbert, and the Residential Division voted unanimously to accept the recommendations made during Executive Session.

The recommendations made during Executive Session are as follows:

The Residential Division reviewed the application and accepted the Cognizant's recommendation to deny this applicant due to unlicensed practice and issue a consent order assessing a \$500 fine.

Applicant # 1818352

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Following discussion, the Residential Division recommended accepting the Cognizant recommendations given by Judy Bradley in her Complaint and Compliance Report to the Board for the following:

**Board Office:**

- RGC140030 – The Board voted to close the case with no action.
- RGC120152 – The Board voted to refer case to the Attorney General’s Office.
- RGC120287 – The Board voted to close the case with no action.
- RGC120269 – The Board voted to close the case with no action.
- RGC130196 – The Board voted to accept Cease & Desist on Robert Boston, Newnan 30264, for unlicensed practice and close.
- RGC130194 – The Board voted to accept Cease & Desist on Joedy Hobby, Moreland, for unlicensed practice and close.
- RGC140001 – The Board voted to accept Cease & Desist on Nathan Moore, Stone Mountain 30088, for unlicensed practice and close.
- RGC130057 – The Board voted to accept Cease & Desist on Allen Powell, Thomasville 31792, for unlicensed practice and close.
- RGC120195 – The Board voted to close the case with no action.
- RGC140028 – The Board voted to close the case, due to no jurisdiction.
- RGC140034 – The Board voted to close the case due to not getting a response from complainant.
- RGC140051 – The Board voted to close the case as work is specialty.
- RGC140047 – The Board voted to close the case as work is a specialty.
- RGC140014 – The Board voted to close the case with docketed consent order for licensure on Joe Miller Bigsby, Tallahassee FL 32309, calling for 24 month probation due to failure to demonstrate financial responsibility.
- RGC120216 – The Board voted to close the case with docketed consent order for unlicensed practice on Dean Arthur Conn, Atlanta 30339, calling for 24 month probation and \$500 fine.
- RGC140041 – The Board voted to update, then forward to SSI.
- RGC140042 – The Board voted to close the case with letter of concern.

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- RGC120064 – The Board voted to close the case with a letter of concern.
- RGC140033 – The Board voted to accept docketed consent order for licensure, calling for 24 month probation due to failure to demonstrate financial responsibility, on Philip Earl Walker, Mableton 30126, and close.
- RGC140046 – The Board voted to refer to Secretary of State Investigations for Cease & Desist for unlicensed practice.
- RGC140008 – The Board voted to accept Cease & Desist on Vernon William Davis, Mineral Bluff 30559, for unlicensed practice and close.
- RGC140013 – The Board voted to accept docketed consent order for 24 month probation for failure to demonstrate financial responsibility on Ronnie Lee Dillard, Woodstock 30189, and close.
- RGC130168 – The Board voted to accept docketed consent order for 24 month probation on Donald Patrick Fountain, Atlanta 30329, and close.
- RGC120300 – The Board voted to refer to Attorney General’s Office for revocation of licensure.
- RGC120125 – The Board voted to forward to the Attorney General’s Office.
- RGC130183 – The Board voted to refer to Secretary of State Investigations.
- RGC130206 - The Board voted to refer to Secretary of State Investigations for Cease & Desist for unlicensed practice.
- RGC130223 – The Board voted to close the case with no action.
- RGC140064 – The Board voted to deny application based on convictions.
- RGC130206 – The Board voted to accept docketed Cease & Desist for unlicensed practice on John Phillips, Griffin 30223, and close.
- RGC130129 – The Board voted to close the case with no action.
- RGC140006 – The Board voted to request update, refer to Secretary of State Investigations.
- RGC110267 – The Board voted to close the case with no action, due to age and inactivity.
- RGC130155 – The Board voted to deny application and close complaint.
- RGC120058 – The Board voted to close the case with no action as case is civil.

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RGC120137 – The Board voted to close the case with no action as case is civil.

RGC120148 – The Board voted to close the case with no action as case is civil.

RGC120161 – The Board voted to close the case no action, as case is civil.

RGC120209 – The Board voted to close the case with no action as case is civil.

RGC110277 – The Board voted to refer to Secretary of State Investigations.

RGC110302 – The Board voted to send Cease & Desist letter.

RGC110318 – The Board voted to close the case with no action as case is civil.

RGC110324 – The Board voted to send Cease & Desist letter.

RGC120017 – The Board voted to table until further information received.

The Board voted to refer the following to Legal Department for appropriate Consent Orders and to accept the signed Consent Order upon receipt. Complaint will be closed when order is docketed:

RGC140057 – licensure, 24 month probation due to failure to demonstrate financial responsibility.

RGC140058 – licensure, 24 month probation due to failure to demonstrate financial responsibility.

RGC140059 – reinstatement, 24 month probation due to failure to demonstrate financial responsibility.

RGC140060 – licensure, \$500 fine due to unlicensed practice

RGC140061 – \$600 fine due to not having met reinstatement requirements in a timely fashion.

RGC140062 – reactivation, 24 month probation due to failure to demonstrate financial responsibility.

RGC130021 – licensure, 24 month probation due to failure to demonstrate financial responsibility.

With no other business to discuss, the Residential Division adjourned at 10:41 a.m.

**Minutes recorded by:**

**Tonya Richardson, Board Support Specialist**

**Minutes Edited/Reviewed by:**

**Darren Mickler, Executive Director**