

AGENDA

CHARLOTTE COUNTY CONSTRUCTION INDUSTRY LICENSING BOARD
Administration Center, County Commission Meeting Room #119
18500 Murdock Circle, Port Charlotte, Florida 33948-1094

December 1, 2016 at 6 pm

Charlotte County Board of County Commissioners does not discriminate on the basis of disability. This nondiscrimination policy involves every aspect of the County's functions, including access to and participation in meetings, programs, and activities. FM Sound Enhancement Units for the Hearing Impaired are available at the Front Security Desk, Building A of the Murdock Administration Complex. Anyone needing other reasonable accommodation or auxiliary aids and services please contact our office at 941.743.1381, TDD/TTY 941.743.1234, or by email to David.Lyles@charlottecountyfl.gov.

A. CALL TO ORDER

B. PLEDGE OF ALLEGIANCE

C. ROLL CALL

D. OPENING STATEMENT

Election of Chairman and Vice Chairman

E. NEXT MEETING DATE

January 5, 2017 at 6:00 pm

F. APPROVAL OF MINUTES

November 3, 2016

G. SWEARING IN OF ALL THOSE GIVING TESTIMONY

H. AGENDA CHANGES – To be announced

I. CONSENT – AFFIDAVITS OF NONCOMPLIANCE FINES

All matters listed under this item are considered to be routine and action will be accomplished by one motion without separate discussion of each item. If discussion is desired by a member of the Board, that item(s) will be removed from the Consent Agenda and considered separately. **Each case has been assessed with an additional \$10.00 for the cost of recording the lien.**

- | | | |
|----|---|--------------|
| 1. | Luis R Rincon – CIL-16-00592 - \$1,010.00 | Tom Atkinson |
| 2. | Camilo Guerrero – CIL-16-00590 - \$1,010.00 | Tom Atkinson |
| 3. | Carlos K Perez – CIL-16-00591 - \$1,010.00 | Tom Atkinson |
| 4. | Jackie R Moose – CIL-16-00596 - \$1,010.00 | Tom Atkinson |
| 5. | Rafael L Gonzalez – CIL-16-00593 - \$1,010.00 | Tom Atkinson |
| 6. | Armando R Hernandez – CIL-16-00594 - \$1,010.00 | Tom Atkinson |
| 7. | Armando M Rodriguez – CIL-16-00595 - \$1,010.00 | Tom Atkinson |
| 8. | Paul A Carpenter – CIL-16-00597 - \$4,010.00 | Tom Atkinson |

J. CONTESTING CITATION

NONE

K. REINSTATEMENT

1. Joseph Michael Casey
Florida Air Works Inc.
Certified Air Conditioning Contractor
License No. CAC1815599
Case No. CIL-16-00422

Lorraine Lundblad

Joseph Michael Casey has requested reinstatement of his permitting privileges and the right to work in Charlotte County.

L. LICENSE REVIEW

NONE

M. EXAMINATION

NONE

N. OLD BUSINESS

O. DISCIPLINE CASES

1. Jay O Berry - **DISMISSED**
J W Berry Signs Inc.
Certified Specialty Contractor
License No. ES12000309
Case No. CIL-15-00452
2. Ronald S Burt
Southwest Building Inc.
Certified General Contractor
License No. CGC1518903
Case No. CIL-15-00477
3. John Kenneth Teague
Annointed Air & Refrigeration Inc.
Certified Air Conditioning Contractor
License No. CAC1815111
Case No. CIL-15-00396
4. Thomas Paul Ronde
Thomas Ronde Roofing LLC
Registered Roofing Contractor
License No. RC29027060
Case No. CIL-16-00464

Terri Barnett

John Drown

Terri Barnett

Terri Barnett

P. CITIZEN INPUT

Q. REPORT FROM THE LICENSING MANAGER

R. REPORT FROM THE BUILDING OFFICIAL

S. REPORT FROM THE ASSISTANT COUNTY ATTORNEY

T. **BOARD ATTORNEY COMMENTS**

U. **REPORT FROM CONSTRUCTION INDUSTRY LICENSING BOARD MEMBERS**

V. **ADJOURNMENT**

Any person who decides to appeal a decision of this Board will need a record of the proceedings pertaining thereto, and therefore may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

**MINUTES OF THE REGULAR MEETING OF THE CHARLOTTE COUNTY
CONSTRUCTION INDUSTRY LICENSING BOARD
18500 Murdock Circle, Room 119
Port Charlotte, Florida 33948**

November 3, 2016

CALL TO ORDER

Vice Chairman ***Erik Howard*** called the meeting to order at 6:00 pm.

PLEDGE OF ALLEGIANCE

ROLL CALL

Members Present:

Pamela Alexander
Thomas Burns
John Damon
Erik Howard – Vice Chairman
Kenneth Lowe
Robert Overcash
Carleton Strong

Members Excused Absent:

Charles Hackbarth – Chairman
Stephen Gardiner

Staff Present:

Erin Mullen-Travis, Certified Code Compliance Officer, Licensing Manager
Lorraine Lundblad, Certified Code Compliance Officer, Licensing Investigator
Tom Atkinson, Certified Code Compliance Officer, Licensing Investigator
Terri Barnett, Certified Code Compliance Officer, Licensing Investigator
John Drown, Certified Code Compliance Officer, Licensing Investigator
Ben Bailey, County Building Official
Pooja Patel, Assistant County Attorney
Sandra Williamson, Administrative Assistant I

OPENING STATEMENT

The Vice Chairman read the opening statement into the record.

NEXT MEETING DATE

December 1, 2016

APPROVAL OF MINUTES

Pam Alexander moved to approve the minutes of September 1, 2016. The motion was seconded by ***Carleton Strong*** and was passed unanimously.

SWEARING IN OF ALL THOSE GIVING TESTIMONY

Sandra Williamson administered oath to those who gave testimony.

AGENDA CHANGES

Erin Mullen-Travis announced the agenda changes.

CONSENT – AFFIDAVITS OF NON-COMPLIANCE FINES

All matters listed under this item are considered to be routine and action will be accomplished by one motion without separate discussion of each item. If discussion is desired by a member of the Board, that item(s) will be removed from the Consent Agenda and considered separately. **Each case has been assessed with an additional \$10.00 for the cost of recording the lien:**

- | | | |
|-----|--|---------------|
| 1. | Dionis Rodriguez – CIL-16-00501 - \$1,010.00 | John Drown |
| 2. | Imer Rodriguez – CIL-16-00500 - \$1,010.00 | John Drown |
| 3. | Cezar Obiedo – CIL-16-00502 - \$1,010.00 | John Drown |
| 4. | Kenneth Jeffries – CIL-16-00497 - \$1,010.00 | Terri Barnett |
| 5. | James Alexander – CIL-16-00498 - \$1,010.00 | Terri Barnett |
| 6. | Stephen Valdivia – CIL-16-00504 - \$1,010.00 | Tom Atkinson |
| 7. | Mark Harrison, Jr. – CIL-16-00503 - \$2,010.00 | Tom Atkinson |
| 8. | Richard Hernandez – CIL-16-00520 - \$1,010.00 | John Drown |
| 9. | Giaovanny Rosales – CIL-16-00521 - \$1,010.00 | John Drown |
| 10. | Cesar Rosales – CIL-16-00522 - \$1,010.00 | John Drown |
| 11. | Xavier Henriguez – CIL-16-00523 - \$1,010.00 | John Drown |
| 12. | Richard Cochrane – CIL-16-00524 - \$1,010.00 | Tom Atkinson |

MOTION: **Carleton Strong** motioned to accept the fines as stated in the Affidavits of Non-compliance. **Pamela Alexander** seconded and was passed unanimously.

CONTESTING CITATION

- | | | |
|----|--|-------------------|
| 1. | James F. Gohl – Citation No. 4175 - \$1,000.00 | <i>John Drown</i> |
|----|--|-------------------|

James F. Gohl – Contested Citation No. 4175. **John Drown** Certified Code Compliance Officer, Licensing Investigator, provided testimony as stated in the investigative report. **James F. Gohl** was present and provided testimony to the Board.

MOTION: **Carleton Strong** motioned to uphold the affidavit of non-compliance for Citation No. 4175. The motion was seconded by **Pamela Alexander** with two (2) opposing votes **Tom Burns** and **John Damon**.

REINSTATEMENT

- | | | |
|----|--|-------------------|
| 1. | Dwight Williams
f/k/a Aloha Air Heating & Cooling
Certified Air Conditioning Contractor
License No. CAC1815948
Case No. CIL-15-00435 | Lorraine Lundblad |
|----|--|-------------------|

Dwight Williams has requested reinstatement of his permitting privileges and the right to work in Charlotte County.

The investigative report was read into the record by **Lorraine Lundblad** Certified Code Compliance Officer, Licensing Division. **Dwight Williams** was present and provided testimony to the Board.

MOTION: **Tom Burns** made the motion that the permitting privileges and the right to work in Charlotte County of **Dwight C Williams** be temporarily reinstated

and the Respondent must appear before the Board to have his license fully reinstated. The motion was seconded by **Carleton Strong** and was approved unanimously.

LICENSE REVIEW

None

EXAMINATION

None

OLD BUSINESS

1. Daniel S Cline Lorraine Lundblad
Efficiency Air, LLC
Certified Air Conditioning Contractor
License No. CAC057892
Case No. CIL-15-00346

Lorraine Lundblad Certified Code Compliance Officer, Licensing Investigator, provided testimony. **Daniel S Cline** was present and provided testimony to the board.

MOTION: **Pamela Alexander** made the motion that **Daniel S Cline's MUST** appear before the Board on March 2, 2017, to provide an update on all outstanding permits. The motion was seconded by **Carleton Strong** and was passed unanimously.

DISCIPLINE CASES

1. Louis Joseph Bruno, IV Lorraine Lundblad
Bruno Air Conditioning of SWFL
Certified Air Conditioning Contractor
License No. CAC1817131
Case No. CIL-15-00432

The investigative report was read into the record by **Lorraine Lundblad** Certified Code Compliance Officer, Licensing Division. **Timothy Culhane**, attorney for Louis Joseph Bruno, IV, and **Dustin Harris** were present and provided testimony to the Board.

CHARGE 1: Florida Building Codes 110.3 and 110.5 Adopted by Charlotte County Code 3-2-23: The building official upon notification from the permit holder or his or her agent, shall make the following inspections, and shall either release that portion of the construction or shall notify the permit holder or his or her agent of any violations which must be corrected in order to comply with the technical codes. The building official shall determine the timing and sequencing of when inspections occur and what elements are inspected at each inspection. Additionally, it shall be the duty of the holder of the building permit or their duly authorized agent to notify the building official when work is ready for inspection. The duty of the permit holder shall provide access to and means for inspections of such work that are required by this code (**1 count**).

CHARGE 2: Charlotte County Code 3-2-47(b)(4) Willful or deliberate disregard and violation of any lawful order of the board, any provisions of Charlotte County Code, Chapter 3-2, Chapter 3-9, any

provisions of any code adopted pursuant to this chapter or any state law regulating the construction industry, including Chapter 489 and Part I of Chapter 455 **(1 count)**.

CHARGE 3: Charlotte County Code 3-2-47(b)(20) - Failing to obtain inspections including but not limited to final inspections **(1 count)**.

MOTION: **Tom Burns** that **Louis Joseph Bruno, IV** is found in violation as charged. **Louis Joseph Bruno's, IV** new permitting privileges be suspended and that the permits listed in the Notice of Violation be renewed with thirty (30) days in addition to the two (2) new permits. Per the Florida Building Code, **Louis Joseph Bruno, IV** must obtain final inspections of all outstanding permits within 6 months or in accordance with the Florida Building Code. If **Louis Joseph Bruno, IV** allows any of the permits in the Notice to expire again without the required inspections, his permitting privileges and right to work as a contractor in Charlotte County shall be revoked without the need for a further administrative hearing and a follow up notice shall be sent to the Florida Construction Industry Licensing Board notifying them of the failure to comply with the Boards Order. It is further recommended that if **Louis Joseph Bruno, IV** complies with the order in the time frame specified and the permits are renewed and issued final inspections, **Louis Joseph Bruno, IV** shall be required to reappear before the Board to have his permitting privileges reinstated. It is further recommended that a copy of this case along with a copy the Board's order be forwarded to the Department of Business and Professional Regulation (DBPR) and Florida Construction Industry Licensing Board (FCLIB) with the recommendation that the State Certified Air Conditioning Contractor's License of **Louis Joseph Bruno, IV** be disciplined up to and including suspension of **Louis Joseph Bruno's, IV** contractor's license by the Florida Construction Industry Licensing Board.. **Kenneth Lowe** seconded and was passed unanimously.

2. Thomas Lippert - **CONTINUED**
d/b/a Home Performance Alliance, Inc.
Certified General Contractor
License No. CGC1508826
Case No. CIL-15-00528

Lorraine Lundblad

3. Joseph Charles Gentry - **CONTINUED**
AA Temperature Services Inc.
Certified Air Conditioning Contractor
License No. CAC1813211
Case No. CIL-15-00354

Tom Atkinson

4. Joseph Michael Casey
Florida Air Works Inc.
Certified Air Conditioning Contractor
License No. CAC1815599
Case No. CIL-16-00422
- Lorraine Lundblad

The investigative report was read into the record by **Lorraine Lundblad** Certified Code Compliance Officer, Licensing Division. **Joseph Michael Casey** was present and provided testimony to the Board.

CHARGE 1: Florida Building Code Sections 110.3 and 110.5, adopted by Charlotte County Code 3-2-23: The building official upon notification from the permit holder or his or her agent shall make the following inspections, and shall either release that portion of the construction or shall notify the permit holder or his or her agent of any violations which must be corrected in order to comply with the technical codes. The building official shall determine the timing and sequencing of when inspections occur and what elements are inspected at each inspection. Additionally, it shall be the duty of the holder of the building permit or their duly authorized agent to notify the building official when work is ready for inspection. It shall be the duty of the permit holder to provide access to and means for inspections of such work that are required by this code. **(1 count)**

CHARGE 2: Charlotte County Code 3-2-47 (b)(4) Willful or deliberate disregard and violation of any lawful order of the board, any provisions of Charlotte County Code, Chapter 3-2, Chapter 3-9, any provisions of any code adopted pursuant to this chapter or any state law regulating the construction industry, including Chapter 489 and Part I of Chapter 455. **(1 count)**

CHARGE 3: Charlotte County Code 3-2-47 (b)(20) Failing to obtain inspection including but not limited to final inspection. **(1 count)**

MOTION: **John Damon** that **Joseph Michael Casey** is found in violation as charged. That **Joseph Michael Casey** is found in violation as charged. **Joseph Michael Casey's** permitting privileges and the right to work as a contractor in Charlotte County be revoked. It is further recommended that a copy of this case along with a copy the Board's order be forwarded to the Department of Business and Professional Regulation (DBPR) and Florida Construction Industry Licensing Board (FCLIB) with the recommendation that the State Certified Air Conditioning Contractor's License of **Joseph Michael Casey** be disciplined up to and including suspension of **Joseph Michael Casey's** Contractors license by the Florida Construction Industry Licensing Board. **Kenneth Lowe** seconded and was passed unanimously.

5. John Kenneth Teague **-CONTINUED**
Annointed Air & Refrigeration Inc.
Certified Air Conditioning Contractor
License No. CAC1815111
Case No. CIL-15-00396
- Terri Barnett

6. Gregory L Wallace
Precision Building & Mechanical, LLC
- Lorraine Lundblad

f/k/a Advance Solar Construction, LLC
Certified Air Conditioning Contractor
License No. CAC054715
Case No. CIL-16-00487

The investigative report was read into the record by **Lorraine Lundblad** Certified Code Compliance Officer, Licensing Division. **Gregory L Wallace** was present and provided testimony to the Board.

CHARGE 1: Florida Building Code Sections 110.3 and 110.5, adopted by Charlotte County Code 3-2-23: The building official upon notification from the permit holder or his or her agent shall make the following inspections, and shall either release that portion of the construction or shall notify the permit holder or his or her agent of any violations which must be corrected in order to comply with the technical codes. The building official shall determine the timing and sequencing of when inspections occur and what elements are inspected at each inspection. Additionally, it shall be the duty of the holder of the building permit or their duly authorized agent to notify the building official when work is ready for inspection. It shall be the duty of the permit holder to provide access to and means for inspections of such work that are required by this code. **(3 counts)**

CHARGE 2: Charlotte County Code 3-2-47 (b)(4) Willful or deliberate disregard and violation of any lawful order of the board, any provisions of Charlotte County Code, Chapter 3-2, Chapter 3-9, any provisions of any code adopted pursuant to this chapter or any state law regulating the construction industry, including Chapter 489 and Part I of Chapter 455. **(3 counts)**

CHARGE 3: Charlotte County Code 3-2-47 (b)(20) - Failing to obtain inspection including but not limited to final inspection. **(3 counts)**

MOTION: **John Damon** that **Gregory L Wallace** is found in violation as charged. **Gregory L Wallace's** new permitting privileges be suspended and that the permits listed in the Notice of Violation be renewed with thirty (30) days. Per the Florida Building Code, **Gregory L Wallace** must obtain final inspections of all outstanding permits within 6 months or in accordance with the Florida Building Code. If **Gregory L Wallace** allows any of the permits in the Notice to expire again without the required inspections, his permitting privileges and right to work as a contractor in Charlotte County shall be revoked without the need for a further administrative hearing and a follow up notice shall be sent to the Florida Construction Industry Licensing Board notifying them of the failure to comply with the Boards Order. It is further recommended that if **Gregory L Wallace** complies with the order in the time frame specified and the permits are renewed and issued final inspections, **Gregory L Wallace** shall not be required to reappear before the Board to have his permitting privileges reinstated. It is further recommended that a copy of this case along with a copy the Board's order be forwarded to the Department of Business and Professional Regulation (DBPR) and Florida Construction Industry Licensing Board (FCLIB) with the recommendation that the State Certified Air Conditioning Contractor's License of **Gregory L Wallace** be disciplined up to and including suspension of **Gregory L Wallace's** Contractors license by the Florida Construction Industry Licensing Board.. **Carleton Strong** seconded and was passed unanimously.

CITIZEN INPUT

None

REPORT FROM THE LICENSING DIVISION MANAGER

Erin Mullen-Travis gave an update on the number of citations that have been issued so far in 2016. Also address was citing the homeowners and the license investigators are working very close with works comp.

REPORT FROM THE BUILDING OFFICIAL

None

REPORT FROM THE ASSISTANT COUNTY ATTORNEY

None

BOARD ATTORNEY COMMENTS

None

REPORT FROM CONSTRUCTION INDUSTRY LICENSING BOARD MEMBERS

A discussion took place about place a quad fees placed on the property when work is being performed without a permit.

ADJOURNMENT

Tom Burns made the motion to adjourn and ***John Damon*** seconded the motion and it was approved unanimously at 7:35 pm.

**CHARLOTTE COUNTY
CONSTRUCTION INDUSTRY LICENSING BOARD
MINUTES OF November 3, 2016**

Read and approved on December 1, 2016:

Charles Hackbarth, Chairman,
Charlotte County Construction
Industry Licensing Board

ATTEST:

Sandra Williamson
Administrative Assistant I
Community Development Department
Contractor Licensing Division

Complete files of all cases, as well as taped recordings of all proceedings of this meeting, are kept in the Community Development Department and are available to the public.

Any person who decides to appeal a decision of this Board will need a record of the proceedings pertaining thereto, and therefore may need to insure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

ADDENDUM TO INVESTIGATIVE REPORT

Ronald Burt

**d/b/a Southwest Building Inc. State Certified General Contractor CGC1519903
John Drown- Code Enforcement Officer-Licensing Investigator**

This addendum report was prepared on November 23, 2016, to review the progress made by Ronald Burt, d/b/a Southwest Building Inc.

The mailing of the Amended Notice of Violation and Notice of Administrative Proceedings case #CIL-15-00477 was mailed certified mail to 5628 Westcott St., North Port, FL 34291 address and was undeliverable on October 17, 2016 and also sent via email to swbuilding.us@gmail.com **(EXHIBIT 8)**

On November 16, 2016 I sent a reminder email to Mr. Burt that he was not in compliance and time was running out to get the inspections.

On November 23, 2016, I met with Mr. Burt he brought in letters of hardship for the building official for each of the permits. **(EXHIBIT 9)** As a result of the permits being renewed twice already, I reminded him the requirement was to have all permits renewed and inspected.

EXHIBIT 8: US postal service delivery attempt confirmation

EXHIBIT 9: Hardship letters submitted to the Building official for approval.

English

Customer Service

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Product & Tracking Information

Postal Product:

Features:

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DATE & TIME	STATUS OF ITEM	LOCATION
October 17, 2016 , 3:00 pm	Notice Left (No Authorized Recipient Available)	NORTH PORT, FL 34291

We attempted to deliver your item at 3:00 pm on October 17, 2016 in NORTH PORT, FL 34291 and a notice was left because an authorized recipient was not available.

October 16, 2016 , 2:56 am	Departed USPS Facility	SARASOTA, FL 34260
October 15, 2016 , 11:03 am	Arrived at USPS Facility	SARASOTA, FL 34260
October 15, 2016 , 5:48 am	Departed USPS Facility	FORT MYERS, FL 33913
October 15, 2016 , 12:07 am	Arrived at USPS Facility	FORT MYERS, FL 33913

Available Actions

[Text Updates](#)

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Track Another Package

Tracking (or receipt) number

[Track It](#)

Manage Incoming Packages

Track all your packages from a dashboard.
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EXHIBIT " 8 "

November 23rd, 2016

Charlotte County Building Department
18400 Murdock Cir.
Port Charlotte, FL 33948

Hardship Letter

Permit #20120708314
1499 S. McCall Rd.

To: Building Official

Due to the economic conditions of our economy I have been unsuccessful in maintaining a regular positive monetary balance in my company this passed 3 years. It has lead to a constant juggle of money.

Once I was notified of the expiration it was a constant struggle to renew it. I have currently taken a position with a builder to get back my feet pay down some debt.

This permit required a plans change for the landscape final. The plans change was forgotten and never called back in.

I would like to renew it so that we move on to a better future.

Thank you for your service,



R. Scott Burt
CEO
Southwest Building, Inc.

EXHIBIT " 9 "
 1 of 3

November 23rd, 2016

Charlotte County Building Department
18400 Murdock Cir.
Port Charlotte, FL 33948

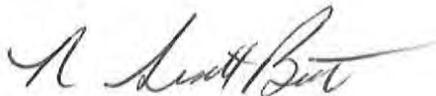
Hardship Letter

Permit #20130709800
17345 Abbot Ave..

To: Building Official

This project was put on hold several times due to a change in the ideas of the customer. Finally we installed the steel beam and finished the job. Then later the customer changed there mind about the opening, and had a block crue put the wall back. At this point it is ready to be finaied.

Thank you for your service,



R. Scott Burt
CEO
Southwest Building, Inc.

EXHIBIT " 9 "
2013

November 23rd, 2016

Charlotte County Building Department
18400 Murdock Cir.
Port Charlotte, FL 33948

Hardship Letter

Permit #20120505472
1499 S. McCall Rd.

To: Building Official

Due to the economic conditions of our economy I have been unsuccessful in maintaining a regular positive monetary balance in my company this passed 3 years. It has lead to a constant juggle of money. Once I was notified of the expiration it was a constant struggle to renew it. I have currently taken a position with a builder to get back my feet pay down some debt. This permit was partially finalled and was then called for a complete final and I was unaware of the failure the last time. I would like to renew it so that we move on to a better future.

Thank you for your service,



R. Scott Burt
CEO
Southwest Building, Inc.

EXHIBIT " $\frac{9}{30/3}$ "

**BEFORE THE CHARLOTTE COUNTY
CONSTRUCTION INDUSTRY LICENSING BOARD**

**CHARLOTTE COUNTY, a Political
Subdivision of the State of Florida,**

Petitioner,

v.

CASE NO. CIL-15-00477

**RONALD S BURT,
Southwest Building Inc.,
Certified General Contractor,
License No. CGC1518903,**

Respondent.

AMENDED NOTICE OF VIOLATION

You are hereby notified that you are in violation of Florida Statutes, Charlotte County Code and/or the Florida Building Code governing the licensing and code of the construction industry, specifically:

CHARGE 1: Florida Building Codes 110.3 and 110.5, adopted by Charlotte County Code 3-2-23: The building official upon notification from the permit holder or his or her agent, shall make the following inspections, and shall either release that portion of the construction or shall notify the permit holder or his or her agent of any violations which must be corrected in order to comply with the technical codes. The building official shall determine the timing and sequencing of when inspections occur and what elements are inspected at each inspection. Additionally, it shall be the duty of the holder of the building permit or their duly authorized agent to notify the building official when work is ready for inspection. It shall be the duty of the permit holder to provide access to and means for inspections of such work that are required by this code **(4 counts)**.

CHARGE 2: Charlotte County Code 3-2-47 (b)(4) - Willful or deliberate disregard and violation of any lawful order of the board, any provisions of Charlotte County Code, chapter 3-2, chapter 3-9, any provisions of any code adopted pursuant to this chapter, or any state law regulating the construction industry, including Chapter 489 and Part I of Chapter 455 **(4 counts)**.

CHARGE 3: Charlotte County Code 3-2-47 (b)(20) - Failing to obtain inspections including but not limited to final inspections **(4 counts)**.

IN THAT YOU obtained Charlotte County building permits as indicated in the attached comprehensive expired permit report and that you have failed to obtain inspections including but not limited to final inspections which resulted in the permits expiring. A job is not considered to be completed until the final inspection is approved by the Building Department (Florida Building Code 110.3 – Required Inspections).

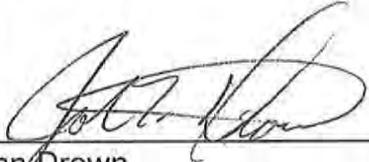
You are hereby directed by Charlotte County to appear before the Construction Industry Licensing Board at the date and time shown on the enclosed Notice of Administrative Proceeding.

Should you have any questions you may contact me at one of the following: by email at John.Drown@CharlotteCountyFL.gov or by phone – 941.764.4957 or fax – 941-764-4905.

Dated at Port Charlotte, Florida on October 11, 2016.

Received: _____

Signature of Qualifier



John Drown
Certified Code Compliance Officer



Erin T. Mullen-Travis
Manager, Licensing/Code
Enforcement Division

CERTIFICATE OF SERVICE

I certify that on this 11th day of October, 2016, I have furnished a true and correct copy of the foregoing by U.S. Mail and Certified Return Receipt Requested (7008 1300 0000 0982 4701) to Ronald S Burt, Southwest Building Inc., 7849 Jayman Road, North Port, FL 34291 and email at swbuilding.us@gmail.com.



Sandra Williamson
Administrative Assistant I

JD/slw

COMPREHENSIVE EXPIRED PERMIT REPORT

October 07, 2016

RONALD S BURT
SOUTHWEST BUILDING INC

License #: CGC1518903

Permit Number	Permit Type	Address	Expired Date
20130709800	Commercial/Miscellaneous	17345 ABBOTT	9/21/16
20160100398	Zoning Permits/Residential Fen	3020 BEACH	9/18/16
20120505472	Commercial/Miscellaneous	1499 MCCALL	7/7/16
20120708314	Commercial/Addition	1499 MCCALL	9/21/16

**BEFORE THE CHARLOTTE COUNTY
CONSTRUCTION INDUSTRY LICENSING BOARD**

**CHARLOTTE COUNTY, a Political
Subdivision of the State of Florida,**

Petitioner,

v.

CASE NO. CIL-15-00477

**RONALD S BURT,
Southwest Building Inc.,
Certified General Contractor,
License No. CGC1518903,**

Respondent,

AMENDED NOTICE OF ADMINISTRATIVE PROCEEDINGS

ADMINISTRATIVE PROCEEDING

YOU ARE HEREBY NOTIFIED that Charlotte County files this COMPLAINT, and an administrative proceeding has been set for hearing before the Construction Industry Licensing Board ("BOARD") at **6:00 P.M. on the 1st day of December, 2016**, or as soon thereafter as it may be heard, in the Commissioner Meeting Room 119. Charlotte County Administration Center, 18500 Murdock Circle, Port Charlotte, Florida, 33948.

Ronald S Burt is presently a State of Florida **Certified General Contractor** under license number **CGC1518903**. Your failure to attend this administrative proceeding may result in an order of the BOARD being issued adverse to your interests. You have the right to be represented by an attorney; and, you will be given an opportunity to present witnesses, to take testimony, to call or cross examine witnesses, and to present written evidence and oral argument. If you decide to appeal a decision of this BOARD, you will need a record of the proceedings and therefore you may need to ensure that a verbatim record of the proceedings is made upon which the appeal is to be based.

COMPLAINT

Charlotte County files this complaint against **Ronald S Burt** who is a **Certified General Contractor, License No. CGC1518903**. Pursuant to the provisions of Chapter 489 of the Florida Statutes and by virtue of the authority vested in it as an enforcing authority, pursuant to Chapter 3-2 of the Charlotte County Code, Charlotte County having reason to believe that **Ronald S Burt** has violated the provisions of **Florida Building Code 110.3 and 110.5, Charlotte County Code 3-2-47(b)(4) and Charlotte County Code 3-2-47(b)(20)** and it appearing to Charlotte County that an administrative proceeding would be in the public interest, hereby seeks to revoke or suspend or restrict the license or permit privileges of **Ronald S Burt** or place **Ronald S Burt** on probation with such conditions as may be determined by the BOARD based upon the following allegations:

CHARGE 1: Florida Building Codes 110.3 and 110.5, adopted by Charlotte County Code 3-2-23: The building official upon notification from the permit holder or his or her agent, shall make the following inspections, and shall either release that portion of the construction or shall notify the permit holder or his or her agent of any violations which must be corrected in order to comply with the technical codes. The building official shall determine the timing and sequencing of when inspections occur and what elements are inspected at each inspection. Additionally, it shall be the duty of the holder of the building permit or their duly authorized agent to notify the building official when work is ready for inspection. It shall be the duty of the permit holder to provide access to and means for inspections of such work that are required by this code **(4 counts)**.

CHARGE 2: Charlotte County Code 3-2-47(b)(4): Willful or deliberate disregard and violation of any lawful order of the board, any provisions of Charlotte County Code, chapter 3-2, chapter 3-9, any provisions of any code adopted pursuant to this chapter, or any state law regulating the

construction industry, including Chapter 489 and Part I of Chapter 455 (4 counts).

CHARGE 3: Charlotte County Code 3-2-47(b)(20): Failing to obtain inspections including but not limited to final inspections (4 counts).


Erin Mullen-Travis
Manager, Licensing Division

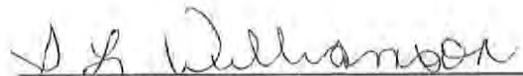
10/11/16
Date


John Drown
Certified Code Compliance Officer
Contractor Licensing Investigator

10/11/16
Date

CERTIFICATE OF SERVICE

I certify that on this 11th day of October, 2016, I have furnished a true and correct copy of the foregoing by U.S. Mail and Certified Return Receipt Requested (7008 1300 0000 0982 4701) to Ronald S Burt, Southwest Building Inc., 7849 Jayman Road, North Port, FL 34291 and email at swbuilding.us@gmail.com.


Sandra Williamson
Administrative Assistant I

JD/slw

AMENDED INVESTIGATIVE REPORT (EXHIBIT1)

John T. Drown Certified Code Compliance Officer

This action is against Ronald S. Burt Certified General Contractor License # CGC1518903 located at 5628 Westcott Street North Port, Fl. 34291 and is the result of Mr. Burt's failure to renew and final the permits that were issued to Ronald S. Burt a/k/a Southwest Building Inc.

On September 28, 2015, Mr. Burt was issued a Notice of Violation #CIL-15-00477 which was mailed certified and regular mail to, 5628 Westcott St. North Port, Fl. 34291. This mailing also included a detailed expired permit report clearly indicating that (6) permits have not received final inspections. The notice was delivered September 1, 2015 **(Exhibit 2)**.

On 11/19/2015 Called at 10 Am Permits are still in expired status. I spoke with Mr. Burt said he would renew as soon as possible. He stated he was having money trouble. I reminded him the instructions clearly state he must renew the permits. He agreed and said he would address them right away.

On 01/8/16 I spoke with Mr. Burt he stated he would be in today to renew 2 permits. And the rest by the end of next week. I sent him an email so he could keep me updated on which permits he renewed. I explained to him that if I do not see more effort this will be taken to board as the next step.

On 03/21/16 I called and spoke with Mr. Burt he stated he would renew today.

On 03/24/16 Mr. Burt renewed all permits in the notice.

On 06/29/16 I called and left a message with Mr. Burt reflecting that permits had expired again

On 08/11/16 I attempted to call Mr. Burt again. His voicemail was full so I sent him e-mail requesting he contact me. **(Exhibit 3)**.

Research of DBPR's database revealed that Mr. Burt's Certified General Contractor's License is listed as current, and active. He has been registered with DBPR since August 05, 2010. A review of the DBPR discipline database revealed 2 complaints on file **(Exhibit 4)**.

On August 31, 2016 Notice of Violation & Notice of Administrative Proceedings # CIL-15-00477 was mailed to 5628 Westcott St. North Port Fl. 34291 **(EXHIBIT 5)**.

On 09/29/16 I spoke with Mr. Burt and explained he still shows 5 expired permits. 4 of which were in the original notice. He stated he would work all day tomorrow to get the permits closed and or renewed. I reminded him the hearing is set for the October.

On 09/29/16 I called Mr. Burt and reminded him of the permits still in expired status. He said he would try to get them renewed next week. I also sent him an email recapping our conversation.

On 10/05/16 I called and sent Mr. Burt an email reminding him of the hearing and instructions on how to come into compliance.

On 10/06/16 I reviewed Charlotte county data base Mr. Burt has 1 permit expired from the original notice of violation. And 3 others are in expired status since the notice was issued. **(Exhibit 6)**

On 10/06/16 I spoke with Mr. Burt he confirmed he did get delivery of the NOV and NOAP by regular mail. He stated he forgot to pick up the NOAP at the post office. He also stated he did get my emails but did not respond to them.

On 10/13/16 The amended Notice of violation, Notice of Administrative Proceedings and associated documents were mailed Via certified and regular to 5628 Westcott St. North Port Fl. 34291 The Notice was also posted at the Charlotte County Administration building and Via E-mail. **(Exhibit 7)**

Mr. Burt is being charged with the following:

4 counts - CHARGE 1: Florida Building Codes 110.3 and 110.5

4 counts - CHARGE 2: Charlotte County Code 3-2-47 (b) (4):

4 counts - CHARGE 3: Charlotte County Code 3-2-47 (b) (20):

These charges reflect that Ronald S. Burt, Obtained Charlotte County Building Permits as indicated in NOV# CIL-15-00477 and that he has failed to obtain inspections including but not limited to final inspections. A job is not considered to be completed until the final inspection is approved by the Building Department.

EXHIBIT 1: Amended Investigative Report

EXHIBIT 2: NOV CIL-15-00477

EXHIBIT 3: E-Mail correspondence

EXHIBIT 4: DBPR Licensee Information

EXHIBIT 5: Notice of Violation & NOAP #CIL-15-00477, associated documents

EXHIBIT 6: Updated permit histories.

EXHIBIT 7: Amended Notice of Violation & NOAP #CIL-15-00477, associated documents

EXHIBIT " 1 "
8 of 2

CHARLOTTE COUNTY COMMUNITY DEVELOPMENT
LICENSING DIVISION
18400 Murdock Circle
Port Charlotte, FL 33948-1094

NOTICE OF VIOLATION

Ronald S. Burt
Southwest Building, Inc.
5628 Westcott Street
North Port, FL 34291

Case No.: CIL-15-00477

License No.: CGC1518903 – Certified General Contractor
Certified Mail Receipt No.: 7010 3090 0001 5275 8125

You are hereby notified that you are in violation of Florida Statutes, Charlotte County Code and/or the Florida Building Code governing the licensing and code of the construction industry, specifically:

CHARGE 1: Florida Building Codes 110.3 and 110.5, adopted by Charlotte County Code 3-2-23: The building official upon notification from the permit holder or his or her agent, shall make the following inspections, and shall either release that portion of the construction or shall notify the permit holder or his or her agent of any violations which must be corrected in order to comply with the technical codes. The building official shall determine the timing and sequencing of when inspections occur and what elements are inspected at each inspection. Additionally, it shall be the duty of the holder of the building permit or their duly authorized agent to notify the building official when work is ready for inspection. It shall be the duty of the permit holder to provide access to and means for inspections of such work that are required by this code **(6 counts)**.

CHARGE 2: Charlotte County Code 3-2-47(b)(4) - Willful or deliberate disregard and violation of any lawful order of the board, any provisions of Charlotte County Code, chapter 3-2, chapter 3-9, any provisions of any code adopted pursuant to this chapter, or any state law regulating the construction industry, including Chapter 489 and Part I of Chapter 455 **(6 counts)**.

CHARGE 3: Charlotte County Code 3-2-47(b)(20) - Failing to obtain inspection including but not limited to final inspection **(6 counts)**.

IN THAT YOU willfully violated Florida Building Codes 110.3 and 110.5, adopted by Charlotte County Code 3-2-23, and Charlotte County Code 3-2-47(b)(20), by obtaining the permit as shown in attachment "A" and failing to obtain inspections including but not limited to final inspections which resulted in the permit expiring. A job is not considered to be completed

EXHIBIT " 2 "

until the final inspection is approved by the Building Department under Florida Building Code 110.3 – Required Inspections (see attachment).

You are hereby directed by the Construction Industry Licensing Board of Charlotte County to comply with these cited sections within (30) days to renew expired permit as well as obtaining timely inspections including final inspections.

Failure to correct this cited violations or any further violations will result in administrative proceedings before the board and or other appropriate penalties of the law, which will include forwarding a copy of the Board's Order to the Department of Business and Professional Regulation (DBPR) in accordance with Florida Statute 489.129(1) (h) -"Being Disciplined by any municipality or county for an act or violation of this part." The Licensing Board can suspend your ability to obtain new permits until all permits listed in the Notice of Violation are issued the required final inspections.

Should you have any questions, please contact me at one of the following, by email at John.Drown@CharlotteCountyFL.gov or by phone - 941.764.4957, or fax - 941.764.4905.

Dated at Port Charlotte, Florida on September 28, 2015.

Received: _____

Signature of Qualifier



John Drown,
Certified Code Compliance Officer



Erin T. Mullen-Travis,
Manager, Licensing/ Code
Enforcement Division

JD/slw

EXHIBIT " 2 "
2012

Drown, John

From: Drown, John
Sent: Thursday, August 11, 2016 4:25 PM
To: 'SWBUILDING.US@GMAIL.COM'
Subject: Expired permits

20130303598 and 20140405363 are still not resolved. I have made several attempts to call you. Your mailbox is full. If I can't get these resolved with no new expired , I will be preparing it to go before the board . Please assist me in this matter. They simply need termite inspections / certificates.



John (JD) Drown

Licensing & Code Compliance

Charlotte County Community Development

18400 Murdock Circle,

Port Charlotte, FL 33948-1074

Phone: 941.764.4957

Fax: 941.764.4905

www.CharlotteCountyFL.gov

"To Exceed Expectations in the Delivery of Public Services"

EXHIBIT " 3 "

10:49:00 AM 10/13/2016

Licensee Details

Licensee Information

Name: **BURT, RONALD S (Primary Name)**
SOUTHWEST BUILDING INC (DBA Name)

Main Address: **7849 JAYMAN RD.**
NORTH PORT Florida 34291

County: **SARASOTA**

License Mailing:

LicenseLocation:

License Information

License Type: **Certified General Contractor**

Rank: **Cert General**

License Number: **CGC1518903**

Status: **Current,Active**

Licensure Date: **08/05/2010**

Expires: **08/31/2018**

Special Qualifications **Qualification Effective**
Construction Business **08/05/2010**

Alternate Names

[View Related License Information](#)

[View License Complaint](#)

EXHIBIT " 4 "
1 of 2

2601 Blair Stone Road, Tallahassee FL 32399 :: Email: **Customer Contact Center** :: Customer Contact Center: 850.487.1395

The State of Florida is an AA/EEO employer, **Copyright 2007-2010 State of Florida. Privacy Statement**

Under Florida law, email addresses are public records. If you do not want your email address released in response to a public-records request, do not send electronic mail to this entity. Instead, contact the office by phone or by traditional mail. If you have any questions, please contact 850.487.1395. *Pursuant to Section 455.275(1), Florida Statutes, effective October 1, 2012, licensees licensed under Chapter 455, F.S. must provide the Department with an email address if they have one. The emails provided may be used for official communication with the licensee. However email addresses are public record. If you do not wish to supply a personal address, please provide the Department with an email address which can be made available to the public. Please see our **Chapter 455** page to determine if you are affected by this change.

Complaint Details

Below is a listing of public complaints regarding the person or entity selected. This may not reflect all public complaints filed with the Department; for example, al against Community Association Managers (CAMs) are available to the public, regardless of whether any appear below, and may be requested directly from the De The Department is also precluded from disclosing any complaints which are confidential pursuant to Florida Statutes.

If you would like a full list of public complaints against an individual or entity or to make a public records request for complaints listed please visit our [Public Rec](#)

You can search for public records pertaining to unlicensed activity complaints through an additional database by visiting our [Search Unlicensed Activity Compl](#). For more information about CAM complaints, please visit the [CAMs page](#).

Name: BURT, RONALD S

The Status and Discipline Description below is only the status of a complaint. To see the status of this license select the "Back" button to return to the Licensee D

Number	Class	Incident Date	Status	Disposition	Disposition Date	Discipline Date - Description
2013037379	Enforcement	08/27/2013	Closed	Violation found - corrected	07/30/2014	08/27/2013 - DOR Suspended
2011059090	Enforcement	12/04/2011	Closed	Violation found - corrected	01/19/2012	12/04/2011 - Suspend License

[2901 Blair Stone Road, Tallahassee FL 32399](#) :: Email: [Customer Contact Center](#) :: Customer Contact Center: 850.487.1395

The State of Florida is an AA/EEO employer. [Copyright 2007-2010 State of Florida, Privacy Statement](#)

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EXHIBIT " 4 "
 2012

BEFORE THE CHARLOTTE COUNTY
CONSTRUCTION INDUSTRY LICENSING BOARD

CHARLOTTE COUNTY, a Political
Subdivision of the State of Florida,

Petitioner,

v.

CASE NO. CIL-15-00477

RONALD S BURT,
Southwest Building Inc.,
Certified General Contractor,
License No. CGC1518903,

Respondent.

NOTICE OF VIOLATION

You are hereby notified that you are in violation of Florida Statutes, Charlotte County Code and/or the Florida Building Code governing the licensing and code of the construction industry, specifically:

CHARGE 1: Florida Building Codes 110.3 and 110.5, adopted by Charlotte County Code 3-2-23: The building official upon notification from the permit holder or his or her agent, shall make the following inspections, and shall either release that portion of the construction or shall notify the permit holder or his or her agent of any violations which must be corrected in order to comply with the technical codes. The building official shall determine the timing and sequencing of when inspections occur and what elements are inspected at each inspection. Additionally, it shall be the duty of the holder of the building permit or their duly authorized agent to notify the building official when work is ready for inspection. It shall be the duty of the permit holder to provide access to and means for inspections of such work that are required by this code **(3 counts)**.

CHARGE 2: Charlotte County Code 3-2-47 (b)(4) - Willful or deliberate disregard and violation of any lawful order of the board, any provisions of Charlotte County Code, chapter 3-2, chapter 3-9, any provisions of any code adopted pursuant to this chapter, or any state law regulating the construction industry, including Chapter 489 and Part I of Chapter 455 **(3 counts)**.

CHARGE 3: Charlotte County Code 3-2-47 (b)(20) - Failing to obtain inspections including but not limited to final inspections **(3 counts)**.

EXHIBIT " 5 "
1089

IN THAT YOU obtained Charlotte County building permits as indicated in the attached comprehensive expired permit report and that you have failed to obtain inspections including but not limited to final inspections which resulted in the permits expiring. A job is not considered to be completed until the final inspection is approved by the Building Department (Florida Building Code 110.3 – Required Inspections).

You are hereby directed by Charlotte County to appear before the Construction Industry Licensing Board at the date and time shown on the enclosed Notice of Administrative Proceeding.

Should you have any questions you may contact me at one of the following: by email at John.Drown@CharlotteCountyFL.gov or by phone – 941.764.4957 or fax – 941-764-4905.

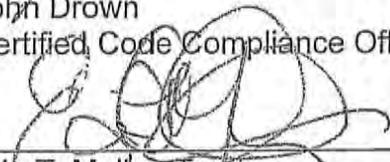
Dated at Port Charlotte, Florida on August 31, 2016.

Received: _____

Signature of Qualifier



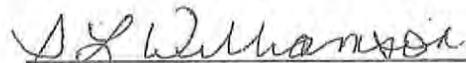
John Drown
Certified Code Compliance Officer



Erin T. Mullen-Travis
Manager, Licensing/ Code
Enforcement Division

CERTIFICATE OF SERVICE

I certify that on this 31st day of August, 2016, I have furnished a true and correct copy of the foregoing by U.S. Mail and Certified Return Receipt Requested (7008 1300 0000 0982 3926) to Ronald S Burt, Southwest Building Inc., 7849 Jayman Road, North Port, FL 34291 and email at swbuilding.us@gmail.com.



Sandra Williamson
Administrative Assistant I

JD/slw

EXHIBIT " 5 "
2 of 9

COMPREHENSIVE EXPIRED PERMIT REPORT

August 30, 2016

RONALD S BURT
SOUTHWEST BUILDING INC

License #: CGC1518903

Permit Number	Permit Type	Address	Expired Date
20140405363	Residential/Slab	1385 KENSINGTON	11/12/14
20120505472	Commercial/Miscellaneous	1499 MCCALL	7/7/16
20130303598	Residential/Addition	2070 PENNSYLVANIA	12/12/13

EXHIBIT " 5 "
309

**BEFORE THE CHARLOTTE COUNTY
CONSTRUCTION INDUSTRY LICENSING BOARD**

**CHARLOTTE COUNTY, a Political
Subdivision of the State of Florida,**

Petitioner,

v.

CASE NO. CIL-15-00477

**RONALD S BURT,
Southwest Building Inc.,
Certified General Contractor,
License No. CGC1518903,**

Respondent,

NOTICE OF ADMINISTRATIVE PROCEEDINGS

ADMINISTRATIVE PROCEEDING

YOU ARE HEREBY NOTIFIED that Charlotte County files this COMPLAINT, and an administrative proceeding has been set for hearing before the Construction Industry Licensing Board ("BOARD") at **6:00 P.M. on the 6th day of October, 2016**, or as soon thereafter as it may be heard, in the Commissioner Meeting Room 119. Charlotte County Administration Center, 18500 Murdock Circle, Port Charlotte, Florida, 33948.

Ronald S Burt is presently a State of Florida **Certified General Contractor** under license number **CGC1518903**. Your failure to attend this administrative proceeding may result in an order of the BOARD being issued adverse to your interests. You have the right to be represented by an attorney; and, you will be given an opportunity to present witnesses, to take testimony, to call or cross examine witnesses, and to present written evidence and oral argument. If you decide to appeal a decision of this BOARD, you will need a record of the proceedings and therefore you may need to ensure that a verbatim record of the proceedings is made upon which the appeal is to be based.

EXHIBIT " 5 "
40/9

COMPLAINT

Charlotte County files this complaint against **Ronald S Burt** who is a **Certified General Contractor, License No. CGC1518903**. Pursuant to the provisions of Chapter 489 of the Florida Statutes and by virtue of the authority vested in it as an enforcing authority, pursuant to Chapter 3-2 of the Charlotte County Code, Charlotte County having reason to believe that **Ronald S Burt** has violated the provisions of **Florida Building Code 110.3 and 110.5, Charlotte County Code 3-2-47(b)(4) and Charlotte County Code 3-2-47(b)(20)** and it appearing to Charlotte County that an administrative proceeding would be in the public interest, hereby seeks to revoke or suspend or restrict the license or permit privileges of **Ronald S Burt** or place **Ronald S Burt** on probation with such conditions as may be determined by the BOARD based upon the following allegations:

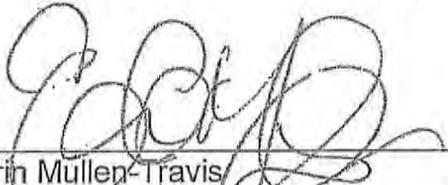
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CHARGE 2: Charlotte County Code 3-2-47(b)(4): Willful or deliberate disregard and violation of any lawful order of the board, any provisions of Charlotte County Code, chapter 3-2, chapter 3-9, any provisions of any code adopted pursuant to this chapter, or any state law regulating the

EXHIBIT " 5 "
5079

construction industry, including Chapter 489 and Part I of Chapter 455 (3 counts).

CHARGE 3: Charlotte County Code 3-2-47(b)(20): Failing to obtain inspections including but not limited to final inspections (3 counts).


Erin Mullen-Travis
Manager, Licensing Division

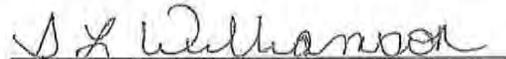
8/31/16
Date


John Drown
Certified Code Compliance Officer
Contractor Licensing Investigator

8/31/16
Date

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I certify that on this 31st day of August, 2016, I have furnished a true and correct copy of the foregoing by U.S. Mail and Certified Return Receipt Requested (7008 1300 0000 0982 3926) to Ronald S Burt, Southwest Building Inc., 7849 Jayman Road, North Port, FL 34291 and email at swbuilding.us@gmail.com.


Sandra Williamson
Administrative Assistant I

JD/slw

EXHIBIT " 5 "
4 of 9

CHARLOTTE COUNTY CODE

Section 3-2-47 - Disciplinary Action

- (a) The county, through its authorized agents, upon the verified written complaint of any person, or upon other evidence of a violation, shall investigate the action of any holder of a certificate of competency, whether certified, registered or local, and hold a hearing to determine the necessity for disciplinary action. The certificate holder shall be notified by certified mail, pursuant to F.S. section 489.124, of the time and place of such hearing and shall be furnished a copy of the complaint or a short and plain statement of the matters asserted by the code compliance officer. All parties shall have the opportunity to be heard and present evidence and argument on the issues involved, to conduct cross examination and submit rebuttal evidence. In all disciplinary proceedings before the board, the burden of proof shall be on the county. Proof shall be by substantial competent evidence presented to the board by the code compliance officer or anyone having standing in the matter.
- (b) The following acts are unlawful and constitute cause for disciplinary action:
- (1) Any violation of F.S. section 489.129 or section 489.533, whether by a certified, registered or local contractor.
 - (2) The making of a material false statement in the application for or renewal or updating of any certificate or registration, or for the issuance of any permit.
 - (3) Any act which results in a reprimand, censure, revocation, suspension or other discipline by any board of the Florida Department of Professional Regulation.
 - (4) Willful or deliberate disregard and violation of any lawful order of the board, any provisions of Charlotte County Code, chapter 3-2, chapter 3-9, any provisions of any code adopted pursuant to this chapter, or any state law regulating the construction industry, including F.S. Chapter 489 and Part I of Chapter 455.
 - (5) Abandoning a construction project in which the contractor is engaged or under contract as a contractor. A project shall be considered abandoned after ninety (90) days if the contractor terminates the project without just cause, or without proper notification to the owner, including the reason for termination, or fails to substantially perform work under the contract. Construction is considered to be commenced when the contract is executed and the contractor has accepted funds from the customer or lender.
 - (6) Using or attempting to use a certificate of competency, whether certified, registered or local, which has been suspended, revoked, placed inactive, expired or voluntarily surrendered.
 - (7) Refusing certified mail directed to the contractor by the Community Development Department.
 - (8) Failing to notify the Community Development Department in writing of any change in the physical address or mailing address of the business within thirty (30) days of said change.
 - (9) Failing to appear in person or through an attorney at any scheduled hearing on a complaint filed against the contractor.
 - (10) Failing to stop work on a project after being ordered to do so by the building official, building inspector or code compliance officer.
 - (11) Failing to comply with the provisions of this Code Section 3-2-48 regarding workers' compensation and liability insurance.
 - (12) Failing to register any local certificate of competency with the state when required to do so.

EXHIBIT " 5 "
7059

- (13) If a state certified contractor, failing to register with Charlotte County prior to contracting or commencing work in Charlotte County.
- (14) Failing to post any required building permit in a conspicuous place in front of the premises where the work is being performed.
- (15) Failing to present for inspection any certificate of competency, along with proper identification, upon request of the building official, building inspector or code compliance officer.
- (16) Failing to keep all payroll, including time cards and time sheets, salary, withholding tax, social security and FICA records pertaining to the workers on the job, and to make these documents available as required by section 3-2-5 of this chapter.
- (17) Failing to cause to appear on any bid, business proposal, contract, newspaper advertisement, airwave transmission advertisement, paid telephone directory listing or other advertising medium used by the contractor, the certificate of competency number (license number) whether state or local.
- (18) If the name of the business or type of work performed by the business appears on a vehicle, failing to also display the certificate of competency number (license number) in numbers and letters not less than two (2) inches in height, and in colors contrasting the background color.
- (19) Failing to file with the building construction services department a subcontractor change form prior to permitting any subcontractor not on the subcontractor worksheet, or the most recent previously filed subcontractor change form, to work on the jobsite.
- (20) Failing to obtain inspections including but not limited to final inspections.
- (21) Swimming pool/spa water treatment provider failing to display pool sticker on vehicle used for pool/spa cleaning.
- (22) Being convicted or found guilty of, or entering a plea of nolo contendere to, regardless of adjudication, a crime in any jurisdiction which directly relates to the practice of contracting or the ability to practice contracting.
- (23) Performing any act which assists a person or entity in engaging in the prohibited uncertified, unregistered or unlicensed practice of contracting, if the certificateholder or registrant knows or has reasonable grounds to know that the person or entity was uncertified, unregistered or unlicensed.
- (24) Knowingly combining or conspiring with an uncertified, unregistered person by allowing his or her certificate or registration to be used by the uncertified, unregistered or unlicensed person with intent to evade the provisions of this part. When a certificateholder or registrant allows his or her certificate or registration to be used by one or more business organizations without having any active participation in the operations, management, or control of such business organizations, such act constitutes prima facie evidence of an intent to evade the provisions of this part.
- (25) Acting in the capacity of a contractor under any certificate or registration issued hereunder except in the name of the certificateholder or registrant as set forth on the issued certificate or registration, or in accordance with the personnel of the certificateholder or registrant as set forth in the application for the certificate or registration, or as later changed as provided in this part.
- (26) Committing mismanagement or misconduct in the practice of contracting that causes financial harm to a customer. Financial mismanagement or misconduct occurs when:
 - 1. Valid liens have been recorded against the property of a contractor's customer for supplies or services ordered by the contractor for the customer's job; the contractor has received funds from the customer to pay for the supplies or services; and the contractor has not had the liens removed from the property, by payment or by bond, within 75 days after the date of such liens;

2. The contractor has abandoned a customer's job and the percentage of completion is less than the percentage of the total contract price paid to the contractor as of the time of abandonment, unless the contractor is entitled to retain such funds under the terms of the contract or refunds the excess funds within 30 days after the date the job is abandoned; or
 3. The contractor's job has been completed, and it is shown that the customer has had to pay more for the contracted job than the original contract price, as adjusted for subsequent change orders, unless such increase in cost was the result of circumstances beyond the control of the contractor, was the result of circumstances caused by the customer, or was otherwise permitted by the terms of the contract between the contractor and the customer.
- (27) Signing a statement with respect to a project or contract falsely indicating that the work is bonded; falsely indicating that payment has been made for all subcontracted work, labor, and materials which results in a financial loss to the owner, purchaser, or contractor; or falsely indicating that workers' compensation and public liability insurance are provided.
 - (28) Committing fraud or deceit in the practice of contracting.
 - (29) Committing incompetency or misconduct in the practice of contracting.
 - (30) Committing gross negligence, repeated negligence, or negligence resulting in a significant danger to life or property.
 - (31) Proceeding on any job without obtaining applicable local building department permits and inspections.
 - (32) Intimidating, threatening, coercing, or otherwise discouraging the service of a notice to owner under part I of chapter 713 or a notice to contractor under chapter 255 or part I of chapter 713.
 - (33) Failing to satisfy within a reasonable time, the terms of a civil judgment obtained against the licensee, or the business organization qualified by the licensee, relating to the practice of the licensee's profession.
 - (34) Violating chapter 633 or the rules of the State Fire Marshal.
 - (35) Practicing beyond the scope of a certification or registration.
 - (36) Being disciplined by any municipality or county for a violation directly related to the practice of the licensee's profession.

For the purposes of this subsection, construction is considered to be commenced when the contract is executed and the contractor has accepted funds from the customer or lender.

(Ord. No. 83-04, § 16, 3-8-83; Ord. No. 84-14, § 1, 7-14-84; Ord. No. 84-15, § 2, 7-17-84; Ord. No. 88-45, § 11, 12-20-88; Ord. No. 92-16, § 11, 2-26-92; Ord. No. 92-86, §§ 7, 8, 10-20-92; Ord. No. 97-078, § 2, 9-2-97; Ord. No. 2000-001, § 12, 1-11-00; Ord. No. 2009-019, § 1, 5-12-09; Ord. No. 2012-026, § 10, 11-13-12; Ord. No. 2014-012, § 10, 5-13-14)

Cross reference— Zoning, Ch. 3-9.

State Law reference— Felons, removal of disqualifications for employment, F.S. § 112.01; disciplinary proceeding, F.S. § 489.129.

EXHIBIT " 5 "
9089



Charlotte County Government
Community Development

COMPLETE PERMIT HISTORY PRINT

Permit No. 20160100398 Permit Type / Sub-Type : Growth Mgmt / Zoning Permits / Residential Fence

Application Status : Expired

Date Issued : 03/21/2016 Issued By : Wendy Welsh

Master Permit :

Description of Work : Install 6' Privacy

Job Address: 3020 N BEACH, ENGLEWOOD, FL 34223

Section: 1 Township: 41 Range: 19 Parcel ID: 411901301001

Lot/Block: / Subdivision: ZZZ

SETBACKS Front : Rear : Right : Left :

Owner Name : THORNE KYLE S & SUSAN C THORNE

CONTRACTOR SOUTHWEST BUILDING INC

Phone : (941) 650-0271 Fax : (425) 871-7536

License # : CGC1518903

CERT_NBR (From CDPlus) :

City : VENICE

Address Line 2 : SUITE G

ZIP : 34293

Company Phone Number : 9414931886

Longshoreman Insurance Policy Number :

Exemption Expires : 03/02/2016

Insurance Company : GREGOIRE FAMILY INSURANCE

Effective Date : 11/06/2014

Policy Number : 106-55756

Home Phone Number :

Address Line 1 : 1872 TAMiami TRAIL S

State : FL

Policy Cancellation Date :

Longshoreman Insurance Expiration Date :

Exempt From Workman's Comp Requirements? : Y

Cancellation Date :

Insurance Company Phone : 9418897836

Expiration Date : 11/06/2015

Contacts

Primary

Phone

RONALD S BURT N 9416500271

RONALD S BURT N 9416500271

THORNE KYLE S & SUSAN C T Y

APPLICATION SPECIFIC INFO

GENERAL

Construction Cost : \$1,800.00

Flood Zone : 14VE

Waterfront :

In SFHA :

CHECKED

Y

FENCE

Fence Height : 6

WORKFLOW STATUS/COMMENTS

EXHIBIT " 4 " 1 of 16



Charlotte County Government
Community Development

COMPLETE PERMIT HISTORY PRINT

Action Date	Task	Status	Comment	By
03/21/2016	Permit Issuance	Issued		WELSHW
03/21/2016	Quality Review	Approved		WELSHW
03/21/2016	Final Review	Final Review		WELSHW
03/21/2016	Reviews	Approved		WELSHW
03/16/2016	Zoning	Approved		BRASELTONB
03/02/2016	Zoning	Pending	1. Per Section 3-9-50(i) arrange a pre-application conference with the Manasota Key Advisory Committee. I will arrange to present this project to the Manasota Key Advisory Committee at the March 16, 2016 meeting. The meeting is at the Englewood Beach Villas clubhouse located at 1977 Beach Road. The meeting starts at 9am. Please make arrangements to attend this meeting.	BRASELTONB
01/11/2016	Zoning	Rejected	1. Per the site plan and the deed the fence is located in the 3'-0" wide permanent walking easement. Supply revised site plans that clearly and precisely show the fence located outside of this easement. 2. Supply the authorization from DEP for construction seaward of the Coastal Construction Control Line. For assistance contact Jenni Cowart at 239-344-5627. 3. Per Section 3-9-50(i) arrange a pre-application conference with the Manasota Key architectural review committee. Note: I will arrange to present this project to the Manasota Key architectural review committee after the above corrections are received and approved.	BRASELTONB
01/08/2016	Intake / Sufficiency Review	Sufficient		GARCIAA

COMMENTS

General Application Comments

SUBCONTRACTORS

Phone: License #: Type:

SUB-PERMITS

Application #	Status	Type	Lic Prof #	DBA	Comment
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FEEES

Fee Item	Fee Description	Fee Amt	Date	Trans Type
Z-FENCE	ZONING-FENCE	\$30.00	1/8/2016 10:21:56AM	Invoice FeeItem

INSPECTIONS

Trans #	Inspection Type	Date	Inspector	Status/Result	Result/Date
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Comment :

EXHIBIT " 4 "
2 of 14



COMPLETE PERMIT HISTORY PRINT

CONDITIONS

Condition Type	Description	Status	Date	Severity	By
CC PERMIT	Community Planning Area	Met	01/08/2016		Alexis Garcia
Comment : The permit being applied for is within a CPA. Further review is needed.					

EXHIBIT " 6 "
3 of 14



Charlotte County Government
Community Development

COMPLETE PERMIT HISTORY PRINT

Permit No. **20120708314** Permit Type / Sub-Type : Construction / Commercial / Addition

Application Status : Expired

Date Issued : 03/24/2016

Issued By : Chris Perin

Master Permit :

Description of Work : BUILDING ADDITION

Job Address: 1499 S MCCALL, ENGLEWOOD, FL 34223

Section: 6 Township: 41 Range: 20 Parcel ID: 412006402002

Lot/Block: 0003/0002 Subdivision: BZW

SETBACKS Front : Rear : Right : Left :

Owner Name : LAKE RICHARD

CONTRACTOR SOUTHWEST BUILDING INC

Phone : (941) 650-0271 Fax : (425) 871-7536

License # : CGC1518903

CERT_NBR (From CDPlus) :

City :

Address Line 2 :

ZIP :

Company Phone Number : 9414931886

Exemption Expires : 4/20/2013

Insurance Company :

Effective Date :

Policy Number :

Home Phone Number : 9417162160

Address Line 1 : PO BOX 538

State : FL

Policy Cancellation Date :

Exempt From Workman's Comp Requirements? : Y

Cancellation Date :

Insurance Company Phone : 9414749511

Expiration Date : 10/17/2012

CERT_NBR (From CDPlus) : 14524

City : PORT CHARLOTTE

Address Line 2 :

ZIP : 33981-

Company Phone Number : 9417669550

Exemption Expires : 06/14/2013

Insurance Company : EXEMPT

Effective Date : 12/19/2007

Policy Number : 0521-02052

Home Phone Number :

Address Line 1 : 5501 LBJ FREEWAY

State : TX

Policy Cancellation Date :

Exempt From Workman's Comp Requirements? : N

Cancellation Date :

Insurance Company Phone : SAME

Expiration Date : 04/01/2013

CERT_NBR (From CDPlus) : 22589

City :

Address Line 2 :

ZIP :

Company Phone Number :

Exemption Expires : 07/24/2011

Insurance Company : EXEMPT

Effective Date :

Policy Number :

Home Phone Number :

Address Line 1 :

State :

Policy Cancellation Date :

Exempt From Workman's Comp Requirements? : Y

Cancellation Date :

Insurance Company Phone :

Expiration Date :

CERT_NBR (From CDPlus) : 2986

City : ENGLEWOOD

Address Line 2 :

ZIP : 34295-0538

Company Phone Number : 9414749511

Exemption Expires : 02/17/2013

Insurance Company : KEY AGENCY

Effective Date : 10/17/2011

Policy Number : 20048023

Home Phone Number : 9418280249

Address Line 1 : 11569 WILLMINGTON BLVD

State : FL

Policy Cancellation Date : 10/05/2010

Exempt From Workman's Comp Requirements? : Y

Cancellation Date :

Insurance Company Phone : 9999999999

Expiration Date : 12/19/2012

CERT_NBR (From CDPlus) :

City : DALLAS

Address Line 2 :

ZIP : 75240

Company Phone Number :

Exemption Expires :

Insurance Company :

Effective Date :

Policy Number : DPE26272740260

Home Phone Number :

Address Line 1 :

State :

Policy Cancellation Date :

Exempt From Workman's Comp Requirements? : Y

Cancellation Date :

Insurance Company Phone :

Expiration Date : 07/12/2013

EXHIBIT " 6 "
 4 of 16



Charlotte County Government
Community Development

COMPLETE PERMIT HISTORY PRINT

Contacts	Primary	Phone
RONALD S BURT	N	9416500271
LAKE RICHARD	N	

APPLICATION SPECIFIC INFO

GENERAL

Expiration Date :	9/20/2016	Construction Cost :	\$75,000.00
Inside Lot :	CHECKED	Waterfront :	CHECKED
Flood Zone :	13AE	In SFHA :	Yes

SEPTIC

Sewer Company : Other

TREE

Tree Preservation :	Yes	# Trees Preserved :	1
Tree Removal Authorization :	No	# Trees Removed :	0

FINAL ELEVATION CERTIFICATE

Community Number :	120015	Datum :	NGVD 1929
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EXHIBIT " 6 "
5 of 16



Charlotte County Government
Community Development

COMPLETE PERMIT HISTORY PRINT

INSPECTIONS NEEDED

Field	Value	Field	Value
Inspection Type Optional/Required	TERMITE PRETREAT Required	IVR Number	109
Inspection Type Optional/Required	TERMITE CERTIFICATE / FINAL Required	IVR Number	110
Inspection Type Optional/Required	SOIL COMPACTION Required	IVR Number	120
Inspection Type Optional/Required	SIGNED AND SEALED TRUSS PROFILE Required	IVR Number	145
Inspection Type Optional/Required	BUILDING ROUGH FRAMING Required	IVR Number	200
Inspection Type Optional/Required	BUILDING SLAB Required	IVR Number	201
Inspection Type Optional/Required	BUILDING LINTEL Required	IVR Number	202
Inspection Type Optional/Required	BUILDING FOOTER Required	IVR Number	230
Inspection Type Optional/Required	COMPLETE INSULATION Required	IVR Number	281
Inspection Type Optional/Required	ELECTRICAL ROUGH Required	IVR Number	300
Inspection Type Optional/Required	HARV ROUGH Required	IVR Number	400
Inspection Type Optional/Required	DECKING - ROOF Required	IVR Number	500
Inspection Type Optional/Required	ROOF DRY IN Required	IVR Number	501
Inspection Type Optional/Required	PLUMBING ROUGH Required	IVR Number	700
Inspection Type Optional/Required	PLUMBING TUB Required	IVR Number	701
Inspection Type Optional/Required	OUTSIDE ACCESSIBILITY AND HANDIC/ Required	IVR Number	900
Inspection Type Optional/Required	BUILDING FINAL Required	IVR Number	925
Inspection Type Optional/Required	ELECTRIC FINAL Required	IVR Number	935
Inspection Type Optional/Required	FIRE FINAL Required	IVR Number	937
Inspection Type Optional/Required	HARV FINAL Required	IVR Number	945
Inspection Type Optional/Required	ROOF FINAL Required	IVR Number	955
Inspection Type	ZONING COMMERCIAL LANDSCAPE	IVR Number	962

EXHIBIT " 6 "

6 of 16



Charlotte County Government
Community Development

COMPLETE PERMIT HISTORY PRINT

Optional/Required	Required		
Inspection Type	ZONING FINAL	IVR Number	965
Optional/Required	Required		
Inspection Type	PLUMBING FINAL	IVR Number	975
Optional/Required	Required		
Inspection Type	WELDERS CERTIFICATION	IVR Number	142
Optional/Required	Required		
Inspection Type	S AND S - WELDS	IVR Number	143
Optional/Required	Required		
Inspection Type	BOND BEAM INSPECTION	IVR Number	212
Optional/Required	Required		
Inspection Type	CCU BACKFLOW PREVENTOR SITE	IVR Number	172
Optional/Required	Optional		
Inspection Type	CCU BACKFLOW PREVENTOR FINAL	IVR Number	173
Optional/Required	Optional		
Inspection Type	CCU GRAVITY SEWER FINAL	IVR Number	176
Optional/Required	Optional		
Inspection Type	CCU METER INSTALLATION FINAL	IVR Number	179
Optional/Required	Optional		

WORKFLOW STATUS/COMMENTS

EXHIBIT " 6 "
7 of 14



Charlotte County Government
Community Development

COMPLETE PERMIT HISTORY PRINT

Action Date	Task	Status	Comment	By
03/24/2016	Permit Issuance	Issued		PERINC
03/24/2016	Finald	Renewed		PERINC
02/11/2013	Ad Hoc Task	Approved	LS/12-13(R2)	MOOREL
10/16/2012	Ad Hoc Task	Approved as Noted	2010 PRODUCT APPROVAL FOR STORM PANELS AND PAGE 3 OF ENERGY CALCS SIGNED BY OWNER'S AGENT.	PERINC
10/10/2012	Ad Hoc Task	Rejection Resubmitted	NOA AND SIGNED ENERGY CALCS	PERINC
10/10/2012	Ad Hoc Task	Approved as Noted	LETTER FROM KREBBS ARCHITECT DATED 9-21-12, CERTIFYING FOOTINGS.	SIPPERD
10/08/2012	Ad Hoc Task	Rejection Resubmitted	1 THERE IS A 3-COMPARTMENT SINK DATA SHEET INCLUDED WITH THE RESUBMISSION. WHERE IS THIS LOCATED? IT IS NOT SHOWN ON THE DRAWINGS. 2 2010 FLORIDA PRODUCT APPROVAL NUMBER FOR STORM PANELS WAS NOT INCLUDED WITH RESUBMISSION. 3 HEATING AND COOLING LOAD CALCS BY JOE HANCHEY: FLOOR AREA IS SHOWN AS 1069 SF. THE CORRECT SQUARE FOOTAGE IS 1,430 SF. SQUARE FOOTAGE IS CALUCATED FROM OUTSIDE FACE OF EXTERIOR WALLS. OCCUPANT LOAD IS SHOWN AS 4. THE OCCUPANT LOAD PER TABLE 403.3 OF MECH CODE IS 28 PEOPLE. THE LIGHT POWER WATTS DOES NOT AGREE WITH LIGHT FIXTURE SCHEDULE. ENERGY CALCS SHOWS R-VALUE FOR THE EXTERIOR WALLS AS 8.9. HOW IS THIS ACHIEVED WITH ONLY 3/4" TK INSULATION? ENERGY CALCS SHOW 8 LIGHT FIXTURES. THIS DOES NOT AGREE WITH LIGHT FIXTURE SCHEDULE. OWNER'S AGENT DID NOT SIGN/DATE PAGE 3 CERTIFICATION. 4 CHANGES TO DWGS SHALL BE CLOUDED, IDENTIFIEDWITH NUMBER ENCASED IN THE DELTA SYMBOL AND KEYED TO A DATE LISTED IN REVISION COLUMN.	PERINC
09/13/2012	Ad Hoc Task	Rejected	1 THERE IS A 3-COMPARTMENT SINK DATA SHEET INCLUDED WITH THE RESUBMISSION. WHERE IS THIS LOCATED? IT IS NOT SHOWN ON THE DRAWINGS. 2 2010 FLORIDA PRODUCT APPROVAL NUMBER FOR STORM PANELS WAS NOT INCLUDED WITH RESUBMISSION. 3 HEATING AND COOLING LOAD CALCS BY JOE HANCHEY: FLOOR AREA IS SHOWN AS 1069 SF. THE CORRECT SQUARE FOOTAGE IS 1,430 SF. SQUARE FOOTAGE IS CALUCATED FROM OUTSIDE FACE OF EXTERIOR WALLS. OCCUPANT LOAD IS SHOWN AS 4. THE OCCUPANT LOAD PER TABLE 403.3 OF MECH CODE IS 28 PEOPLE. THE LIGHT POWER WATTS DOES NOT AGREE WITH LIGHT FIXTURE SCHEDULE. ENERGY CALCS SHOWS R-VALUE FOR THE EXTERIOR WALLS AS 8.9. HOW IS THIS ACHIEVED WITH ONLY 3/4" TK INSULATION? ENERGY CALCS SHOW 8 LIGHT FIXTURES. THIS DOES NOT AGREE WITH LIGHT FIXTURE SCHEDULE. OWNER'S AGENT DID NOT SIGN/DATE PAGE 3 CERTIFICATION. 4 CHANGES TO DWGS SHALL BE CLOUDED, IDENTIFIEDWITH NUMBER ENCASED IN THE DELTA SYMBOL AND KEYED TO A DATE LISTED IN REVISION COLUMN.	PERINC
09/11/2012	Permit Issuance	Issued		PERINC
09/11/2012	Quality Review	Approved		PERINC

EXHIBIT " 6 "



Charlotte County Government
Community Development

COMPLETE PERMIT HISTORY PRINT

09/11/2012	Final Review	Approved		PERINC
09/11/2012	Reviews	Approved	Closed via script	BALAG
09/11/2012	Fire	Approved		BALAG
09/11/2012	Ad Hoc Task	Approved	Stormwater approved incorrectly. Provide a modification to the existing stormwater plan.	HAGUEH
09/11/2012	Zoning	Approved		BRASELTONB
09/11/2012	Zoning	Rejection Resubmitted		PERINC
08/07/2012	Ad Hoc Task	Approved	HEATING AND COOLING LOAD CALCS SHOWS TOTAL COOLING REQUIRED IS 57,320 BTUH, 4.78 TONS. IT ALSO SHOWS RECOMMENDED 7.52 TONS (BASED ON 75% SENSIBLE CAPACITY), HOW DOES A SYSTEM GO FROM A CALCULATED 4.78 T TO A RECOMMENDED 7.52 TONS? THE CALCULATED SENSIBLE IS 34,748 BTUH. 75% IS 46,330 BTUH. PLEASE EXPLAIN. ON THE PROJECT SUMMARY SHEET, MAX TONNAGE IS SHOWN AS 5. SOMEONE WROTE IN 4 ON THE LINE "TITLED IF DIFFERNET, WRITE IN." PROVIDE MANUFACTURER'S SPEC DATA ON AIR HANDLER AND CONDENSING UNIT TO SHOW THAT A 4 TON UNIT WILL MEET THE LOADS. SUPPLY AIR SHOWN ON DUCTWORK LAYOUT SHOWS MORE CFM TO BE SUPPLIED THAN THE EQUIPMENT IS DESIGNED TO SUPPLY. COORDINATE DRAWING WITH PRESSURE DROP, MIN/MAX VELOCITIES INDICATED IN THE LOAD CALCS AND OR MANUFACTURER'S EQUIPMENT SPECS. PAGE 3 CERTIFICATIONS OF ENERGY CALCS SHALL BEAR OWNER'S AGENT SIGNATURE AND DATE. PROVIDE MINIMUM 2 SETS OF ENERGY CALCS AND HEATING AND COOLING LOAD CALCS.	IRISHC
09/07/2012	Landscape	Approved		MOOREL
09/07/2012	Tree	Approved		MOOREL
09/05/2012	Zoning	Rejected	1. Supply two signed and sealed surveys. 2. Supply the approval letter from Waste Management. a. Is this site approved for curb-side pick-up or dumpster pick-up? b. If a dumpster is needed, supply a revised site plan showing the dumpster location. Show a dumpster screening design that complies with the requirements of Section 1-12-118 and Section 3-5-513.	BRASELTONB
09/05/2012	Ad Hoc Task	Approved as Noted	Site Plan Reveiw is not required.	SCHMIDTC
09/04/2012	Tree	Rejection Resubmitted	TREE PAPERWORK	IRISHC
08/31/2012	Natural Resources	Approved	Per re-review of site plan and conversation with L&T engineering, all work is being done within the existing footprint of the parking lot and the other areas will maintain a 20 foot upland buffer.	SCUDERAJ
08/31/2012	Natural Resources	Rejected	Please provide site plans showing min. 15 foot upland buffer from wetland line on site to remain undisturbed at all times.	SCUDERAJ
08/31/2012	Landscape	Rejected	Landscape plan is not consistent with layout on site plan. All plans must be the same in site design.	MOOREL
08/31/2012	Tree	Rejected	Provide a completed Tree Permit Application as appropriate for this site, along with four (4) copies of a tree inventory of location, types, sizes of trees overlaid on a site plan of the building, parking, and other site amenities. Identify the trees proposed to be removed and preserved. In the event that no trees exist on the site, site plans are unnecessary.	MOOREL
08/28/2012	Bldg Plans Examiners	Approved	Closed via script	HAGUEH
08/28/2012	50 Percent Review	Approved	Value of structure \$197,981.59, 50% value \$98,990.80, this and previous permits \$92,709.00, remaining for 50 % \$6,281.80	HAGUEH
08/24/2012	Natural Resources	Rejection Resubmitted	FOR LINDA MOORE AND BUDDY	IRISHC

EXHIBIT "C" 9/28/16



Charlotte County Government
Community Development

COMPLETE PERMIT HISTORY PRINT

08/20/2012	50 Percent Review	Rejected	Dry-floodproofing plan is incomplete. How the structure is to be floodproofed is not shown. Provide information indicating that the window and door framing will withstand the loads imposed by flood waters since the panels are to be attached to them and not the structure itself.	HAGUEH
08/11/2012	Ad Hoc Task	Rejected	Stormwater approved incorrectly. Provide a modification to the existing stormwater plan.	HAGUEH
08/11/2012	50 Percent Review	Rejected	Provide a completed 50% rule Form or provide an elevation certificate that indicates that the lowest floor is at or above the required base flood elevation.	HAGUEH
08/11/2012	Stormwater	Approved		HAGUEH
08/10/2012	Bldg Plans Examiners	Rejection Resubmitted	for hold	IRISHC
08/07/2012	Building Plans Review	Approved as Noted	SEE NOTICE OF INSPECTION HOLD. THE SERVICE SINK REQUIRED BY PLUMBING CODE SECTION 403.1 IS A SINK FOR JANITORIAL SERVICES. THE COUNTER SINK SHOWN AT THE JUICE BAR IS A KITCHEN SINK USED FOR FOOD (ICE, DRINKS, ETC) AND GENERAL CLEANING OF WARES. IT DOES NOT ALSO SERVE AS THE JANITORIAL SERVICE SINK. PROVIDE A SEPARATE SERVICE SINK AT ANOTHER LOCATION.	SIPPERD
08/07/2012	Plumbing Plan	Approved	SEE NOTICE OF INSPECTION HOLD. THE SERVICE SINK REQUIRED BY PLUMBING CODE SECTION 403.1 IS A SINK FOR JANITORIAL SERVICES. THE COUNTER SINK SHOWN AT THE JUICE BAR IS A KITCHEN SINK USED FOR FOOD (ICE, DRINKS, ETC) AND GENERAL CLEANING OF WARES. IT DOES NOT ALSO SERVE AS THE JANITORIAL SERVICE SINK. PROVIDE A SEPARATE SERVICE SINK AT ANOTHER LOCATION.	SIPPERD
08/07/2012	Mechanical Plan	Approved		SIPPERD
08/06/2012	Electrical Plan	Approved		SIPPERD
08/06/2012	Building Plans Review	Rejection Resubmitted		SIPPERD
07/24/2012	Mechanical Plan	Rejection Resubmitted		IRISHC
07/24/2012	Plumbing Plan	Rejection Resubmitted		IRISHC
07/24/2012	Electrical Plan	Rejection Resubmitted		IRISHC
07/24/2012	Bldg Plans Examiners	Rejection Resubmitted		IRISHC
07/20/2012	Mechanical Plan	Rejection Resubmitted	new energy calcs	SCHUBIGERJ
07/19/2012	Ad Hoc Task	Rejected	HEATING AND COOLING LOAD CALCS SHOWS TOTAL COOLING REQUIRED IS 57,320 BTUH, 4.78 TONS. IT ALSO SHOWS RECOMMENDED 7.52 TONS (BASED ON 75% SENSIBLE CAPACITY). HOW DOES A SYSTEM GO FROM A CALCULATED 4.78 T TO A RECOMMENDED 7.52 TONS? THE CALCULATED SENSIBLE IS 34,748 BTUH. 75% IS 46,330 BTUH. PLEASE EXPLAIN. ON THE PROJECT SUMMARY SHEET, MAX TONNAGE IS SHOWN AS 5. SOMEONE WROTE IN 4 ON THE LINE "TITLED IF DIFFERENT, WRITE IN." PROVIDE MANUFACTURER'S SPEC DATA ON AIR HANDLER AND CONDENSING UNIT TO SHOW THAT A 4 TON UNIT WILL MEET THE LOADS. SUPPLY AIR SHOWN ON DUCTWORK LAYOUT SHOWS MORE CFM TO BE SUPPLIED THAN THE EQUIPMENT IS DESIGNED TO SUPPLY. COORDINATE DRAWING WITH PRESSURE DROP, MIN/MAX VELOCITIES INDICATED IN THE LOAD CALCS AND OR MANUFACTURER'S EQUIPMENT SPECS. PAGE 3 CERTIFICATIONS OF ENERGY CALCS SHALL BEAR OWNER'S AGENT SIGNATURE AND DATE. PROVIDE MINIMUM 2 SETS OF ENERGY CALCS AND HEATING AND COOLING LOAD CALCS.	IRISHC
07/19/2012	Health Dept	Approved	NOT REQUIRED	SIPPERD

EXHIBIT " 6 "
10/01/16



Charlotte County Government
Community Development

COMPLETE PERMIT HISTORY PRINT

07/19/2012	Mechanical Plan	Rejected	HEATING AND COOLING LOAD CALCS SHOWS TOTAL COOLING REQUIRED IS 57,320 BTUH, 4.78 TONS. IT ALSO SHOWS RECOMMENDED 7.52 TONS (BASED ON 75% SENSIBLE CAPACITY). HOW DOES A SYSTEM GO FROM A CALCULATED 4.78 T TO A RECOMMENDED 7.52 TONS? THE CALCULATED SENSIBLE IS 34,748 BTUH. 75% IS 46,330 BTUH. PLEASE EXPLAIN. ON THE PROJECT SUMMARY SHEET, MAX TONNAGE IS SHOWN AS 5. SOMEONE WROTE IN 4 ON THE LINE "TITLED IF DIFFERENT, WRITE IN." PROVIDE MANUFACTURER'S SPEC DATA ON AIR HANDLER AND CONDENSING UNIT TO SHOW THAT A 4 TON UNIT WILL MEET THE LOADS. SUPPLY AIR SHOWN ON DUCTWORK LAYOUT SHOWS MORE CFM TO BE SUPPLIED THAN THE EQUIPMENT IS DESIGNED TO SUPPLY. COORDINATE DRAWING WITH PRESSURE DROP, MIN/MAX VELOCITIES INDICATED IN THE LOAD CALCS AND OR MANUFACTURER'S EQUIPMENT SPECS. PAGE 3 CERTIFICATIONS OF ENERGY CALCS SHALL BEAR OWNER'S AGENT SIGNATURE AND DATE. PROVIDE MINIMUM 2 SETS OF ENERGY CALCS AND HEATING AND COOLING LOAD CALCS.	SIPPERD
07/19/2012	Plumbing Plan	Rejected	FINAL REVIEW CONTINGENT UPON DISPOSITION OF FINAL PLAN REVIEW.	SIPPERD
07/19/2012	Electrical Plan	Rejected	SHOW ON ELECTRICAL DRAWING REQUIREMENT FOR INTERIOR LIGHTING CONTROLS.	SIPPERD

EXHIBIT " 4 "
11/07/16



Charlotte County Government
Community Development

COMPLETE PERMIT HISTORY PRINT

07/19/2012	Building Plans Review	Rejected	<p>1 TWO EXITS ARE REQUIRED. BOTH ARE REQUIRED TO BE HANDICAP ACCESSIBLE. 202.3.3, 207.1.1, 2003 IBC 1007</p> <p>2 PROVIDE ON DRAWINGS COMPONENT AND CLADDING DESIGN PRESSURES FOR ALL 3 ROOF ZONES. 1609</p> <p>3 PROVIDE PRODUCT APPROVAL NUMBERS FOR EXTERIOR DOORS, WINDOWS, METAL ROOFING AND LOW SLOPE ROOFING. 9B-72</p> <p>4 SHOW ON DRAWINGS HOW FAR NEW STEEL LINTELS 'C' & 'L' SHALL BEAR INTO OR OVERLAP EXISTING JAMBS? 107.2</p> <p>5 PROVIDE HANDRAIL SPEC AND ATTACHEMENT REQUIREMENTS THAT SHOWS COMPLIANCE WITH LOAD REQUIREMENTS. 1607.7</p> <p>6 DESIGN PRESSURES FOR WINDOWS IN WALL CORNER ZONE 5, @ 20' MEAN ROOF HEIGHT IN EXPOSURE 'D' ARE TOO LOW. 1609</p> <p>7 FLOOR PLAN DOES NOT SHOW THE NEW SLIDING GLASS DOOR THAT IS BEING INSTALLED UNDER PERMIT 20120404732. THE NEW WOOD DECK IS ABUTTING THE EXISTING WEST EXTERIOR WALL IN THE MIDDLE OF THE NEW DOOR. ADD THE DOOR TO THIS DRAWING AND COORDINATE THE DECK WITH THE DOOR LOCATION. 107.2</p> <p>8 HEATING AND COOLING LOAD CALCS SHOWS TOTAL COOLING REQUIRED IS 57,320 BTUH, 4.78 TONS. IT ALSO SHOWS RECOMMENDED 7.52 TONS (BASED ON 75% SENSIBLE CAPACITY). HOW DOES A SYSTEM GO FROM A CALCULATED 4.78 T TO A RECOMMENDED 7.52 TONS? THE CALCULATED SENSIBLE IS 34,748 BTUH. 75% IS 46,330 BTUH. PLEASE EXPLAIN. ON THE PROJECT SUMMARY SHEET, MAX TONNAGE IS SHOWN AS 5. SOMEONE WROTE IN 4 ON THE LINE "TITLED IF DIFFERNET, WRITE IN." PROVIDE MANUFACTURER'S SPEC DATA ON AIR HANDLER AND CONDENSING UNIT TO SHOW THAT A 4 TON UNIT WILL MEET THE LOADS. 503.2.2</p> <p>9 SUPPLY AIR SHOWN ON DUCTWORK LAYOUT SHOWS MORE CFM TO BE SUPPLIED THAN THE EQUIPMENT IS DESIGNED TO SUPPLY. COORDINATE DRAWING WITH PRESSURE DROP, MIN/MAX VELOCITIES INDICATED IN THE LOAD CALCS AND OR MANUFACTURER'S EQUIPMENT SPECS. ACCA MANUAL D</p> <p>10 PAGE 3 CERTIFICATIONS OF ENERGY CALCS SHALL BEAR OWNER'S AGENT SIGNATURE AND DATE. PROVIDE MINIMUM 2 SETS OF ENERGY CALCS AND HEATING AND COOLING LOAD CALCS.</p> <p>11 SHOW ON ELECTRICAL DRAWING REQUIREMENT FOR INTERIOR LIGHTING CONTROLS. 505.2.1</p>	SIPPERD
07/11/2012	Zoning	Rejected	1. Complete the Site Plan Review Process required by Section 3-9-5.1(a)(2).	BRASELTONB
07/11/2012	Ad Hoc Task	Rejected	1. Complete the Site Plan Review Process required by Section 3-9-5.1(a)(2).	SCHMIDTC
07/09/2012	Addressing	Not Required		COLLINSG
07/09/2012	Charlotte Co Utilities	Approved	Closed via script	MARTINDELLM
07/09/2012	CCU Interceptor	Not Required		MARTINDELLM
07/09/2012	CCU Backflow	Not Required		MARTINDELLM
07/09/2012	CCU Capacity/Application Review	Not Required		MARTINDELLM
07/09/2012	CCU Availability	Not Required		MARTINDELLM
07/09/2012	ROW	Approved	No row required---no fee	IRISHS
07/06/2012	Intake / Sufficiency Review	Sufficient		SANTIMAUROD

EXHIBIT "G"
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Charlotte County Government
Community Development

COMPLETE PERMIT HISTORY PRINT

COMMENTS

General Application Comments

2/11/2013 1:52:00PM MOOREL LS/12-13(Revision2)
 1/10/2013 2:12:23PM PERINC FPL FAXED 1-10-13
 1/8/2013 10:02:48AM REAGERS Storm Water # SWP-12-00011 requires approval prior to release of this permit (xref 20120708849 Parking Lot)
 11/28/2012 2:33:37PM PERINC ETS FAXED FOR 3 METERS 11-28-12
 8/31/2012 11:41:59AM MOOREL LS/12-13 Revised
 8/9/2012 3:12:20PM IRISHC none

SUBCONTRACTORS

Sub-contractor: SUNCOAST ROOFERS LLC License #: CCC1329071 Type: C ROOFING
 Phone:
 Sub-contractor: MICHAEL A ROSS INC License #: CEC13002187 Type: C MAST ELECTRIC
 Phone: (941) 716-2160
 Sub-contractor: DMG PLUMBING LLC License #: CFC1426078 Type: C MAST PLUMBER
 Phone: (941) 828-0249
 Sub-contractor: SMOTHERS BROTHERS AIR CONLicense #: RA13067432 Type: R HARV CLASS B
 Phone: (941) 474-4966

SUB-PERMITS

Application #	Status	Type	Lic Prof #	DBA	Comment
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FEEES

Fee Item	Fee Description	Fee Amt	Date	Trans Type
04COMMADD	2004 COMM ADDITION/REMODEL	\$200.00	7/6/2012 2:40:42PM	Invoice FeeItem
2010SURCH	2010 Surcharge Fee	\$6.00	7/6/2012 2:40:42PM	Invoice FeeItem
PLN CHNG_COMPLANS	CHANGE - COMMERCIAL	\$75.00	8/13/2012 11:00:51AM	Invoice FeeItem
Z-COM	ZONING COMMERCIAL FEE	\$65.00	8/13/2012 11:00:51AM	Invoice FeeItem
PRE_APP	Pre App Fee	\$-200.00	9/11/2012 1:21:32PM	Invoice FeeItem
COM_LAND_RES	COMMERCIAL/MULTI FAMILY LANDSCAPE RESI	\$95.00	9/11/2012 1:21:32PM	Invoice FeeItem
COM_TREE	COMMERCIAL/MULTI FAMILY TREE PERMIT	\$80.00	9/11/2012 1:21:32PM	Invoice FeeItem
04COM	2004- COMMERCIAL PERMIT FEE	\$375.00	9/11/2012 1:21:32PM	Invoice FeeItem
2010SURCH	2010 Surcharge Fee	\$5.25	9/11/2012 1:21:32PM	Invoice FeeItem
REJ-B	BUILDING REINSPECTION FEE	\$50.00	10/10/2012 12:05:56PM	Invoice FeeItem
REJ-B	BUILDING REINSPECTION FEE	\$50.00	11/14/2012 8:25:25AM	Invoice FeeItem
REJ-B	BUILDING REINSPECTION FEE	\$50.00	11/14/2012 9:41:04AM	Invoice FeeItem
REJ-B	BUILDING REINSPECTION FEE	\$50.00	11/19/2012 10:13:42AM	Invoice FeeItem
COM_LAND_RES	COMMERCIAL/MULTI FAMILY LANDSCAPE RESI	\$95.00	4/9/2013 9:45:30AM	Invoice FeeItem
B-EXP VAL	EXPIRED - VALUATION FEE	\$200.00	3/24/2016 1:18:08PM	Invoice FeeItem

EXHIBIT " 6 "
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Charlotte County Government
Community Development

COMPLETE PERMIT HISTORY PRINT

INSPECTIONS

Trans #	Inspection Type	Date	Inspector	Status/Result	Result/Date	
230	BUILDING FOOTER	09/12/2012	CLEMENTH	Cancelled by Applicant	PENDING	09/13/2012
				Comment :	Cancelled by Scott	
201	BUILDING SLAB	10/10/2012	SCHNITZELG	Fail with Fee	DENIED	10/10/2012
				Comment :	PM please	
201	BUILDING SLAB	10/10/2012	SCHNITZELG	Fail with Fee	DENIED	10/10/2012
				Comment :	footer was not inspected	
201	BUILDING SLAB	10/10/2012	CANGIAMILAJ	Cancelled		
				Comment :	EARLY AM PLEASE	
201	BUILDING SLAB	10/11/2012	SCHNITZELG	Approved as Noted	APPROVED	10/11/2012
				Comment :	EARLY AM PLEASE	
201	BUILDING SLAB	10/11/2012	SCHNITZELG	Approved as Noted	APPROVED	10/11/2012
				Comment :	as per letter to plan review,eng. approved footers	
500	DECKING - ROOF		SHORTERC	Cancelled		
				Comment :	OK'D ON 11-5-2012	
216	BUILDING WALL SHEATH	11/05/2012	SHORTERC	Pass	APPROVED	11/05/2012
				Comment :	END WALL ON UPPER ROOF AT SHED ROOF AREA	
300	ELECTRICAL ROUGH	11/14/2012	JOHNSTONR	Pass	APPROVED	11/14/2012
				Comment :	AM Inspection preferred	
400	HARV ROUGH	11/14/2012	RODGERST	Fail without Fee	DENIED	11/14/2012
				Comment :	AM inspection preferred	
400	HARV ROUGH	11/14/2012	RODGERST	Fail without Fee	DENIED	11/14/2012
				Comment :	no plans on job and building is locked	
701	PLUMBING TUB	11/14/2012	RODGERST	Fail with Fee	DENIED	11/14/2012
				Comment :	AM inspection preferred	
701	PLUMBING TUB	11/14/2012	RODGERST	Fail with Fee	DENIED	11/14/2012
				Comment :	no plans on job and building is locked	
200	BUILDING ROUGH	11/14/2012	SCHNITZELG	Fail with Fee	DENIED	11/14/2012
				Comment :	AM inspection preferred	
200	BUILDING ROUGH	11/14/2012	SCHNITZELG	Fail with Fee	DENIED	11/14/2012
				Comment :	3 trusses missing anchors,,see truss layout	
281	COMPLETE INSULATION	11/15/2012	SCHNITZELG	Fail without Fee	DENIED	11/15/2012
				Comment :	PM Inspection requested. Blow insulation prep.	

EXHIBIT " LP "
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Charlotte County Government
Community Development

COMPLETE PERMIT HISTORY PRINT

281	COMPLETE INSULATION	11/15/2012	SCHNITZELG	Fail without Fee	DENIED	11/15/2012
				Comment :		
					not ready	
935	ELECTRIC FINAL	11/19/2012	HUNEKB	Fail with Fee	DENIED	11/19/2012
				Comment :		
					Partial Inspection. Electrical Service Repair. Need approval for FPL ReConnect.	
935	ELECTRIC FINAL	11/19/2012	HUNEKB	Fail with Fee	DENIED	11/19/2012
				Comment :		
					1.not ready--no dead front,signage,feeders 2.may not have fused/unfused conductors in wire duct 3.must see grounding electrode system 4.must see how existing feeders enter building	
501	ROOF DRY IN	11/19/2012	SHORTERC	Pass	APPROVED	11/19/2012
				Comment :		
					AM Inspection DryIN and In Progress.	
501	ROOF DRY IN	11/19/2012	SHORTERC	Pass	APPROVED	11/19/2012
				Comment :		
					CHANGE ROOF SUB CONTRACTOR TO WHO IS DOING THE ROOF WORK	
302	ELECTRICAL TEMPORARY SERVICE	11/28/2012	JOHNSTONR	Approved as Noted	APPROVED	11/28/2012
				Comment :		
					Electrical Service to new addition.	
302	ELECTRICAL TEMPORARY SERVICE	11/28/2012	JOHNSTONR	Approved as Noted	APPROVED	11/28/2012
				Comment :		
					3 meters	
935	ELECTRIC FINAL	12/26/2012	HUNEKB	Pass	APPROVED	12/26/2012
				Comment :		
					PM inspection requested	
975	PLUMBING FINAL	12/26/2012	EVETTSJ	Pass	APPROVED	12/26/2012
				Comment :		
					PM inspection requested	
945	HARV FINAL	12/26/2012	HARGETTR	Fail without Fee	DENIED	12/26/2012
				Comment :		
					PM inspection requested	
945	HARV FINAL	12/26/2012	HARGETTR	Fail without Fee	DENIED	12/26/2012
				Comment :		
					MARK H/S USED ON LABEL. NEED STAINLESS TIE DOWNS ON CONDENSER. STRAP TO BRACKET.	
281	COMPLETE INSULATION	12/26/2012	HARGETTR	Pass	APPROVED	12/26/2012
				Comment :		
					Building Final insulation PM Inspection requested	
900	OUTSIDE ACCESSIBILITY AND HANDICAP PARKING		SCHNITZELG	Cancelled		
				Comment :		
					Please may I have inspection in the afternoon. Thank you,	
900	OUTSIDE ACCESSIBILITY AND HANDICAP PARKING		SCHNITZELG	Cancelled		
				Comment :		
					Not Ready,,interior portions do not meet access. req,outside access not complete,etc	

EXHIBIT

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Charlotte County Government
Community Development

COMPLETE PERMIT HISTORY PRINT

925	BUILDING FINAL		SCHNITZELG	Cancelled		
			Comment :	Not Ready,,interior portions do not meet access. req,outside access not complete,etc		
962	ZONING COMMERCIAL LANDSCAPE	01/08/2013	WALBERGG	Fail without Fee	DENIED	01/08/2013
			Comment :	SUBMIT A LETTER FOR THE ELIMINATION OF THE LANDSCAPING AT THE EAST END OF THE PARKING AREA FROM HARRY TAYLOR REGISTERED LANDSCAPE ARCHITECT AND OBTAIN APPROVAL.....RECALL ZONING COMMERCIAL LANDSCAPE		
965	ZONING FINAL	01/08/2013	WALBERGG	Fail without Fee	DENIED	01/08/2013
			Comment :	1)....AFFIX 6 INCH STREET NUMBERS TO THE BUILDING.....2)....OBTAIN A FENCE PERMIT FOR THE 6 FT. PVC FENCE3)....COMPLETE THE STRIPING AND SIGNAGE FOR THE ADA SPACE....4)....RECALL ZONING FINAL		
960	ZONING 92 RES/COM TREE	01/08/2013	WALBERGG	Pass	APPROVED	01/08/2013
			Comment :	16 TREE PTS REQUIRED.....39 TREE PTS HAVE BEEN INSTALLED.		
962	ZONING COMMERCIAL LANDSCAPE	02/12/2013	WALBERGG	Approved as Noted	APPROVED	02/12/2013
			Comment :	OBTAINED REVISED LANDSCAPE PLAN AND APPROVED.		

CONDITIONS

Condition Type	Description	Status	Date	Severity	By
CC PERMIT	Historical Review Hold	Met	07/06/2012		David Santimauro
	Comment : The permit being applied for may be within the Historical Preservation Buffer. Further review is needed.				
CC PERMIT	INSPECTION HOLD	Released	08/07/2012		David Sipper
	Comment : CONTRACTOR SHALL PROVIDE REVISED DWG SHOWING ADDITION OF SERVICE SINK. ENERGY CALCS PAGE 3 SIGNED BY OWNER'S AGENT, AND STORM PANEL CURRENT PRODUCT APPROVAL.				

EXHIBIT "C"
16 of 16

**BEFORE THE CHARLOTTE COUNTY
CONSTRUCTION INDUSTRY LICENSING BOARD**

**CHARLOTTE COUNTY, a Political
Subdivision of the State of Florida,**

Petitioner,

v.

CASE NO. CIL-15-00477

**RONALD S BURT,
Southwest Building Inc.,
Certified General Contractor,
License No. CGC1518903,**

Respondent.

AMENDED NOTICE OF VIOLATION

You are hereby notified that you are in violation of Florida Statutes, Charlotte County Code and/or the Florida Building Code governing the licensing and code of the construction industry, specifically:

CHARGE 1: Florida Building Codes 110.3 and 110.5, adopted by Charlotte County Code 3-2-23: The building official upon notification from the permit holder or his or her agent, shall make the following inspections, and shall either release that portion of the construction or shall notify the permit holder or his or her agent of any violations which must be corrected in order to comply with the technical codes. The building official shall determine the timing and sequencing of when inspections occur and what elements are inspected at each inspection. Additionally, it shall be the duty of the holder of the building permit or their duly authorized agent to notify the building official when work is ready for inspection. It shall be the duty of the permit holder to provide access to and means for inspections of such work that are required by this code **(4 counts)**.

CHARGE 2: Charlotte County Code 3-2-47 (b)(4) - Willful or deliberate disregard and violation of any lawful order of the board, any provisions of Charlotte County Code, chapter 3-2, chapter 3-9, any provisions of any code adopted pursuant to this chapter, or any state law regulating the construction industry, including Chapter 489 and Part I of Chapter 455 **(4 counts)**.

CHARGE 3: Charlotte County Code 3-2-47 (b)(20) - Failing to obtain inspections including but not limited to final inspections **(4 counts)**.

EXHIBIT " 1 "
10/10

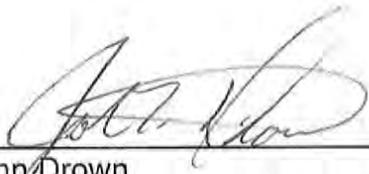
IN THAT YOU obtained Charlotte County building permits as indicated in the attached comprehensive expired permit report and that you have failed to obtain inspections including but not limited to final inspections which resulted in the permits expiring. A job is not considered to be completed until the final inspection is approved by the Building Department (Florida Building Code 110.3 – Required Inspections).

You are hereby directed by Charlotte County to appear before the Construction Industry Licensing Board at the date and time shown on the enclosed Notice of Administrative Proceeding.

Should you have any questions you may contact me at one of the following: by email at John.Drown@CharlotteCountyFL.gov or by phone – 941.764.4957 or fax – 941-764-4905.

Dated at Port Charlotte, Florida on October 11, 2016.

Received: _____
Signature of Qualifier



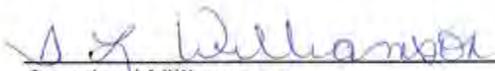
John Drown
Certified Code Compliance Officer



Erin T. Mullen-Travis
Manager, Licensing/Code
Enforcement Division

CERTIFICATE OF SERVICE

I certify that on this 11th day of October, 2016, I have furnished a true and correct copy of the foregoing by U.S. Mail and Certified Return Receipt Requested (7008 1300 0000 0982 4701) to Ronald S Burt, Southwest Building Inc., 7849 Jayman Road, North Port, FL 34291 and email at swbuilding.us@gmail.com.



Sandra Williamson
Administrative Assistant I

JD/slw

EXHIBIT " 7 "
2016

COMPREHENSIVE EXPIRED PERMIT REPORT

October 07, 2016
RONALD S BURT
SOUTHWEST BUILDING INC

License #: CGC1518903

Permit Number	Permit Type	Address	Expired Date
20130709800	Commercial/Miscellaneous	17345 ABBOTT	9/21/16
20160100398	Zoning Permits/Residential Fen	3020 BEACH	9/18/16
20120505472	Commercial/Miscellaneous	1499 MCCALL	7/7/16
20120708314	Commercial/Addition	1499 MCCALL	9/21/16

EXHIBIT " 7 "
30/10

**BEFORE THE CHARLOTTE COUNTY
CONSTRUCTION INDUSTRY LICENSING BOARD**

**CHARLOTTE COUNTY, a Political
Subdivision of the State of Florida,**

Petitioner,

v.

CASE NO. CIL-15-00477

**RONALD S BURT,
Southwest Building Inc.,
Certified General Contractor,
License No. CGC1518903,**

Respondent,

AMENDED NOTICE OF ADMINISTRATIVE PROCEEDINGS

ADMINISTRATIVE PROCEEDING

YOU ARE HEREBY NOTIFIED that Charlotte County files this COMPLAINT, and an administrative proceeding has been set for hearing before the Construction Industry Licensing Board ("BOARD") at **6:00 P.M. on the 1st day of December, 2016**, or as soon thereafter as it may be heard, in the Commissioner Meeting Room 119, Charlotte County Administration Center, 18500 Murdock Circle, Port Charlotte, Florida, 33948.

Ronald S Burt is presently a State of Florida **Certified General Contractor** under license number **CGC1518903**. Your failure to attend this administrative proceeding may result in an order of the BOARD being issued adverse to your interests. You have the right to be represented by an attorney; and, you will be given an opportunity to present witnesses, to take testimony, to call or cross examine witnesses, and to present written evidence and oral argument. If you decide to appeal a decision of this BOARD, you will need a record of the proceedings and therefore you may need to ensure that a verbatim record of the proceedings is made upon which the appeal is to be based.

EXHIBIT " 7 "
4/9/10

COMPLAINT

Charlotte County files this complaint against **Ronald S Burt** who is a **Certified General Contractor, License No. CGC1518903**. Pursuant to the provisions of Chapter 489 of the Florida Statutes and by virtue of the authority vested in it as an enforcing authority, pursuant to Chapter 3-2 of the Charlotte County Code, Charlotte County having reason to believe that **Ronald S Burt** has violated the provisions of **Florida Building Code 110.3 and 110.5, Charlotte County Code 3-2-47(b)(4) and Charlotte County Code 3-2-47(b)(20)** and it appearing to Charlotte County that an administrative proceeding would be in the public interest, hereby seeks to revoke or suspend or restrict the license or permit privileges of **Ronald S Burt** or place **Ronald S Burt** on probation with such conditions as may be determined by the BOARD based upon the following allegations:

CHARGE 1: Florida Building Codes 110.3 and 110.5, adopted by Charlotte County Code 3-2-23: The building official upon notification from the permit holder or his or her agent, shall make the following inspections, and shall either release that portion of the construction or shall notify the permit holder or his or her agent of any violations which must be corrected in order to comply with the technical codes. The building official shall determine the timing and sequencing of when inspections occur and what elements are inspected at each inspection. Additionally, it shall be the duty of the holder of the building permit or their duly authorized agent to notify the building official when work is ready for inspection. It shall be the duty of the permit holder to provide access to and means for inspections of such work that are required by this code **(4 counts)**.

CHARGE 2: Charlotte County Code 3-2-47(b)(4): Willful or deliberate disregard and violation of any lawful order of the board, any provisions of Charlotte County Code, chapter 3-2, chapter 3-9, any provisions of any code adopted pursuant to this chapter, or any state law regulating the

construction industry, including Chapter 489 and Part I of Chapter 455 (4 counts).

CHARGE 3: Charlotte County Code 3-2-47(b)(20): Failing to obtain inspections including but not limited to final inspections (4 counts).


Erin Mullen-Travis
Manager, Licensing Division

10/11/16
Date


John Drown
Certified Code Compliance Officer
Contractor Licensing Investigator

10/11/16
Date

CERTIFICATE OF SERVICE

I certify that on this 11th day of October, 2016, I have furnished a true and correct copy of the foregoing by U.S. Mail and Certified Return Receipt Requested (7008 1300 0000 0982 4701) to Ronald S Burt, Southwest Building Inc., 7849 Jayman Road, North Port, FL 34291 and email at swbuilding.us@gmail.com.


Sandra Williamson
Administrative Assistant I

JD/slw

EXHIBIT " 7 "
6 of 10

CHARLOTTE COUNTY CODE

Section 3-2-47 - Disciplinary Action

- (a) The county, through its authorized agents, upon the verified written complaint of any person, or upon other evidence of a violation, shall investigate the action of any holder of a certificate of competency, whether certified, registered or local, and hold a hearing to determine the necessity for disciplinary action. The certificate holder shall be notified by certified mail, pursuant to F.S. section 489.124, of the time and place of such hearing and shall be furnished a copy of the complaint or a short and plain statement of the matters asserted by the code compliance officer. All parties shall have the opportunity to be heard and present evidence and argument on the issues involved, to conduct cross examination and submit rebuttal evidence. In all disciplinary proceedings before the board, the burden of proof shall be on the county. Proof shall be by substantial competent evidence presented to the board by the code compliance officer or anyone having standing in the matter.
- (b) The following acts are unlawful and constitute cause for disciplinary action:
- (1) Any violation of F.S. section 489.129 or section 489.533, whether by a certified, registered or local contractor.
 - (2) The making of a material false statement in the application for or renewal or updating of any certificate or registration, or for the issuance of any permit.
 - (3) Any act which results in a reprimand, censure, revocation, suspension or other discipline by any board of the Florida Department of Professional Regulation.
 - (4) Willful or deliberate disregard and violation of any lawful order of the board, any provisions of Charlotte County Code, chapter 3-2, chapter 3-9, any provisions of any code adopted pursuant to this chapter, or any state law regulating the construction industry, including F.S. Chapter 489 and Part I of Chapter 455.
 - (5) Abandoning a construction project in which the contractor is engaged or under contract as a contractor. A project shall be considered abandoned after ninety (90) days if the contractor terminates the project without just cause, or without proper notification to the owner, including the reason for termination, or fails to substantially perform work under the contract. Construction is considered to be commenced when the contract is executed and the contractor has accepted funds from the customer or lender.
 - (6) Using or attempting to use a certificate of competency, whether certified, registered or local, which has been suspended, revoked, placed inactive, expired or voluntarily surrendered.
 - (7) Refusing certified mail directed to the contractor by the Community Development Department.
 - (8) Failing to notify the Community Development Department in writing of any change in the physical address or mailing address of the business within thirty (30) days of said change.
 - (9) Failing to appear in person or through an attorney at any scheduled hearing on a complaint filed against the contractor.
 - (10) Failing to stop work on a project after being ordered to do so by the building official, building inspector or code compliance officer.
 - (11) Failing to comply with the provisions of this Code Section 3-2-48 regarding workers' compensation and liability insurance.
 - (12) Failing to register any local certificate of competency with the state when required to do so.

EXHIBIT " 7 "

7 of 10

- (13) If a state certified contractor, failing to register with Charlotte County prior to contracting or commencing work in Charlotte County.
- (14) Failing to post any required building permit in a conspicuous place in front of the premises where the work is being performed.
- (15) Failing to present for inspection any certificate of competency, along with proper identification, upon request of the building official, building inspector or code compliance officer.
- (16) Failing to keep all payroll, including time cards and time sheets, salary, withholding tax, social security and FICA records pertaining to the workers on the job, and to make these documents available as required by section 3-2-5 of this chapter.
- (17) Failing to cause to appear on any bid, business proposal, contract, newspaper advertisement, airwave transmission advertisement, paid telephone directory listing or other advertising medium used by the contractor, the certificate of competency number (license number) whether state or local.
- (18) If the name of the business or type of work performed by the business appears on a vehicle, failing to also display the certificate of competency number (license number) in numbers and letters not less than two (2) inches in height, and in colors contrasting the background color.
- (19) Failing to file with the building construction services department a subcontractor change form prior to permitting any subcontractor not on the subcontractor worksheet, or the most recent previously filed subcontractor change form, to work on the jobsite.
- (20) Failing to obtain inspections including but not limited to final inspections.
- (21) Swimming pool/spa water treatment provider failing to display pool sticker on vehicle used for pool/spa cleaning.
- (22) Being convicted or found guilty of, or entering a plea of nolo contendere to, regardless of adjudication, a crime in any jurisdiction which directly relates to the practice of contracting or the ability to practice contracting.
- (23) Performing any act which assists a person or entity in engaging in the prohibited uncertified, unregistered or unlicensed practice of contracting, if the certificateholder or registrant knows or has reasonable grounds to know that the person or entity was uncertified, unregistered or unlicensed.
- (24) Knowingly combining or conspiring with an uncertified, unregistered person by allowing his or her certificate or registration to be used by the uncertified, unregistered or unlicensed person with intent to evade the provisions of this part. When a certificateholder or registrant allows his or her certificate or registration to be used by one or more business organizations without having any active participation in the operations, management, or control of such business organizations, such act constitutes prima facie evidence of an intent to evade the provisions of this part.
- (25) Acting in the capacity of a contractor under any certificate or registration issued hereunder except in the name of the certificateholder or registrant as set forth on the issued certificate or registration, or in accordance with the personnel of the certificateholder or registrant as set forth in the application for the certificate or registration, or as later changed as provided in this part.
- (26) Committing mismanagement or misconduct in the practice of contracting that causes financial harm to a customer. Financial mismanagement or misconduct occurs when:
 1. Valid liens have been recorded against the property of a contractor's customer for supplies or services ordered by the contractor for the customer's job; the contractor has received funds from the customer to pay for the supplies or services; and the contractor has not had the liens removed from the property, by payment or by bond, within 75 days after the date of such liens;

2. The contractor has abandoned a customer's job and the percentage of completion is less than the percentage of the total contract price paid to the contractor as of the time of abandonment, unless the contractor is entitled to retain such funds under the terms of the contract or refunds the excess funds within 30 days after the date the job is abandoned; or
 3. The contractor's job has been completed, and it is shown that the customer has had to pay more for the contracted job than the original contract price, as adjusted for subsequent change orders, unless such increase in cost was the result of circumstances beyond the control of the contractor, was the result of circumstances caused by the customer, or was otherwise permitted by the terms of the contract between the contractor and the customer.
- (27) Signing a statement with respect to a project or contract falsely indicating that the work is bonded; falsely indicating that payment has been made for all subcontracted work, labor, and materials which results in a financial loss to the owner, purchaser, or contractor; or falsely indicating that workers' compensation and public liability insurance are provided.
 - (28) Committing fraud or deceit in the practice of contracting.
 - (29) Committing incompetency or misconduct in the practice of contracting.
 - (30) Committing gross negligence, repeated negligence, or negligence resulting in a significant danger to life or property.
 - (31) Proceeding on any job without obtaining applicable local building department permits and inspections.
 - (32) Intimidating, threatening, coercing, or otherwise discouraging the service of a notice to owner under part I of chapter 713 or a notice to contractor under chapter 255 or part I of chapter 713.
 - (33) Failing to satisfy within a reasonable time, the terms of a civil judgment obtained against the licensee, or the business organization qualified by the licensee, relating to the practice of the licensee's profession.
 - (34) Violating chapter 633 or the rules of the State Fire Marshal.
 - (35) Practicing beyond the scope of a certification or registration.
 - (36) Being disciplined by any municipality or county for a violation directly related to the practice of the licensee's profession.

For the purposes of this subsection, construction is considered to be commenced when the contract is executed and the contractor has accepted funds from the customer or lender.

(Ord. No. 83-04, § 16, 3-8-83; Ord. No. 84-14, § 1, 7-14-84; Ord. No. 84-15, § 2, 7-17-84; Ord. No. 88-45, § 11, 12-20-88; Ord. No. 92-16, § 11, 2-26-92; Ord. No. 92-86, §§ 7, 8, 10-20-92; Ord. No. 97-078, § 2, 9-2-97; Ord. No. 2000-001, § 12, 1-11-00; Ord. No. 2009-019, § 1, 5-12-09; Ord. No. 2012-026, § 10, 11-13-12; Ord. No. 2014-012, § 10, 5-13-14)

Cross reference— Zoning, Ch. 3-9.

State Law reference— Felons, removal of disqualifications for employment, F.S. § 112.01; disciplinary proceeding, F.S. § 489.129.

EXHIBIT " 7 "
9/10

RONALD S BURT,
Southwest Building Inc.,
Certified General Contractor,
License No. CGC1518903,

RONALD S BURT,
Southwest Building Inc.,
Certified General Contractor,
License No. CGC1518903,

AMENDED NOTICE OF VIOLATION

AMENDED NOTICE OF ADMINISTRATIVE PROCEEDING

You are hereby notified that you are in violation of Florida Statutes, Charlotte County Code and/or the Florida Building Code governing the licensing and code of the construction industry, specifically:

ADMINISTRATIVE PROCEEDING

YOU ARE HEREBY NOTIFIED that Charlotte County files this COMPLAINT, and an administrative proceeding has been set for hearing before the Construction Industry Licensing Board ("BOARD") at 6:00 P.M. on the 1st day of December, 2016, or as soon thereafter as it may be heard, in the Commissioner Meeting Room 119, Charlotte County Administration Center, 18500 Murdock Circle, Port Charlotte, Florida, 33948.

CHARGE 1: Florida Building Codes 110.3 and 110.5, adopted by Charlotte County Code 3-2-23: The building official upon notification from the permit holder or his or her agent, shall make the following inspections, and shall either release that portion of the construction or shall notify the permit holder or his or her agent of any violations which must be corrected in order to comply with the technical codes. The building official shall determine the timing and sequencing of when inspections occur and what elements are inspected at each inspection. Additionally, it shall be the duty of the holder of the building permit or their duly authorized agent to notify the building official when work is ready for inspection. It shall be the duty of the permit holder to provide access to and means for inspections of such work that are required by this code (4 counts).

RONALD S BURT is presently a State of Florida Certified General Contractor under license number CGC1518903. Your failure to attend this administrative proceeding may result in an order of the BOARD being issued adverse to your interests. You have the right to be represented by an attorney; and, you will be given an opportunity to present witnesses, to take testimony, to call or cross examine witnesses, and to present written evidence and oral argument. If you decide to appeal a decision of this BOARD, you will need a record of the proceedings and therefore you may need to ensure that a verbatim record of the proceedings is made upon which the appeal is to be based.

CHARGE 2: Charlotte County Code 3-2-47 (b)(4) - Willful or deliberate disregard and violation of any lawful order of the board, any provisions of Charlotte County Code, chapter 3 2, chapter 3 9, any provisions of any code adopted pursuant to this chapter, or any state law regulating the construction industry, including Chapter 489 and Part I of Chapter 455 (4 counts).

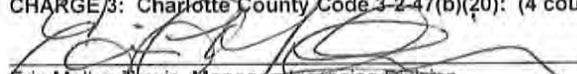
COMPLAINT

Charlotte County files this complaint against RONALD S BURT who is a Certified General Contractor, License No. CGC1518903. Pursuant to the provisions of Chapter 489 of the Florida Statutes and by virtue of the authority vested in it as an enforcing authority, pursuant to Chapter 3-2 of the Charlotte County Code, Charlotte County having reason to believe that RONALD S BURT has violated the provisions of Florida Building Code 110.3 and 110.5, Charlotte County Code 3-2-47(b)(4) and Charlotte County Code 3-2-47(b)(20) and it appearing to Charlotte County that an administrative proceeding would be in the public interest, hereby seeks to revoke or suspend or restrict the license or permit privileges of RONALD S BURT or place RONALD S BURT on probation with such conditions as may be determined by the BOARD based upon the following allegations::

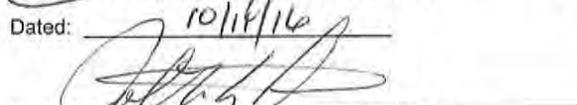
CHARGE 3: Charlotte County Code 3-2-47 (b)(20) - Failing to obtain inspection including but not limited to final inspection (4 counts).

CHARGE 1: Florida Building Codes 110.3 and 110.5: (4 counts).
CHARGE 2: Charlotte County Code 3-2-47(b)(4): (4 counts).
CHARGE 3: Charlotte County Code 3-2-47(b)(20): (4 counts).

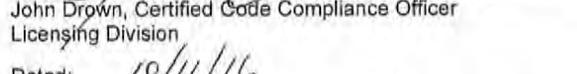
IN THAT YOU obtained Charlotte County Building Permit as indicated in the attached comprehensive expired permit report and that you have failed to obtain inspections including but not limited to final inspections which resulted in the permits expiring. A job is not considered to be completed until the final inspection is approved by the Building Department (Florida Building Code 110.3 – Required Inspections).


Erin Mullen-Travis, Manager, Licensing Division

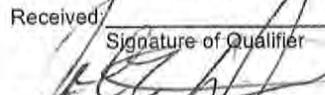
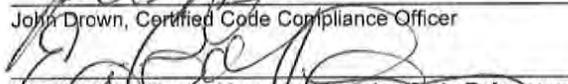
You are hereby directed by Charlotte County to appear before the Board at the date and time shown on the enclosed Notice of Administrative Proceeding.

Dated: 10/11/16

John Drown, Certified Code Compliance Officer
Licensing Division

Should you have any questions you may contact me at one of the following: email at John.Drown@CharlotteCountyFL.gov or by phone – 941.764.4957 or fax – 941-764.4905.

Dated: 10/11/16

John Drown, Certified Code Compliance Officer
Licensing Division

Dated at Port Charlotte, Florida, on October 11, 2016

Received: _____
Signature of Qualifier

John Drown, Certified Code Compliance Officer

Erin T. Mullen-Travis, Manager, Licensing/Code Enforcement Division, Certified Code Compliance Officer

CERTIFICATE OF SERVICE

I certify that on this 11th day of October, 2016, I have furnished a true and correct copy of the foregoing by U.S. Mail; Posting at Charlotte County Administrative Center; and Certified Return Receipt Requested (7008 1300 0000 0982 4701) to Ronald S Burt, Southwest Building Inc., 7849 Jayman Road, North Port, FL 34291 and email at swbuilding.us@gmail.com.


Sandra Williamson
Administrative Assistant I

POSTED
10/13/16

EXHIBIT " 7 "
10 of 10

BEFORE THE CONSTRUCTION INDUSTRY LICENSING BOARD
IN AND FOR CHARLOTTE COUNTY, FLORIDA

CHARLOTTE COUNTY, FLORIDA,

Petitioner,

v.

CASE NO. CIL-16-00597

PAUL ANTHONY CARPENTER,

Respondent.

_____ /

NOTICE OF NON-COMPLIANCE AND NOTICE OF HEARING

PLEASE TAKE NOTICE that the Construction Industry Licensing Board **will** take further action in this case as a direct result of your failure to pay **Citation Nos. 4239, 4240, 4241, and 4289**. A copy of the Affidavit of Non-Compliance is attached for your review.

You have failed to pay the citation and you have failed to contest the citation in a timely manner. Therefore, **you have waived your right to a hearing** and the facts contained within the citation will be deemed admitted. A hearing in this matter only to file a lien for non-payment of the citation is scheduled for **December 1, 2016, at 6:00 p.m. or as soon thereafter as this case may be heard**, in Room 119, Charlotte County Administration Center, 18500 Murdock Circle, Port Charlotte, Florida. If you decide to appeal any decision made by the Charlotte County Construction Industry Licensing Board, you will need a record of the proceedings, and you may need to ensure that a verbatim record of the proceedings is made.

If you have questions concerning the citation(s), you may call Tom Atkinson, the Certified Contractor License Investigator for your case at 941.743.1544.

If you wish to pay this citation prior to the above scheduled meeting date, please pay at Building Construction Services, 18400 Murdock Circle, Port Charlotte, FL 33984-1074.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the Notice of Non-Compliance and Notice of Hearing and Affidavit of Non-Compliance has been sent by mail on this 22nd day of November, 2016, to Paul Anthony Carpenter, 21222 Giddings Avenue, Port Charlotte, FL 33952.

Sandra Williamson _____

Sandra Williamson
Administrative Assistant I

BEFORE THE CHARLOTTE COUNTY CONSTRUCTION INDUSTRY LICENSING BOARD

CHARLOTTE COUNTY,

Petitioner,

v.

CASE NO. CIL-16-00597

PAUL ANTHONY CARPENTER,

Respondent,

AFFIDAVIT OF NON-COMPLIANCE

BEFORE ME, the undersigned authority, personally appeared Tom Atkinson who having been by me first duly sworn an oath, and based upon personal knowledge of the following facts and circumstances states as follows:

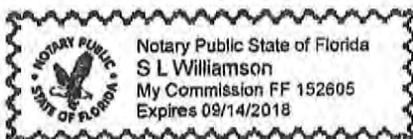
1. I Tom Atkinson, Certified Code Compliance Officer, Licensing Division, issued to the Respondent a Charlotte County Code Enforcement Citation Nos. 4239, 4240, 4241, and 4289, for performing work without holding a certificate of competency which is in violation of Florida Statutes 489.127(1)(a), 489.127(1)(f), and 489.127(1)(h), and Charlotte County Code 3-2-6(a).
2. Respondent has failed to pay the civil penalties stated in the citations.
3. Pursuant to Charlotte County Code, Sections 3-2-46(e)(6) and (f)(3), the Construction Industry Licensing Board shall enter an order which orders the respondent to pay the civil penalty set forth in the citations, to wit: \$4,000.00.
4. Pursuant to Charlotte County Code, Sections 3-2-46(e)(6) and (f)(3), a hearing shall not be necessary for the issuance of said order.
5. Pursuant to Charlotte County Code, Section 3-2-46(f)(12)(d) and F.S. 489.127(5)(h), a certified copy of such order may be recorded in the public records and thereafter shall constitute a lien against the real and personal property of the respondent.

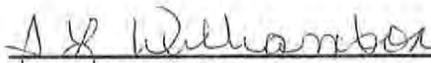


Tom Atkinson, Certified Code
Compliance Officer, Licensing Division

STATE OF FLORIDA
COUNTY OF CHARLOTTE

Sworn to and subscribed before me this 18th day of November, 2016, by Tom Atkinson who is personally know to me and who did take an oath





NOTARY PUBLIC

INVESTIGATIVE REPORT (EXHIBIT 1)

This action is against Paul A Carpenter for failure to pay citations 4240, 4289, 4239 and 4241 code case CIL-16-00597. The citations were issued on 9-7-16 at 4:15 pm by Officer Tom Atkinson. The citations were issued for Electrical, No Permit, Plumbing and Residential work at 1247 Clearview Drive, Port Charlotte, Florida, without holding the proper licenses as an Electrical, Plumbing or Residential Contractor as required by Charlotte county code 3-2-6(A) and State of Florida code FS 489.127(1)(F), 489.531 (1)(A) and 489.127 (1)(H) Each citation carries a civil penalty of \$1,000.00. This was Mr. Carpenter's 1st violation. **(Exhibit 2).**

On 9/1/2016 Mr. Ronald Johnsen came in and filed a formal complaint against Paul Carpenter after meeting with him earlier in the week. He had hired Mr. Carpenter to do some work at 1247 Clearview which included demo of bathroom and remodeling, electrical, painting, tile, cabinets and partially removing a wall. He provided us with photos but we did explain we would need to meet him onsite to see the work which was performed and take our own photos

Mr. Johnson provided us with cancelled checks and estimates for the work to be done. One estimate was provided by Paul Carpenter for a total of 11,900.00 and was paid a deposit of \$5950.00 which specifies tile, trim, doors, remodel master bath, electric in kitchen and lanai ceiling. Mr. Johnson stated he removed the flooring before Paul had his 2 guys come out by the names of Justin and TJ to install the tile. **(Exhibit 3).**

On 9/7/2016 Officer Lundblad and I met with Mr. Carpenter and went over all the work which had been done. When speaking with Mr. Carpenter he stated he has no knowledge of the two guys and he had done the tile work himself after the owner hired them. The installation that was done had to be removed and done again at which time Mr. Carpenter received an additional \$2000.00 to provide to Kaliek Flooring. We spoke with the owner of Kaliek Flooring he stated that he did redo the tile other than grouting it but because \$1000.00 is still owed to him which he is not going to finish until he is paid. We discussed with him he cannot do the work because he is not licensed in Charlotte County.

Mr. Carpenter denies doing anything other than taking up the tile and installing. He also states he knew Rosabelle Bracke who did the painting and she referred him to the owner and the owner hired her directly to paint his home. He does admit he contacted Kaliek Flooring to do the tile. We asked him if the estimate provided to the homeowner was from him and he did not recall giving it and does not believe it was the final estimate. He also states that it was not his initials on it for accepting the \$5950.00 but states he did get that money. We explained that he needed to be licensed and he would be issued fines and they would be forwarded to the state. We also told him if the owner did not get restitution then he will be filing a case with the clerk of courts and also contacting CCSO. Mr. Carpenter was issued the citations and explained his rights to contest or pay the civil fine. We provided him with sponsorship papers to take exam.

On 9/8/2016 Office Lundblad and I met with Mr. Johnsen at the residence 1217 Clearview, Port Charlotte where the work was done and took photos **(Exhibit 4).**

Officer Lundblad was contacted by Officer Putman requesting photos and copies of citations because the owner Ronald Johnsen has filed a complaint with the CCSO. This was sent via email

As of 11-18-16 payment of the fines had not been made. Affidavit of Non Compliance and Notice of Hearing was sent first class mail to Mr. Carpenter. **(Exhibit 5)**

EXHIBIT 1: Investigative Report

EXHIBIT 2: Citations

EXHIBIT 3: Contracts and cancelled checks

EXHIBIT 4: Photos

EXHIBIT 5: Affidavit of Non-Compliance/Notice of Hearing

EXHIBIT " 1 "
2012

4240

CHARLOTTE COUNTY
COMMUNITY DEVELOPMENT
LICENSING DIVISION
CODE ENFORCEMENT CITATION / LICENSING

CIL-16-00597

The undersigned Code Compliance official certifies that he/she has just and reasonable grounds to issue this citation on:

DAY OF WEEK	MONTH	DAY	YEAR	TIME:	AM	PM
WED	9	7	16	4:15		
TO: NAME (PRINT) FIRST		M.I.		LAST		
Paul		A		Carpenter		
STREET						
21222 Giddings AVE						
CITY		STATE		ZIP		
Pt. Charlotte		FL		33952		
TELEPHONE NO	DATE OF BIRTH	RACE	SEX	HT		
628 5879	12-7-7	W	M	5'5		
DRIVER'S LICENSE NUMBER OR OTHER ID:						
CG15601724470		STATE FL		ZIP 33952		
OCCUPATION:			EMPLOYER:			
Electrical			self			

and that the undersigned Code Compliance Official has reasonable grounds to believe that the above person did lawfully commit the following offense or violation of the Charlotte County Code or Ordinance or Florida Statute based on the following (DATE/TIME/FACTS):

On 5.3.16 Entered into a contract to perform electrical work at 1247 Clearview Pt Charlotte without being duly registered or certified by the state of Florida and Charlotte County 3-2-6(A)

CODE SECTION VIOLATED:	APPLICABLE CIVIL PENALTY:
FS 489.531(1)(A)	\$1,000
LOCATION OF VIOLATION:	
1247 Clearview Pt Charlotte FL	
1st VIOLATION	REPEAT VIOLATION
X	

THE VIOLATOR HAS THE OPTION TO:

1. Pay the civil penalty within thirty days of the issuance of this citation at Charlotte County Community Development.
2. Contest the citation by requesting a hearing before the Charlotte County Construction Industry Licensing Board within 10 working days of the issuance of this citation. You may be liable for the cost of the hearing if found guilty and be subject to the maximum civil penalty of \$2,500.

WILLFUL REFUSAL TO SIGN AND ACCEPT CITATION IS A MISDEMEANOR OF THE SECOND DEGREE, PUNISHABLE AS PROVIDED IN SECTION 775.082 OR 775.083 FLORIDA STATUTES. Your signature below does not constitute an admission of guilt.

Signature of Violator	Date
	9-7-16
Signature of Code Compliance Official	Date
	9.7.16

White Copy - Code Compliance Clerk
Yellow Copy - Violator

Pink Copy - Clerk (Licensing)
Gold Copy - Code Compliance Official

EXHIBIT "2" 10/2

4289

CHARLOTTE COUNTY
COMMUNITY DEVELOPMENT
LICENSING DIVISION
CODE ENFORCEMENT CITATION / LICENSING

CIL-16-00597

The undersigned Code Compliance official certifies that he/she has just and reasonable grounds to issue this citation on:

DAY OF WEEK	MONTH	DAY	YEAR	TIME:	AM	PM
WED	9	7	16	4:15		(PM)
TO: NAME (PRINT) FIRST		M.I.		LAST		
Paul		A		Carpenter		
STREET						
21222 Giddings AVE						
CITY		STATE		ZIP		
Pt. Charlotte		FL		33952		
TELEPHONE NO	DATE OF BIRTH	RACE	SEX	HT		
628 5879	12-7-72	W	M	5'5"		
DRIVER'S LICENSE NUMBER OR OTHER ID:						
CG15601724470		STATE FL		ZIP 33952		
OCCUPATION:			EMPLOYER:			
no permit						

and that the undersigned Code Compliance Official has reasonable grounds to believe that the above person did lawfully commit the following offense or violation of the Charlotte County Code or Ordinance or Florida Statute based on the following (DATE/TIME/FACTS):

in that you commenced remodeling work at 1247 Clearview Pt. without first applying for and obtaining the required building department permit 3-2-6(A)

CODE SECTION VIOLATED:	APPLICABLE CIVIL PENALTY:
489.127(1)(H)	\$1,000
LOCATION OF VIOLATION:	
1247 Clearview Pt Charlotte, FL	
1st VIOLATION	REPEAT VIOLATION
X	

THE VIOLATOR HAS THE OPTION TO:

1. Pay the civil penalty within thirty days of the issuance of this citation at Charlotte County Community Development.
2. Contest the citation by requesting a hearing before the Charlotte County Construction Industry Licensing Board within 10 working days of the issuance of this citation. You may be liable for the cost of the hearing if found guilty and be subject to the maximum civil penalty of \$2,500.

WILLFUL REFUSAL TO SIGN AND ACCEPT CITATION IS A MISDEMEANOR OF THE SECOND DEGREE, PUNISHABLE AS PROVIDED IN SECTION 775.082 OR 775.083 FLORIDA STATUTES. Your signature below does not constitute an admission of guilt.

Signature of Violator	Date
	9-7-16
Signature of Code Compliance Official	Date
	9.7.16

White Copy - Code Compliance Clerk
Yellow Copy - Violator

Pink Copy - Clerk (Licensing)
Gold Copy - Code Compliance Official

4239

CHARLOTTE COUNTY
COMMUNITY DEVELOPMENT
LICENSING DIVISION *CLT-16-00597*
CODE ENFORCEMENT CITATION / LICENSING

The undersigned Code Compliance official certifies that he/she has just and reasonable grounds to issue this citation on:

DAY OF WEEK	MONTH	DAY	YEAR	TIME:	AM	<u>PM</u>
<i>Wednesday</i>	<i>9</i>	<i>7</i>	<i>16</i>	<i>4:15</i>		
TO: NAME (PRINT) FIRST		M.I.		LAST		
<i>Paul</i>		<i>A</i>		<i>Carpenter</i>		
STREET						
<i>21222 Giddings Ave</i>						
CITY		STATE		ZIP		
<i>Port Charlotte</i>		<i>FL</i>		<i>33952</i>		
TELEPHONE NO	DATE OF BIRTH	RACE	SEX	HT		
<i>94-628-5879</i>	<i>12-7-72</i>	<i>W</i>	<i>M</i>	<i>5'5"</i>		
DRIVER'S LICENSE NUMBER OR OTHER ID:						
<i>2615681724470</i>		STATE <i>FL</i>		ZIP <i>33952</i>		
OCCUPATION: EMPLOYER:						
<i>Plumbing Self</i>						

and that the undersigned Code Compliance Official has reasonable grounds to believe that the above person did lawfully commit the following offense or violation of the Charlotte County Code or Ordinance or Florida Statute based on the following (DATE/TIME/FACTS):

On 5-3-16 Entered into a contract to perform plumbing work at 1247 Clearview Dr. without being duly registered or certified by the state of Florida and Charlotte County Code 3-2-6(a)

CODE SECTION VIOLATED:	APPLICABLE CIVIL PENALTY:
<i>489.127(1)(F)</i>	<i>1000.00</i>
LOCATION OF VIOLATION:	
<i>1247 Clearview Dr PC</i>	
1st VIOLATION	REPEAT VIOLATION

THE VIOLATOR HAS THE OPTION TO:

1. Pay the civil penalty within thirty days of the issuance of this citation at Charlotte County Community Development.
2. Contest the citation by requesting a hearing before the Charlotte County Construction Industry Licensing Board within 10 working days of the issuance of this citation. You may be liable for the cost of the hearing if found guilty and be subject to the maximum civil penalty of \$2,500.

WILLFUL REFUSAL TO SIGN AND ACCEPT CITATION IS A MISDEMEANOR OF THE SECOND DEGREE, PUNISHABLE AS PROVIDED IN SECTION 775.082 OR 775.083 FLORIDA STATUTES. Your signature below does not constitute an admission of guilt.

Signature of Violator	Date
<i>[Signature]</i>	<i>9-7-16</i>
Signature of Code Compliance Official	Date
<i>[Signature]</i>	<i>9-7-16</i>

White Copy - Code Compliance Clerk
Yellow Copy - Violator

Pink Copy - Clerk (Licensing)
Gold Copy - Code Compliance Official

EXHIBIT "2" 8092

4241

CHARLOTTE COUNTY
COMMUNITY DEVELOPMENT
LICENSING DIVISION *CLT-16-00597*
CODE ENFORCEMENT CITATION / LICENSING

The undersigned Code Compliance official certifies that he/she has just and reasonable grounds to issue this citation on:

DAY OF WEEK	MONTH	DAY	YEAR	TIME:	AM	<u>PM</u>
<i>Wednesday</i>	<i>9</i>	<i>7</i>	<i>16</i>	<i>4:15</i>		
TO: NAME (PRINT) FIRST		M.I.		LAST		
<i>Paul</i>		<i>A</i>		<i>Carpenter</i>		
STREET						
<i>21222 Giddings Ave</i>						
CITY		STATE		ZIP		
<i>Port Charlotte</i>		<i>FL</i>		<i>33952</i>		
TELEPHONE NO	DATE OF BIRTH	RACE	SEX	HT		
<i>94-628-5879</i>	<i>12-7-72</i>	<i>W</i>	<i>M</i>	<i>5'5"</i>		
DRIVER'S LICENSE NUMBER OR OTHER ID:						
<i>2615681724470</i>		STATE <i>FL</i>		ZIP <i>33952</i>		
OCCUPATION: EMPLOYER:						
<i>Residential Contractor Self</i>						

and that the undersigned Code Compliance Official has reasonable grounds to believe that the above person did lawfully commit the following offense or violation of the Charlotte County Code or Ordinance or Florida Statute based on the following (DATE/TIME/FACTS):

On 5-3-16 you provided an estimate to do remedial work at 1247 Clearview Dr. without being duly registered or certified by the state of Florida and Charlotte County Code 3-2-6(a)

CODE SECTION VIOLATED:	APPLICABLE CIVIL PENALTY:
<i>489.127(1)(F)</i>	<i>1000.00</i>
LOCATION OF VIOLATION:	
<i>1247 Clearview Dr PC</i>	
1st VIOLATION	REPEAT VIOLATION

THE VIOLATOR HAS THE OPTION TO:

1. Pay the civil penalty within thirty days of the issuance of this citation at Charlotte County Community Development.
2. Contest the citation by requesting a hearing before the Charlotte County Construction Industry Licensing Board within 10 working days of the issuance of this citation. You may be liable for the cost of the hearing if found guilty and be subject to the maximum civil penalty of \$2,500.

WILLFUL REFUSAL TO SIGN AND ACCEPT CITATION IS A MISDEMEANOR OF THE SECOND DEGREE, PUNISHABLE AS PROVIDED IN SECTION 775.082 OR 775.083 FLORIDA STATUTES. Your signature below does not constitute an admission of guilt.

Signature of Violator	Date
<i>[Signature]</i>	<i>9-7-16</i>
Signature of Code Compliance Official	Date
<i>[Signature]</i>	<i>9-7-16</i>

White Copy - Code Compliance Clerk
Yellow Copy - Violator

Pink Copy - Clerk (Licensing)
Gold Copy - Code Compliance Official



CHARLOTTE COUNTY Building Construction Services

Contractor Licensing Division
18400 Murdock Circle, Port Charlotte, FL 33948
Phone: (941) 743-1921 FAX: (941) 743-1220

UNIFORM COMPLAINT FORM

DATE RECEIVED Sept 1, 116 COMPLAINT # CIL-16-00136

(Your Name - Type or Print)

NAME: Ronald Johnson Sr
ADDRESS: 1009 Presque Isle Dr
Port Charlotte FL 33952

PHONE: Home (480) 245-9584
Work ()

(Contact - Other Than Yourself)

NAME: Marcy Johnson
ADDRESS: _____

PHONE: Home (480) 510-9011
Work ()

DETAILS OF YOUR COMPLAINT

Prior to filing your complaint with the Charlotte County Construction Services Division, it is **REQUIRED** that you **SEND** your **CONTRACTOR** a **CERTIFIED** letter with a return receipt that lists the issues of your complaint. **WITHOUT VERIFICATION OF THIS LETTER** your complaint **WILL NOT** be processed.

PLEASE NOTE: If you elect to terminate the services of your contractor, you should not do so until you obtain the advice of legal counsel, as you could be in jeopardy of breach of contract. All contractor complaints filed with Charlotte County become part of the contractor's discipline file and is public information. Construction Services makes every attempt to resolving your complaint, however some contract issues regarding poor quality of work or a contractor's failure to correct minor deficiencies in his workmanship are usually considered a civil matter and the Construction Services Division is generally unable to take any action unless these deficiencies are so serious that there is a violation of the Florida and County Building Codes. All questions must be answered.

CONTRACTOR OR SUBJECT OF YOUR COMPLAINT

NAME: Paul A Carpenter + ~~Res~~ Carpentry Services
(Name of Person or Company)

ADDRESS: 21222 Hiddings Ave PHONE: 941-628-5879
Port Charlotte FL 33948 LICENSE NUMBER _____ (If Known)

Description of your complaint, use additional paper if necessary.

Paul Carpenter come to us as a licensed Contractor
He did work in our house ~~and~~ made closet in front bedroom
he had one of his sons tile floor installed wrong. had
to remove tile, demo master Bathroom and can lights
took out tub & shower counter tops moved drain in
shower Built wall in Bath room moved plumbing added
Electric Plumbing for 2 sinks
added Electric in kitchen for on top cabinets & under cabinets

Justin + TJ. Employees

EXHIBIT " 3 "

10/17

UNIFORM COMPLAINT FORM (Page 2)

Please indicate the items that best describe your complaint. Poor Workmanship _____
Contractor Will Not Correct Problems Roof Leaks _____ Liens on Your Home _____
Taking too Long to Complete Contractor Abandoned Job Financial Dishonesty _____
Contractor Not Returning Phone Calls Project done with out a permit

DO YOU HAVE AN ATTORNEY No NAME: _____
PHONE: _____

ANY COURT LAWSUIT PENDING? NO IF YES, WHERE _____

In order for the Investigations Unit of Construction Services to more accurately review your complaint,
PLEASE ATTACH A COPY OF THE FOLLOWING DOCUMENTS WITH YOUR COMPLAINT FORM:

- Copy of Purchase Agreement or Contract or Billing Invoice.
- Copy of Payment Checks (Front & Back).
- _____ Copy of **ALL Correspondence between** you and your Contractor and be sure to including a copy of the Certified Letter sent to contractor, receipt card and / or a copy of the unclaimed letter and envelope.

Date Contract Was Signed 5-23-16 Date Work Began 5-23-16

Please check any of the following categories that fit your contract.
Build House _____ Remodel House Build an Addition _____ Re-roof House _____
AC/Heating _____ Build a Pool _____ Build a Pool Cage _____ Electrical
Other some work needed when we purchased house

Dollar Amount of Contract: \$ 11,900.00 How Much Have You Paid Contractor: \$ 5950.00 ADIANA

Was the Contracted Work Completed NO Date Work Complete _____

Was a Building Permit Obtained? NO Who Obtained this Permit? NO

Was There a Final Inspection Done by the Building Department? NO

What Were the Results of the Final Inspection? _____
If the project failed final inspection, please attach a copy of the violation information.

Did your Contractor Give You Any Warranty? _____ If yes, please attach a copy.

Have you Fired Your Contractor? HE WALKED OFF

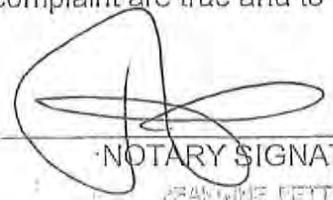
Have You Contacted any Other Agency Regarding Your Complaint? NO
If yes, who _____

SIGNATURE Ronald Johnson Sr

STATE OF FLORIDA
COUNTY OF CHARLOTTE

Before me this day personally appeared RONALD JOHNSON SR, Who, being duly sworn,
deposes and says that the facts and information contained in this complaint are true and to the best of
his / her knowledge and belief.

Sworn to and subscribed before me **EXHIBIT " 3 "**
This 1 day of SEPT, 20 16 2012
Personally known _____ OR produced identification, _____
Type of Identification produced FL DL EXP. 3/9/2021


NOTARY SIGNATURE
JEANINE FETTIG
COMMISSIONER
STATE OF FLORIDA
Commission # 36417
Exp. 09/12/18

his license # P 10000033851 *we found* *inact*

Paul A Carpenter Carpentry Service
 2611 LakeShore Cir.
 Port Charlotte FL 33952
 U.S.A

ESTIMATE

Bill To
Ronald Johnson →

Estimate#	EST-3039
Estimate Date	03 May 2016
Reference#	1247 Clearview dr PC

~~#~~ 480-245-9584
 wife - 480-510-9011

Item	Description	Qty	Rate	Amount
	Tile 925 sq feet of floor on a diamond. Customer supply tile and grout. I'll supply thin set.	1.00	2,800.00	2,800.00
	Put trim on kitchen doors and adjust doors. Customer to supply trim.	1.00	200.00	200.00
	Tear out existing wall and reframe wall adding a closet. Closet to have 48" bifold doors.	1.00	700.00	700.00
	Tile guest bathroom wall above shower and down the sides with tile and grout supplied by customer	1.00	200.00	200.00
	Remodel master bathroom. Tear out tub, walls, cabs and tile. Move plumbing and electric. Build and install new cabs as per drawing. Frame new shower and tile it with tiles picked out by customer. Tile floor with tiles picked out by customer. Install new level 1 granite tops.	1.00	7,500.00	7,500.00
	Fix electric in kitchen and dining room (lites). Add electric for lite in front bedroom. Install cab under bar top. Put plug by front door inside and out. Install new top in <u>guest bathroom</u> supplied by customer.	1.00	300.00	300.00
	Install plastic bead board (supplied by customer) on ceiling in outside lanl.	1.00	200.00	200.00

No Necessary for tile

(2) 5/16/15

Sub Total 11,900.00

Total \$11,900.00

Terms & Conditions
 50% down 40% when 90% complete 10% when complete

Deposit CK# 2599 \$5950

yes for pendant lights
trim cabinets 150 lf
Have advance to Paul \$2600.00, check # 2633 to pay for tile install 2 time

EXHIBIT " 3 " / 3 of 7

NANCY A JOHNSEN
RONALD L JOHNSEN SR
1009 PRESQUE ISLE DR
PORT CHARLOTTE FL 33952-1684

2594

5-23-16

DATE

PAY TO THE
ORDER OF

Paul R. Carpenter

\$ 5950.⁰⁰

Five thousand nine hundred & fifty ⁰⁰/₁₀₀

DOLLARS

Bank of America

Wealth Management Banking

Down payment on new house for Ronald L. Johnsen

his other job is Jamestown Kitchens
4050 N Washington Blvd
Sarasota, Fl. 34234

sub 94-359.6633

EXHIBIT " 3 "

NANCY A JOHNSEN
RONALD L JOHNSEN SR
1009 PRESQUE ISLE DR
PORT CHARLOTTE FL 33952-1684

2633

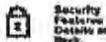
Aug. 22, 2016
DATE

PAY TO THE
ORDER OF

Kalika J. Flooring
Two thousand

\$ 2,000.00

DOLLARS



Hardcopy Check

~~Bank of America~~

Wealth Management Banking

advance to Paul Carpenter
for flooring bill #392700

[Signature]

Phone # 941-462-9142

Kalika

[Signature]

EXHIBIT " 3 "
5077

are you fair

Rosabelle Bracke
3325 Port Charlotte Blvd
Port Charlotte, FL 33952
Phone. (941) 210-1744

Ron Johnson
Clearview
Port Charlotte, FL
(480) 245-9584

1. Cover surfaces not to be painted using tarps, paper, plastic, ect..
2. Patch cracks and holes. Also repair texture on kitchen ceiling. *2 3 places in great room*
3. Prime all surfaces that have existing dark pigmented paint and patterned, also prime all trim and doors.
4. Paint all interior rooms of home, excluding laundry room and garage. Includes all walls, doors (both sides of front door and lights), ceilings, and moldings. Main portion of the house to be one color, bedrooms each there own, trim same color throughout, ceiling all white. Customer to provide paint and primer.
5. Clean up and remove any debris and trash from the job.
6. Kitchen cabinets to be gripper primed $\frac{1}{2}$ painted.
7. Colors provided by homeowner in separate email.

Total cost of job is \$3250.00

Payments to be made as follows:

\$16250.00 Deposit, \$1625.00 upon completion.

Customer *Ronald Johnson* Date *5-24-16*

Contractor *R Bracke* Date *24 May 16*

advance \$6000.00

7/12/16

Walked off the job while I was in Rest Room after totally destroying the kitchen cabinets July 25th

EXHIBIT " *3* "

Make it clear

NANCY A JOHNSEN
RONALD L JOHNSEN SR.
1009 PRESQUE ISLE DR
PORT CHARLOTTE FL 33952-1684

2619

7/12/16 DATE

PAY TO THE ORDER OF Rosabelle Bracke
Six hundred

\$600.00

00 DOLLARS



Richard Davis

Bank of America

Wealth Management Banking

#600.00
#1025.00

[Signature]

EXHIBIT " 3 "
7097

1247 Clearview P.C.
9-8-16
Tom Atkinson



1247 Clearview, P.C. 9-8-16 T.A.

EXHIBIT " 4 "
 10/11



EXHIBIT " 4 "
2011

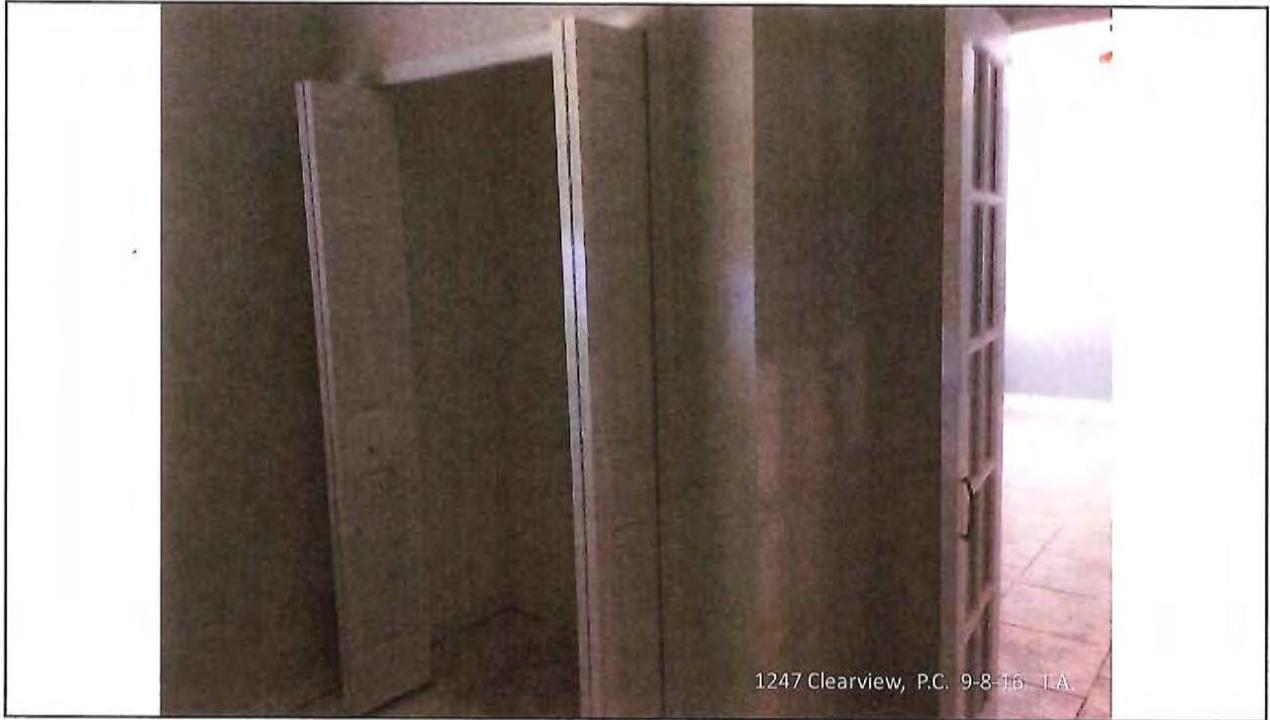


EXHIBIT " 4 "
 3 of 11



1247 Clearview, P.C. 9-8-16 T.A.



1247 Clearview, P.C. 9-8-16 T.A.

EXHIBIT " 4 "
4 of 11

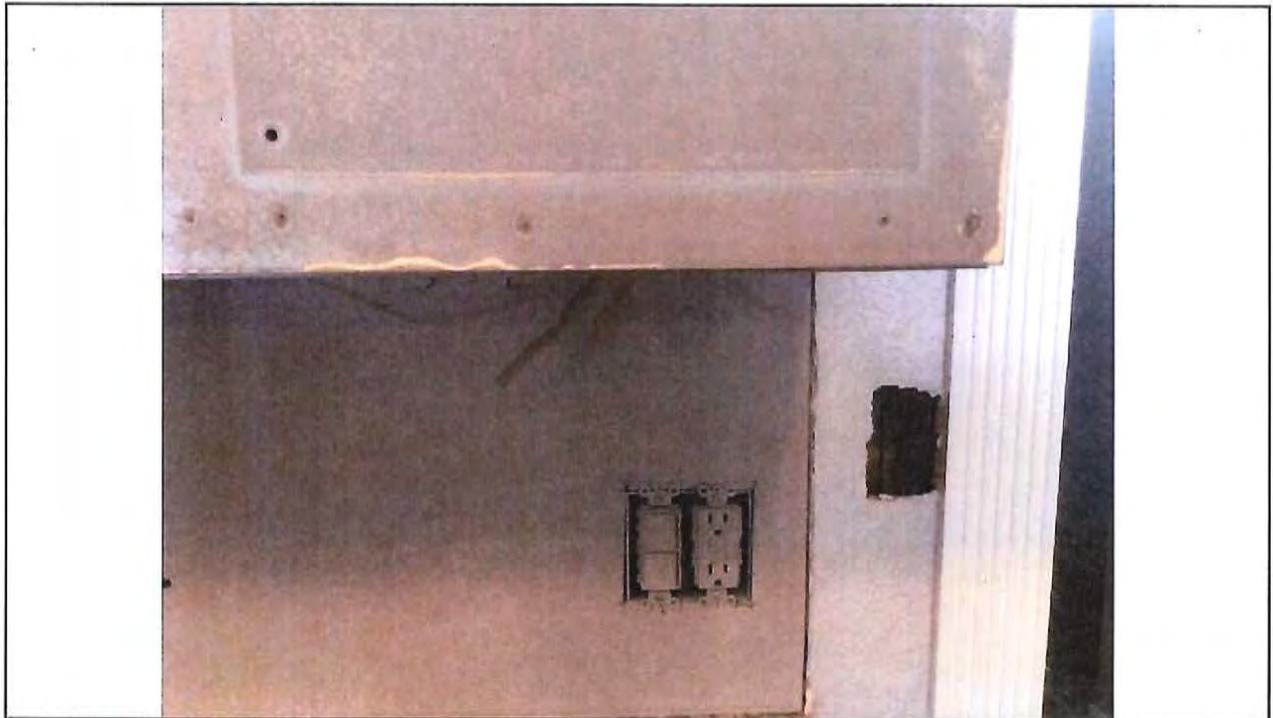
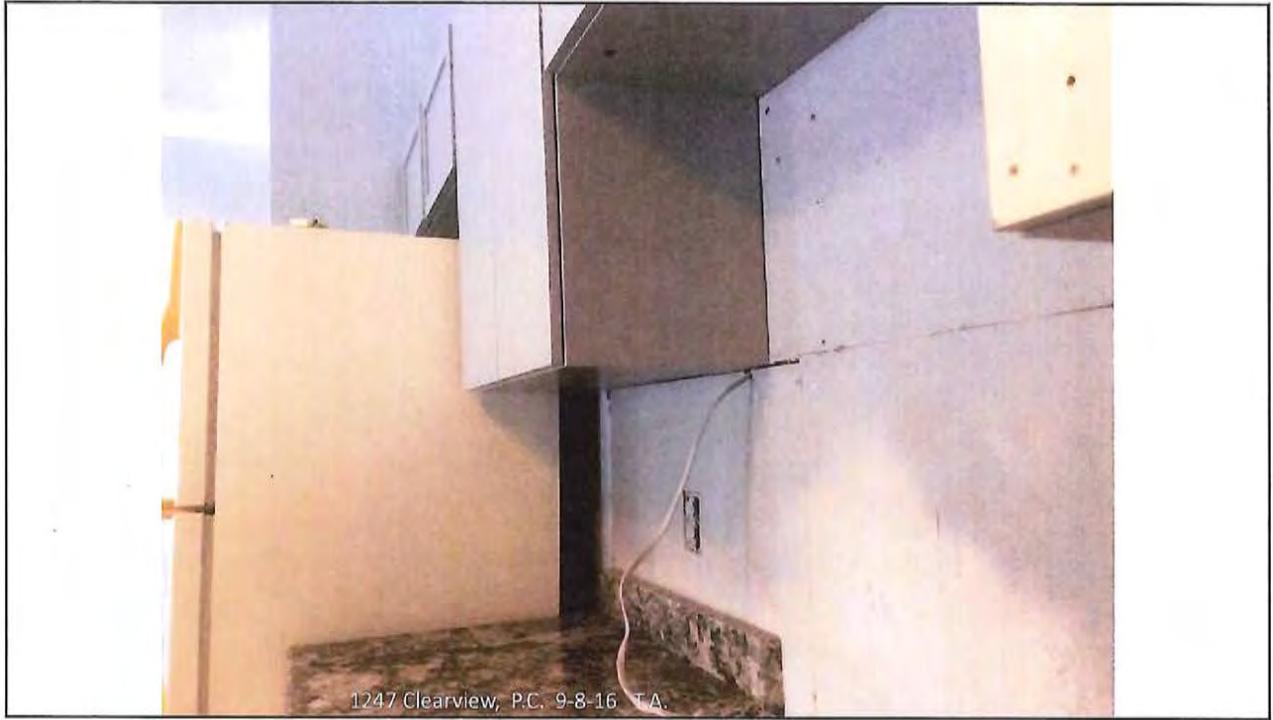


EXHIBIT " 4 "
50711



EXHIBIT " 4 " 60711



EXHIBIT " 4 "
 70711

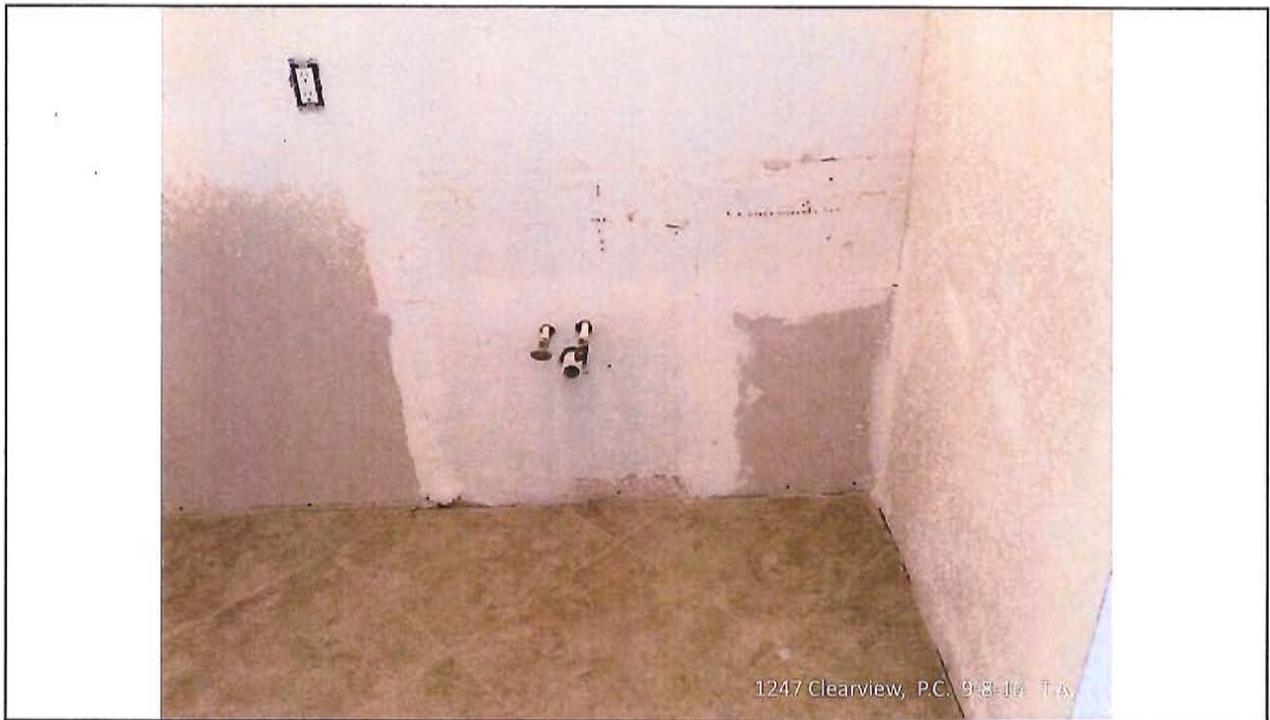


EXHIBIT " 4 "
 80811

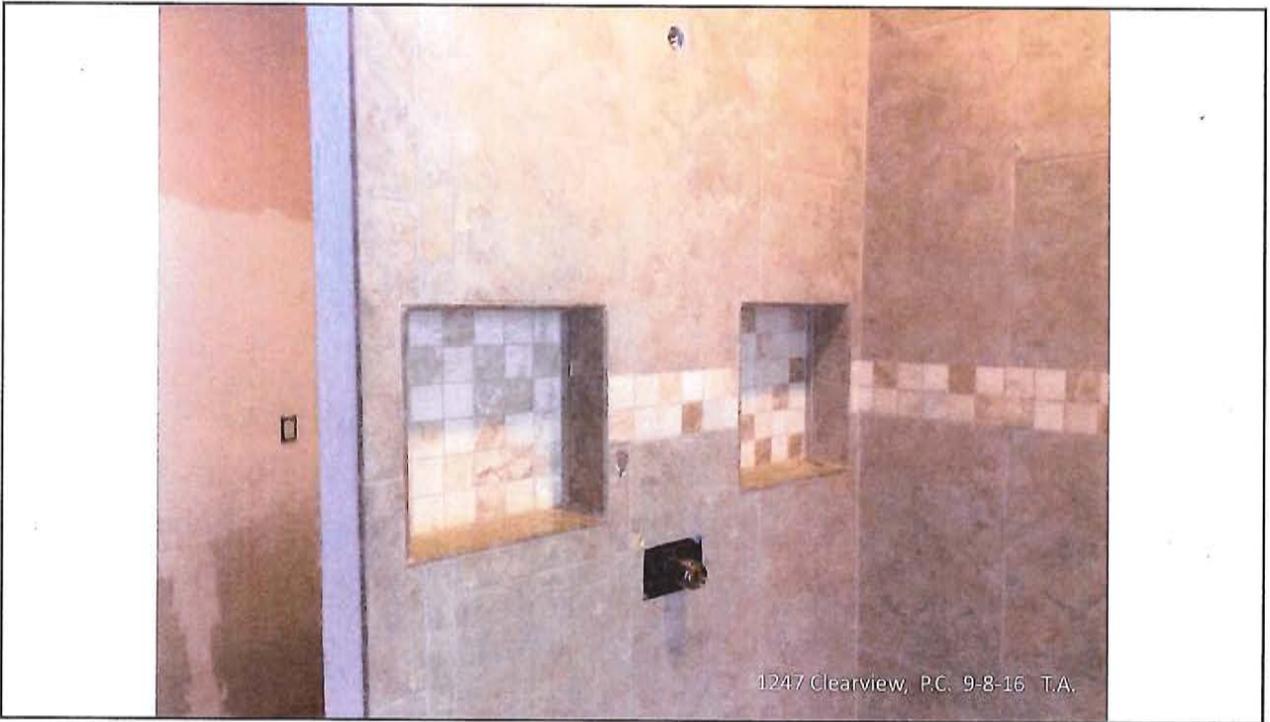
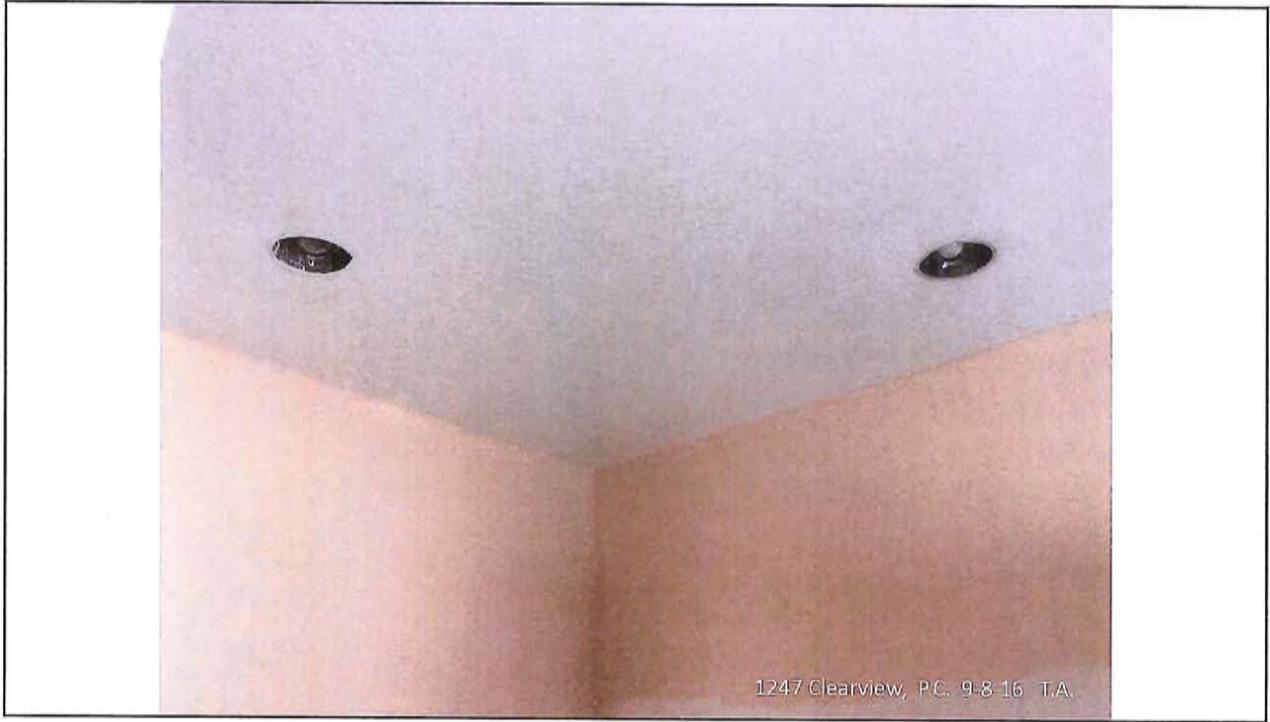


EXHIBIT " 4 "
90811



EXHIBIT " 4 / 10 of 11 "

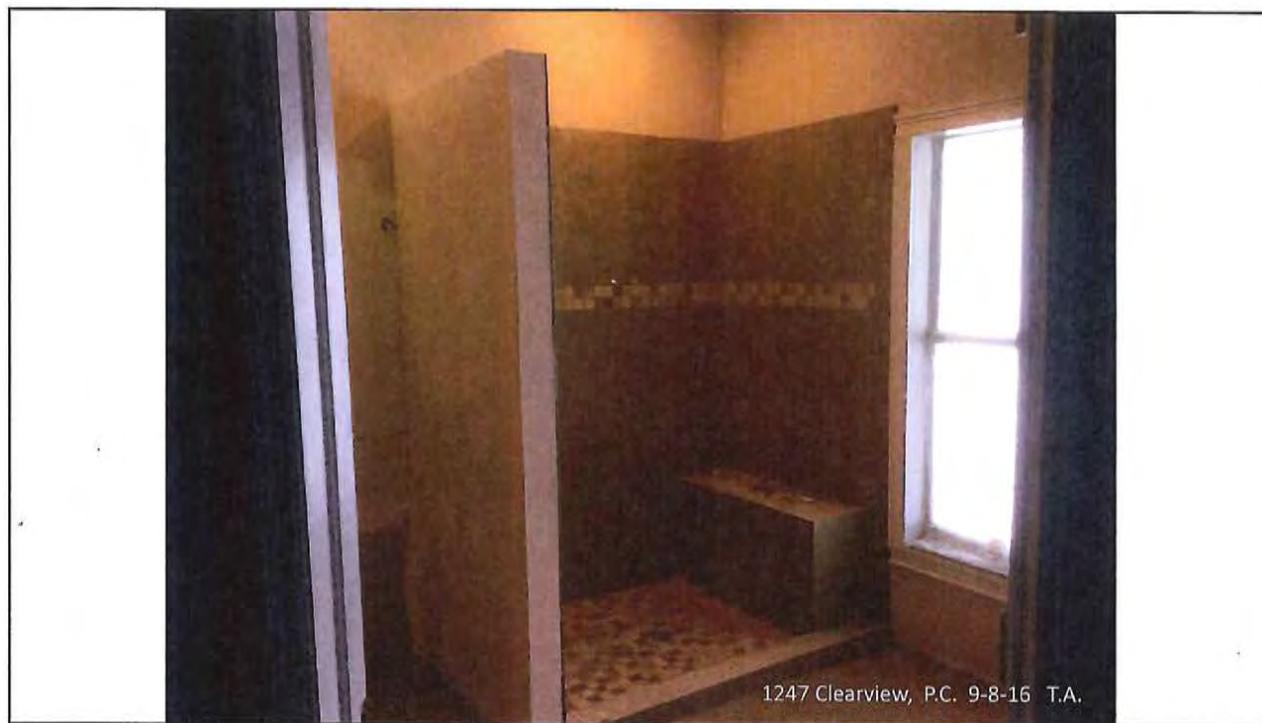


EXHIBIT " 4 "
 11 of 11

BEFORE THE CONSTRUCTION INDUSTRY LICENSING BOARD
IN AND FOR CHARLOTTE COUNTY, FLORIDA

CHARLOTTE COUNTY, FLORIDA,

Petitioner,

v.

CASE NO. CIL-16-00597

PAUL ANTHONY CARPENTER,

Respondent.

NOTICE OF NON-COMPLIANCE AND NOTICE OF HEARING

PLEASE TAKE NOTICE that the Construction Industry Licensing Board will take further action in this case as a direct result of your failure to pay **Citation Nos. 4239, 4240, 4241, and 4289**. A copy of the Affidavit of Non-Compliance is attached for your review.

You have failed to pay the citation and you have failed to contest the citation in a timely manner. Therefore, **you have waived your right to a hearing** and the facts contained within the citation will be deemed admitted. A hearing in this matter only to file a lien for non-payment of the citation is scheduled for **December 1, 2016, at 6:00 p.m. or as soon thereafter as this case may be heard**, in Room 119, Charlotte County Administration Center, 18500 Murdock Circle, Port Charlotte, Florida. If you decide to appeal any decision made by the Charlotte County Construction Industry Licensing Board, you will need a record of the proceedings, and you may need to ensure that a verbatim record of the proceedings is made.

If you have questions concerning the citation(s), you may call Tom Atkinson, the Certified Contractor License Investigator for your case at 941.743.1544.

If you wish to pay this citation prior to the above scheduled meeting date, please pay at Building Construction Services, 18400 Murdock Circle, Port Charlotte, FL 33984-1074.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the Notice of Non-Compliance and Notice of Hearing and Affidavit of Non-Compliance has been sent by mail on this 22nd day of November, 2016, to Paul Anthony Carpenter, 21222 Giddings Avenue, Port Charlotte, FL 33952.

Sandra Williamson

Sandra Williamson
Administrative Assistant I

EXHIBIT " 5 "
 1072

BEFORE THE CHARLOTTE COUNTY CONSTRUCTION INDUSTRY LICENSING BOARD

CHARLOTTE COUNTY,

Petitioner,

v.

CASE NO. CIL-16-00597

PAUL ANTHONY CARPENTER,

Respondent,

_____ /

AFFIDAVIT OF NON-COMPLIANCE

BEFORE ME, the undersigned authority, personally appeared Tom Atkinson who having been by me first duly sworn an oath, and based upon personal knowledge of the following facts and circumstances states as follows:

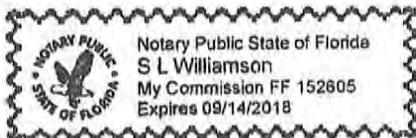
1. I Tom Atkinson, Certified Code Compliance Officer, Licensing Division, issued to the Respondent a Charlotte County Code Enforcement Citation Nos. 4239, 4240, 4241, and 4289, for performing work without holding a certificate of competency which is in violation of Florida Statutes 489.127(1)(a), 489.127(1)(f), and 489.127(1)(h), and Charlotte County Code 3-2-6(a).
2. Respondent has failed to pay the civil penalties stated in the citations.
3. Pursuant to Charlotte County Code, Sections 3-2-46(e)(6) and (f)(3), the Construction Industry Licensing Board shall enter an order which orders the respondent to pay the civil penalty set forth in the citations, to wit: \$4,000.00.
4. Pursuant to Charlotte County Code, Sections 3-2-46(e)(6) and (f)(3), a hearing shall not be necessary for the issuance of said order.
5. Pursuant to Charlotte County Code, Section 3-2-46(f)(12)(d) and F.S. 489.127(5)(h), a certified copy of such order may be recorded in the public records and thereafter shall constitute a lien against the real and personal property of the respondent.

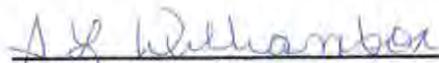


 Tom Atkinson, Certified Code
 Compliance Officer, Licensing Division

STATE OF FLORIDA
COUNTY OF CHARLOTTE

Sworn to and subscribed before me this 18th day of November, 2016, by Tom Atkinson who is personally know to me and who did take an oath





 NOTARY PUBLIC

EXHIBIT " 5 "

 2016

BEFORE THE CHARLOTTE COUNTY
CONSTRUCTION INDUSTRY LICENSING BOARD

CHARLOTTE COUNTY,

Petitioner,

v.

CASE NO. CIL-16-00422

JOSEPH MICHAEL CASEY,
Florida Air Works Inc.,
Certified Air Conditioning Contractor,
License No. CAC1815599,

Respondent.

HEARING NOTICE

Per your request, you are hereby notified that you are scheduled to appear before the Construction Industry Licensing Board ("Board") to have your permitting privileges and right to work as a contractor be reinstated.

The Board will hear your case on **Thursday, December 1, 2016, at 6:00 p.m.**, or as soon thereafter as this case may be heard, in Room 119, Building A, Charlotte County Administration Center, 18500 Murdock Circle, Port Charlotte, Florida.

If you decide to appeal a decision of this Board, you will need a record of the proceedings and therefore you may need to ensure that a verbatim record of the proceedings is made upon which the appeal is to be based.

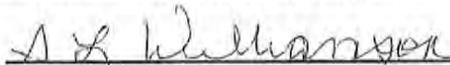
If you have any questions regarding the hearing, please contact Lorraine Lundblad at 941.764-4193 or email at Lorraine.Lundblad@CharlotteCountyFL.gov.



Sandra Williamson, Administrative Assistant,
Construction Industry Licensing Board

CERTIFICATE OF SERVICE

I certify that I have furnished a true and correct copy of the foregoing by U.S. mail on this 18th day of November, 2016, to Joseph Michael Casey, Florida Air Works Inc., 521 Drury Lane, Punta Gorda, FL 33950 and email to floridaairworksinc@gmail.com.



Sandra Williamson
Administrative Assistant I

BOARD APPEARANCE REQUEST TEMPORARY REINSTATEMENT

**Joseph Michael Casey, d/b/a Florida Air Works Inc.
State Certified Air Conditioning Contractor CAC1815599**

**Lorraine Lundblad
Certified Code Enforcement Officer- Licensing Investigator
November 23, 2016**

This Board on November 3, 2016, found Mr. Casey in violation of all charges which were listed in the Notice. The Board ordered revocation of his permitting privileges and authority to engage in business or act in the capacity of a contractor in Charlotte County (Exhibit 1).

On September 26, 2016, Erin Mullen-Travis Manager of the License Division spoke with Mr. Casey at 11:33 regarding the hearing for October. He explained he owns the properties with the expired permits and that he's trying to better Charlotte County by purchasing the dilapidated homes but can only work on them sporadically. She advised him that the permits must be renewed prior to hearing or the case would go before the Board. He addressed the issues and renewed the permit on Drury. She advised him he must renew the remaining permit and then the department will revisit his case to see if it could be continued.

On November 14, 2016, I met with Mr. Casey and we discussed permit 20150814243 for the a/c which he has renewed and he stated the building department would not let him renew permit 20141218346 for the remodel to include the a/c on 520 Drury Lane. Further investigation shows that Mr. Casey submitted a letter to cancel the remodel permit and pull individual permits. He then applied for another remodel permit 20141218443 and has requested to cancel and pull individual permits due to a code cases against this property, he explained he wanted to show some type of activity on the address. The one charge that was taken before CILB was for permit 20150814241 at 3750 Woodholm which remains expired. He stated he did not understand why the department would take action with only one expired permit. I explained to him that it was addressed on his first NOV and NOAP along with multiple discussions with him and the office staff and all permits had to be renewed and closed out by hearing date. He stated since he is unable to do work in Charlotte County he would have the owners pull the permits and I told him if he does this and a complaint is filed then we would take further disciplinary action. He proceeded to tell me that he was told by my manager that as long as he renewed the Drury Lane permit that he did not have to worry about the other. He asked to speak with my manager and go over what was discussed during the phone conversation. At that time, I asked Erin to speak with Mr. Casey to go over what he claims was discussed on the phone and clarify how he stands with the disciplinary action that was taken last month. (Exhibit 2).

Mr. Casey requested, in writing, to re-appear before this board to request that his permitting privileges and the right to work as a contractor be reinstated. We discussed the permits that remain open (Exhibit 3).

On November 18, 2016 a hearing letter was sent to Mr. Casey for December 1, 2016 (Exhibit 4).

Research of permitting database revealed that Mr. Casey has one (1) expired and three (3) issued permits that remain open. (Exhibit 5).

It is the recommendation of the Licensing Division that the permitting privileges & the right to work as a contractor in Charlotte County for Joseph M Casey be temporarily reinstated for the purpose of renewing the one (1) permit and obtain all required inspections for all open permits. He must reappear before the Board to obtain permanent reinstated once all required permits are inspected and closed.

**BEFORE THE CHARLOTTE COUNTY
CONSTRUCTION INDUSTRY LICENSING BOARD**

**CHARLOTTE COUNTY, a Political
Subdivision of the State of Florida,**

Petitioner,

v.

CASE NO. CIL-16-00422

**JOSEPH MICHAEL CASEY,
Florida Air Works Inc.,
Certified Air Conditioning Contractor,
License No. CAC1815599,**

Respondent.

_____ /

ORDER

THIS MATTER was heard by the Charlotte County Construction Industry Licensing Board, hereinafter ("BOARD"), on the 3rd day of November, 2016, for consideration of the administrative complaint filed against **Joseph Michael Casey, Certified Air Conditioning Contractor, License No. CAC1815599**. **Joseph Michael Casey** was not present to provide testimony to the Board.

The RESPONDENT was charged with the following:

CHARGE 1: Florida Building Code Sections 110.3 and 110.5, adopted by Charlotte County Code 3-2-23: The building official upon notification from the permit holder or his or her agent shall make the following inspections, and shall either release that portion of the construction or shall notify the permit holder or his or her agent of any violations which must be corrected in order to comply with the technical codes. The building official shall determine the timing and sequencing of when inspections occur and what elements are inspected at each inspection. Additionally, it shall be the duty of the holder of the building permit or their duly authorized agent to notify the building official when work is ready for inspection. It shall be the duty of the permit holder to provide access to and means for inspections of such work that are required by this code. **(1 count)**

CHARGE 2: Charlotte County Code 3-2-47 (b)(4) Willful or deliberate disregard and violation of any lawful order of the board, any provisions of Charlotte County Code, Chapter 3-2, Chapter 3-9, any provisions of any code adopted pursuant to this chapter or any state law regulating the construction industry, including Chapter 489 and Part I of Chapter 455. **(1 count)**

EXHIBIT " 1 "
10/3

CHARGE 3: Charlotte County Code 3-2-47 (b)(20) Failing to obtain inspection including but not limited to final inspection. (1 count)

Upon consideration, it is **ORDERED**:

1. The allegations of fact set forth in the Administrative Complaint are approved and adopted and incorporated herein by reference as findings of fact.
2. The conclusions of law alleged and set forth in the Administrative Complaint are approved and adopted and incorporated herein.

UPON THESE FINDINGS, by a motion duly made and seconded, the BOARD **FURTHER ORDERED** that:

1. That **Joseph Michael Casey** is found in violation as charged. **Joseph Michael Casey's** permitting privileges and the right to work as a contractor in Charlotte County be revoked.
2. It is further recommended that a copy of this case along with a copy the Board's order be forwarded to the Department of Business and Professional Regulation (DBPR) and Florida Construction Industry Licensing Board (FCLIB) with the recommendation that the State Certified Air Conditioning Contractor's License of **Joseph Michael Casey** be disciplined up to and including suspension of **Joseph Michael Casey's** Contractors license by the Florida Construction Industry Licensing Board.

In accordance with Florida Statutes, Chapter 489.131(7)(c)(d) and (e), the disciplined contractor, the complainant, or the Department of Business and Professional Regulation may challenge the local jurisdiction enforcement body's recommended penalty for Board action to the State Construction Industry Licensing Board. A challenge shall be filed within sixty (60) days of the issuance of the recommended penalty to the State Construction Industry Licensing Board in Tallahassee, Florida.

If challenged, there is a presumptive finding of probable cause and the case may proceed before the State Board without the need for a probable cause hearing.

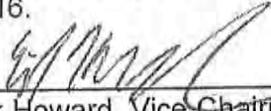
Failure of the disciplined contractor, the complainant, or the Department of Business and Professional Regulation to challenge the local jurisdiction's recommended penalty within the time period set forth in this subsection shall constitute a waiver of the right to a hearing before the State Construction Industry Licensing Board.

A waiver of the right to a hearing before the State Board shall be deemed an admission of the violation, and the penalty recommended shall become a final order

EXHIBIT " 1 "
2 of 3

according to procedures developed by State Board rule without further State Board action.

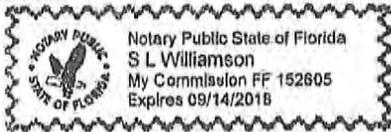
DONE AND ORDERED by the Charlotte County Construction Industry Licensing Board effective the 3rd day of November, 2016.

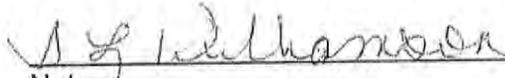


Erik Howard, Vice Chairman,
Construction Industry Licensing
Board of Charlotte County, Florida

**STATE OF FLORIDA
COUNTY OF CHARLOTTE**

The foregoing instrument was acknowledged before me this 3rd day of November, 2016, by Erik Howard, who is personally known to me and who did not take an oath.





Notary

Copy furnished to Joseph Michael Casey, Florida Air Works Inc., 521 Drury Lane, Punta Gorda, FL 33950.

LOCAL APPEAL RIGHTS

Charlotte County Code Section 3-2-42(h):

(1) An aggrieved party may appeal a final disciplinary order of the board to the 20th Judicial Circuit Court within thirty (30) days of the date the final order is signed by the Chairman.

EXHIBIT " 1 "
3 of 3



Charlotte County Government
Community Development

COMPLETE PERMIT HISTORY PRINT

Permit No. **20150814243** Permit Type / Sub-Type : Trade Permits / Residential / Mechanical
Application Status : Issued
Date Issued : 07/26/2016 Issued By : Jeannine Fettig

Master Permit :

Description of Work : CHANGE OUT UNITS

Job Address: 520 DRURY, PUNTA GORDA, FL 33950
Section: 5 Township: 41 Range: 23 Parcel ID: 412305256012
Lot/Block: 000B/0002 Subdivision: PPC

SETBACKS Front : Rear : Right : Left :

Owner Name : CASEY JOSEPH

CONTRACTOR FLORIDA AIR WORKS INC Phone : (941) 766-1181

License # : CAC1815599 Home Phone Number : 9417661181
CERT_NBR (From CDPlus) : 21126 Address Line 1 : 1804 TAMiami TRAIL
City : PORT CHARLOTTE State : FL
Address Line 2 : E-3 SUITE 311 Policy Cancellation Date :
ZIP : 33952- Exempt From Workman's Comp Requirements? : Y
Company Phone Number : 9414239086 Cancellation Date :
Exemption Expires : 06/03/2016 Insurance Company Phone :
Insurance Company : EX Expiration Date :
Effective Date :
Policy Number :

Contacts	Primary	Phone
JOSEPH M CASEY	N	9417661181
CASEY JOSEPH	Y	

APPLICATION SPECIFIC INFO

GENERAL

Expiration Date : 1/22/2017 Construction Cost : \$4,000.00
In Flood Zone? : Yes

REQUIRED HVAC INFORMATION

Type of Work : Replacement Scope : Complete System
Changes to Ductwork : No Package Unit? : No
SEER : 16 KW : 5
Tons : 2

WORKFLOW STATUS/COMMENTS

Action Date	Task	Status	Comment	By
07/26/2016	Permit Issuance	Issued		FETTIGJ
08/17/2015	Permit Issuance	Issued		FETTIGJ

COMMENTS

General Application Comments

EXHIBIT " 2 "
10/16



Charlotte County Government
Community Development

COMPLETE PERMIT HISTORY PRINT

SUBCONTRACTORS

Phone: License #: Type:

SUB-PERMITS

Application #	Status	Type	Lic Prof #	DBA	Comment
---------------	--------	------	------------	-----	---------

FEES

Fee Item	Fee Description	Fee Amt	Date	Trans Type
04RES	2004 - RESIDENTIAL PERMIT FEE	\$90.00	8/17/2015 3:34:40PM	Invoice FeeItem
2010SURCH	2010 Surcharge Fee	\$4.00	8/17/2015 3:34:40PM	Invoice FeeItem
B-RENEW	RENEW VALUATION FEE	\$90.00	7/26/2016 12:56:46PM	Invoice FeeItem

INSPECTIONS

Trans #	Inspection Type	Date	Inspector	Status/Result	Result/Date
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Comment :

CONDITIONS

Condition Type	Description	Status	Date	Severity	By
CC ADDR	Permit Hold	Met	08/19/2015		Hoyie Hague

Comment : expired permits must be resolved and the 50% Rule resolved prior to further permitting.

EXHIBIT " 2 "
2 of 6



Charlotte County Government
Community Development

COMPLETE PERMIT HISTORY PRINT

Permit No. **20150814241** Permit Type / Sub-Type : Trade Permits / Residential / Mechanical
 Application Status : Expired
 Date Issued : 02/26/2016 Issued By : Tracy Moore

Master Permit :

Description of Work : CHANGE OUT UNITS ONLY

Job Address: 3750 WOODHOLM, PUNTA GORDA, FL 33982
 Section: 4 Township: 41 Range: 23 Parcel ID: 412304427002
 Lot/Block: 0059/0026 Subdivision: TGE

SETBACKS Front : Rear : Right : Left :

Owner Name : CASEY DAN & FLORIDA AIR WORKS INC

CONTRACTOR FLORIDA AIR WORKS INC Phone : (941) 766-1181

License # : CAC1815599 Home Phone Number : 9417661181
 CERT_NBR (From CDPlus) : 21126 Address Line 1 : 1804 TAMIAMI TRAIL
 City : PORT CHARLOTTE State : FL
 Address Line 2 : E-3 SUITE 311 Policy Cancellation Date :
 ZIP : 33952- Exempt From Workman's Comp Requirements? : Y
 Company Phone Number : 9414239086 Cancellation Date :
 Exemption Expires : 06/03/2016 Insurance Company Phone :
 Insurance Company : EX Expiration Date :
 Effective Date :
 Policy Number :

Contacts	Primary	Phone
JOSEPH M CASEY	N	9417661181
CASEY DAN & FLORIDA AIR W/ Y		

APPLICATION SPECIFIC INFO

GENERAL

Expiration Date : 8/24/2016 Construction Cost : \$3,800.00
 In Flood Zone? : Yes

REQUIRED HVAC INFORMATION

Type of Work :	Replacement	Scope :	Complete System
Changes to Ductwork :	No	Package Unit? :	No
SEER :	16	KW :	10
Tons :	4		

WORKFLOW STATUS/COMMENTS

Action Date	Task	Status	Comment	By
02/26/2016	Permit Issuance	Issued		MOORET
02/26/2016	Permit Issuance	Renewed		MOORET
02/26/2016	Permit Issuance	Renewed		MOORET
02/26/2016	Permit Issuance	Issued	RENEWED	MOORET
08/17/2015	Permit Issuance	Issued		FETTIGJ

EXHIBIT " 2 "

3 of 6

COMMENTS

General Application Comments



Charlotte County Government
Community Development

COMPLETE PERMIT HISTORY PRINT

SUBCONTRACTORS

Phone: License #: Type:

SUB-PERMITS

Application # Status Type Lic Prof # DBA Comment

FEES

Fee Item	Fee Description	Fee Amt	Date	Trans Type
04RES	2004 - RESIDENTIAL PERMIT FEE	\$90.00	8/17/2015 3:32:31PM	Invoice FeeItem
2010SURCH	2010 Surcharge Fee	\$4.00	8/17/2015 3:32:31PM	Invoice FeeItem
B-EXP VAL	EXPIRED - VALUATION FEE	\$90.00	2/26/2016 11:54:49AM	Invoice FeeItem

INSPECTIONS

Trans # Inspection Type Date Inspector Status/Result Result/Date
Comment :

CONDITIONS

Condition Type Description Status Date Severity By

EXHIBIT " 2 "
4 of 6

To whom it may concern I want to
cancel remodel permit at 520 ducky ln.
I chose to pull permits individually not as
a package
permit # 2014 121 8346

10/22/15

WITNESSED SIGNATURE
JOSEPH CASEY
PERSONALLY KNOWN

Joseph Casey
10/22/15



JEANNINE FETTIG
NOTARY PUBLIC
STATE OF FLORIDA
Comm# FF169117
Expires 10/16/2018

A large, stylized handwritten signature, likely belonging to Jeannine Fettig, the notary public.

EXHIBIT " 2 "
5 of 4

20141218443

I Joseph Casey owner of 520 Drury Ln
Punta Gorda wish to cancel permit package on property and
will pull permits individually.

7-26-16

Joseph Casey



JENNIFER PETTIG
NOTARY PUBLIC
STATE OF FLORIDA
Commission #170317
Expires 12/31/2018

[Handwritten signature]

WITNESSED

SIGNATURE

JOSEPH CASEY

PERSONALLY KNOWN

7/26/2016

EXHIBIT " 2 "
4 of 4

I Joseph Casey would like to appear
before the licensing board on Dec-1st

Joseph Casey
Florida Airways inc



NOVEMBER 14, 2016
WITNESSED SIGNATURE
STATE OF FL
CHARLOTTE COUNTY
JOSEPH CASEY - PERSONALLY
KNOWN

EXHIBIT " 3 "



Charlotte County Government
Community Development

COMPLETE PERMIT HISTORY PRINT

Permit No. **20161020207** Permit Type / Sub-Type : Trade Permits / Residential / Mechanical
Application Status : Issued
Date Issued : 10/14/2016 Issued By : Tracy Moore

Master Permit :

Description of Work : CHANGE OUT A/C UNIT ONLY

Job Address: 6167 GILLOT, PORT CHARLOTTE, FL 33981
Section: 33 Township: 40 Range: 21 Parcel ID: 402133380006
Lot/Block: 0010/1687 Subdivision: PCH

SETBACKS Front : Rear : Right : Left :

Owner Name : WESTROM WESLEY J & MARILYN

CONTRACTOR FLORIDA AIR WORKS INC Phone : (941) 766-1181

License # : CAC1815599
CERT_NBR (From CDPlus) : 21126
Company Phone Number : 9414239086
Exemption Expires : 07/05/2018
Insurance Company : EX
Effective Date :
Policy Number :

Policy Cancellation Date :
Exempt From Workman's Comp Requirements? : Y
Cancellation Date :
Insurance Company Phone :
Expiration Date :

Contacts Primary Phone
JOSEPH M CASEY N 9417661181
WESTROM WESLEY J & MARIL Y

APPLICATION SPECIFIC INFO

GENERAL

Work is on or above a body of water : No Expiration Date : 4/12/2017
Construction Cost : \$3,000.00 In Flood Zone? : No
Storm related repair/replacement? : No

REQUIRED HVAC INFORMATION

Type of Work : Replacement Scope : Complete System
Changes to Ductwork : No Package Unit? : No
SEER : 15 KW : 8
Tons : 2.5 Electric or Gas Installation? : Electric

WORKFLOW STATUS/COMMENTS

Action Date	Task	Status	Comment	By
10/14/2016	Permit Issuance	Issued		MOORET

COMMENTS

General Application Comments

EXHIBIT " 5 " 10/14

SUBCONTRACTORS

Phone: License # : Type:



Charlotte County Government
Community Development

COMPLETE PERMIT HISTORY PRINT

SUB-PERMITS

Application #	Status	Type	Lic Prof #	DBA	Comment
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FEES

Fee Item	Fee Description	Fee Amt	Date	Trans Type
04RES	2004 - RESIDENTIAL PERMIT FEE	\$90.00	10/14/2016 3:25:37PM	Invoice FeeItem
2010SURCH	2010 Surcharge Fee	\$4.00	10/14/2016 3:25:37PM	Invoice FeeItem

INSPECTIONS

Trans #	Inspection Type	Date	Inspector	Status/Result	Result/Date
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Comment :

CONDITIONS

Condition Type	Description	Status	Date	Severity	By
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EXHIBIT " 5 "
3 of 4



Charlotte County Government
Community Development

COMPLETE PERMIT HISTORY PRINT

Permit No. **20161020975** Permit Type / Sub-Type : Trade Permits / Residential / Mechanical
Application Status : Issued
Date Issued : 10/26/2016 Issued By : Jessica Brown

Master Permit :

Description of Work : FULL CHANGE OUT

Job Address: 26417 COPIAPO, PUNTA GORDA, FL 33983
Section: 4 Township: 40 Range: 23 Parcel ID: 402304127009
Lot/Block: 0011/0553 Subdivision: PGI

SETBACKS Front : Rear : Right : Left :

Owner Name : US BANK TRUSTEE

CONTRACTOR FLORIDA AIR WORKS INC

Phone : (941) 766-1181

License # : CAC1815599
CERT_NBR (From CDPlus) : 21126
Company Phone Number : 9414239086
Exemption Expires : 07/05/2018
Insurance Company : EX
Effective Date :
Policy Number :

Policy Cancellation Date :
Exempt From Workman's Comp Requirements? : Y
Cancellation Date :
Insurance Company Phone :
Expiration Date :

Contacts	Primary	Phone
JOSEPH M CASEY	N	9417661181
US BANK TRUSTEE	Y	

APPLICATION SPECIFIC INFO

GENERAL

Work is on or above a body of water : No
Construction Cost : \$3,800.00
Storm related repair/replacement? : No

Expiration Date : 4/24/2017
In Flood Zone? : No

REQUIRED HVAC INFORMATION

Type of Work : Replacement
Changes to Ductwork : No
SEER : 16
Tons : 3

Scope : Complete System
Package Unit? : Yes
KW : 8
Electric or Gas Installation? : Electric

WORKFLOW STATUS/COMMENTS

Action Date	Task	Status	Comment	By
10/26/2016	Permit Issuance	Issued		BROWNJE

COMMENTS

General Application Comments

SUBCONTRACTORS

Phone: License # :

Type: EXHIBIT " 5 " 3 of 4



Charlotte County Government
Community Development

COMPLETE PERMIT HISTORY PRINT

SUB-PERMIT

Application #	Status	Type	Lic Prof #	DBA	Comment
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FEES

Fee Item	Fee Description	Fee Amt	Date	Trans Type
04RES	2004 - RESIDENTIAL PERMIT FEE	\$90.00	10/26/2016 12:44:22PM	Invoice FeeItem
2010SURCH	2010 Surcharge Fee	\$4.00	10/26/2016 12:44:22PM	Invoice FeeItem

INSPECTIONS

Trans #	Inspection Type	Date	Inspector	Status/Result	Result/Date
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Comment :

CONDITIONS

Condition Type	Description	Status	Date	Severity	By
CC PERMIT	Scrub Jay Hold	Released	10/26/2016		Jessica Brown

Comment : This application is in a Scrub Jay zone; please review, and disable this hold only if appropriate.

EXHIBIT " 5 "
4 of 4

BEFORE THE CHARLOTTE COUNTY
CONSTRUCTION INDUSTRY LICENSING BOARD

CHARLOTTE COUNTY,

Petitioner,

v.

CASE NO. CIL-16-00422

JOSEPH MICHAEL CASEY,
Florida Air Works Inc.,
Certified Air Conditioning Contractor,
License No. CAC1815599,

Respondent.

HEARING NOTICE

Per your request, you are hereby notified that you are scheduled to appear before the Construction Industry Licensing Board ("Board") to have your permitting privileges and right to work as a contractor be reinstated.

The Board will hear your case on **Thursday, December 1, 2016, at 6:00 p.m.**, or as soon thereafter as this case may be heard, in Room 119, Building A, Charlotte County Administration Center, 18500 Murdock Circle, Port Charlotte, Florida.

If you decide to appeal a decision of this Board, you will need a record of the proceedings and therefore you may need to ensure that a verbatim record of the proceedings is made upon which the appeal is to be based.

If you have any questions regarding the hearing, please contact Lorraine Lundblad at 941.764-4193 or email at Lorraine.Lundblad@CharlotteCountyFL.gov.


Sandra Williamson, Administrative Assistant,
Construction Industry Licensing Board

CERTIFICATE OF SERVICE

I certify that I have furnished a true and correct copy of the foregoing by U.S. mail on this 18th day of November, 2016, to Joseph Michael Casey, Florida Air Works Inc., 521 Drury Lane, Punta Gorda, FL 33950 and email to floridaairworksinc@gmail.com.

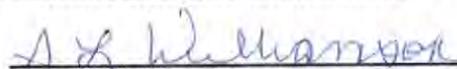

Sandra Williamson
Administrative Assistant I

EXHIBIT " 4 "

INVESTIGATIVE REPORT (EXHIBIT 1)

This action is against Rafael Lopez Gonzalez for failure to pay citation 4554, code case CIL-16-00593. The citation was issued 9-23-16 at 1:20 pm by Officer Tom Atkinson. The citation was issued for Carpentry work at 611 Rotonda Cir, Rotonda, Florida, without a certificate of competency as an carpentry contractor as required by Charlotte county code 3-2-6(A) and state of Florida code FS 489.127(1)(A). The citation carries a civil penalty of \$1,000.00. This was Mr. Ricon's 1st violation. **(Exhibit 2).**

9-23-16 - 611 Rotonda Cir., Rotonda West. On an anonymous tip of unlicensed work. Officer Atkinson and Lundblad with Work Comp investigator Zinna Vargas observed a work van and attached trailer with no markings or license number parked at this address. This was a new construction single family home. 5 individuals were doing carpentry roof truss instillation. We introduced ourselves, presented business cards and explained the reason for our visit to Jose Ruiz. Mr. Ruiz said he was in charge and owner of Damaso & Ruiz Framing, Inc. the company doing the work. He also stated the individuals on site worked for him. Review of the Florida Division of Corporations web site (Sunbiz) showed this to be an active corporation established 11-14-14. Mr. Ruiz said they had been hired by Jody Bonnau of Sunset Framing Group, LLC. Sunbiz did show this as an active corporation established 5-11-16.

We contacted Mr. Bonnau who confirmed he had hired Damaso & Ruiz Framing to do the truss work. A review of the Florida Department of Business and professional regulations database showed no license for either business. A review of the Charlotte County database showed an active license for Sunset Framing, AAA0010913. No license was found from Damaso & Ruiz Framing Inc.

When asked about the employees Mr. Ruiz again said they were his under employee leasing. The names of the employees were Carlos K. Perez, Luis R Rincon, Camilo E. Guerrero, Rafael L Gonzalez and Armando R. Hernandez. Officer Vargas researched the employment and work comp protection of the individuals and was unable to verify their employment or work comp coverage being in place for these individuals. This was done by obtaining an employee roster from the leasing company. The roster did not list these individuals. She also found no exemptions on file for the individuals working. Our research of the license databases showed no licenses on file for any of the individuals.

Based on these finding we informed Mr. Ruiz this placed him in violation of Charlotte County code requiring a license. The findings also placed the 5 individuals on site in violation too as they were not showing as employees and thus considered independent contractors of which none held the required license. He was told citations would have to be issued to all individuals on site. In addition the findings found Mr. Ruiz in violation of State Work Comp laws. The State issued a Stop Work Order (SWO) on Mr. Ruiz and his company.

I, Officer Tom Atkinson personally served Mr. Rafael L Gonzalez on site at 1:00 pm with code enforcement citation 4554. The citation was for performing work without a license, Carpentry, a violation of Charlotte County code 3-2-6(1)(a) and FS 489.127(1)(a). The citation carries a \$1,000.00 penalty. I explained to him what the citation was for, the amount of the citation, how to pay or appeal the citation and his rights. I also discussed what he needed to and how to obtain a license to perform this type of work in Charlotte County. We also discussed how they

EXHIBIT " 1 "
 10/2

could finish this job and have the SWO removed by becoming employees of the contractor. Photos were taken and we left the site. **(Exhibit 3)**

11-18-16 Payment of the fine had not been made. On 11-22-16 ANC and Notice of Hearing, CIL-16-00593 was sent 1st class mail to Mr. Gonzalez. **(Exhibit 4)**

EXHIBIT 1: Investigative Report

EXHIBIT 2: Citation 4554

EXHIBIT 3: Photos

EXHIBIT 4: Affidavit of Non-Compliance/Notice of Hearing

4554

CHARLOTTE COUNTY
COMMUNITY DEVELOPMENT
LICENSING DIVISION *CIL-16-00593*
CODE ENFORCEMENT CITATION / LICENSING

The undersigned Code Compliance official certifies that he/she has just and reasonable grounds to issue this citation on:

DAY OF WEEK	MONTH	DAY	YEAR	TIME:	AM	PM
<i>Friday</i>	<i>9</i>	<i>23</i>	<i>16</i>	<i>1:00</i>		<input checked="" type="radio"/>
TO: NAME (PRINT) FIRST		M.I.		LAST		
<i>RAFAEL LOPEZ</i>				<i>GONZALEZ</i>		
STREET						
<i>1237 Mills</i>						
CITY		STATE		ZIP		
<i>ARCADIA</i>		<i>FL</i>		<i>34265</i>		
TELEPHONE NO	DATE OF BIRTH	RACE	SEX	HT		
<i>NO HOME</i>	<i>3-14-91</i>	<i>H</i>	<i>M</i>	<i>5'4</i>		
DRIVER'S LICENSE NUMBER OR OTHER ID:				STATE		
<i>GNLPRP91031467H200</i>				<i>Mexico</i> <i>NOT REZD</i>		
OCCUPATION:			EMPLOYER:			
<i>CARPENTRY Framing</i>			<i>SELF</i>			

and that the undersigned Code Compliance Official has reasonable grounds to believe that the above person did lawfully commit the following offense or violation of the Charlotte County Code or Ordinance or Florida Statute based on the following (DATE/TIME/FACTS):

on 9.23.16 did perform carpentry Framing at 611 Rotonda cir without a certificate of competency as a carpentry Framing contractor as required by Charlotte County code 3-2-6(A)

CODE SECTION VIOLATED:	APPLICABLE CIVIL PENALTY:
<i>FS 489.167(1)(a)</i>	<i>1,000⁰⁰</i>
LOCATION OF VIOLATION:	
<i>611 Rotonda cir</i>	
1st VIOLATION <input checked="" type="checkbox"/>	REPEAT VIOLATION <input type="checkbox"/>

THE VIOLATOR HAS THE OPTION TO:

1. Pay the civil penalty within thirty days of the issuance of this citation at Charlotte County Community Development.
2. Contest the citation by requesting a hearing before the Charlotte County Construction Industry Licensing Board within 10 working days of the issuance of this citation. You may be liable for the cost of the hearing if found guilty and be subject to the maximum civil penalty of \$2,500.

WILLFUL REFUSAL TO SIGN AND ACCEPT CITATION IS A MISDEMEANOR OF THE SECOND DEGREE, PUNISHABLE AS PROVIDED IN SECTION 775.082 OR 775.083 FLORIDA STATUTES. Your signature below does not constitute an admission of guilt.

Signature of Violator	Date
<i>Rafael Gonzalez Lopez</i>	<i>9.23.16</i>
Signature of Code Compliance Official	Date
<i>[Signature]</i>	<i>9.23.16</i>

EXHIBIT " 2 "

White Copy - Code Compliance Clerk

Pink Copy - Clerk (Licensing)

Yellow Copy - Violator

Gold Copy - Code Compliance Official

611 Rotonda Cir., R.W.
9-23-16
Tom Atkinson



EXHIBIT " 3 "
10/4

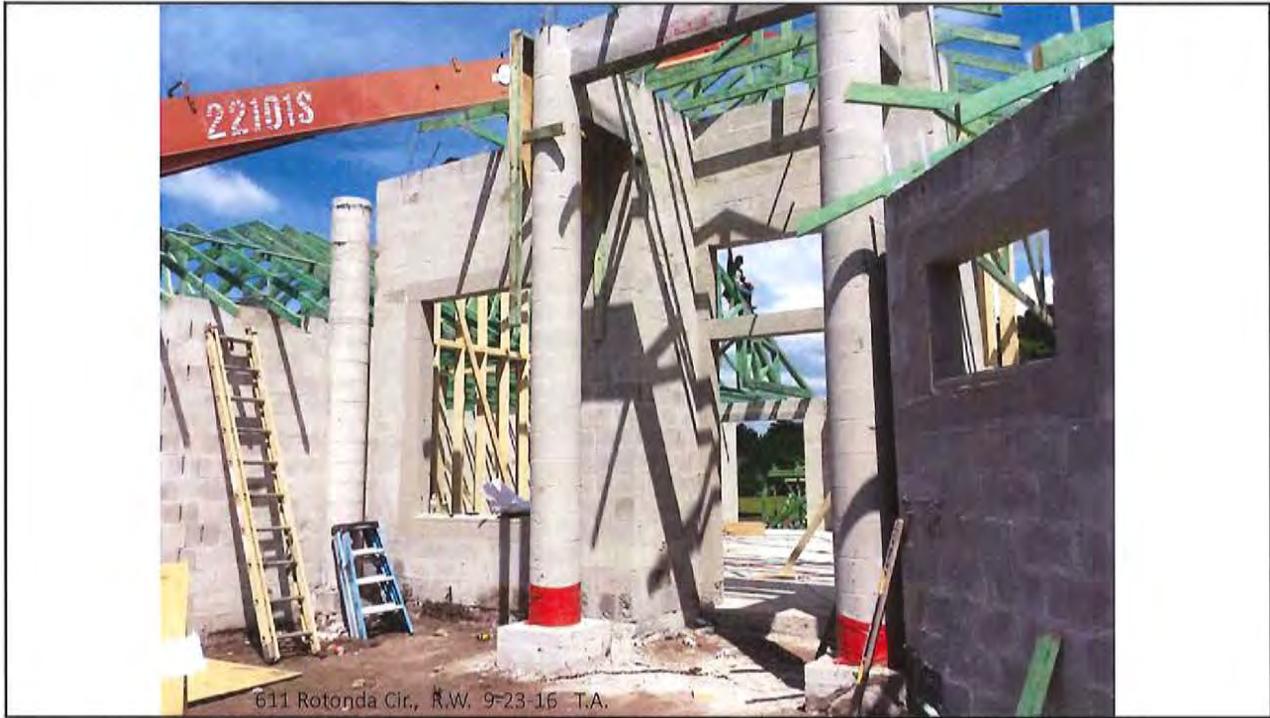


EXHIBIT " 3 "
2014



EXHIBIT " 3 "
3 of 4



EXHIBIT " 3 "
4 of 4

BEFORE THE CONSTRUCTION INDUSTRY LICENSING BOARD
IN AND FOR CHARLOTTE COUNTY, FLORIDA

CHARLOTTE COUNTY, FLORIDA,

Petitioner,

v.

CASE NO. CIL-16-00593

LUIS REY RINCON,

Respondent.

NOTICE OF NON-COMPLIANCE AND NOTICE OF HEARING

PLEASE TAKE NOTICE that the Construction Industry Licensing Board will take further action in this case as a direct result of your failure to pay **Citation No. 4554**. A copy of the Affidavit of Non-Compliance is attached for your review.

You have failed to pay the citation and you have failed to contest the citation in a timely manner. Therefore, **you have waived your right to a hearing** and the facts contained within the citation will be deemed admitted. A hearing in this matter only to file a lien for non-payment of the citation is scheduled for **December 1, 2016, at 6:00 p.m. or as soon thereafter as this case may be heard**, in Room 119, Charlotte County Administration Center, 18500 Murdock Circle, Port Charlotte, Florida. If you decide to appeal any decision made by the Charlotte County Construction Industry Licensing Board, you will need a record of the proceedings, and you may need to ensure that a verbatim record of the proceedings is made.

If you have questions concerning the citation(s), you may call Tom Atkinson, the Certified Contractor License Investigator for your case at 941.743.1544.

If you wish to pay this citation prior to the above scheduled meeting date, please pay at Building Construction Services, 18400 Murdock Circle, Port Charlotte, FL 33984-1074.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the Notice of Non-Compliance and Notice of Hearing and Affidavit of Non-Compliance has been sent by mail on this 22nd day of November, 2016, to Rafael L Gonzalez, 1237 SE Mills Avenue, Arcadia, FL 34266.

Sandra Williamson

Sandra Williamson
Administrative Assistant I

EXHIBIT " 4 "
10/2

BEFORE THE CHARLOTTE COUNTY CONSTRUCTION INDUSTRY LICENSING BOARD

CHARLOTTE COUNTY,

Petitioner,

v.

CASE NO. CIL-16-00593

RAFAEL L GONZALEZ,

Respondent,

_____ /

AFFIDAVIT OF NON-COMPLIANCE

BEFORE ME, the undersigned authority, personally appeared Tom Atkinson who having been by me first duly sworn an oath, and based upon personal knowledge of the following facts and circumstances states as follows:

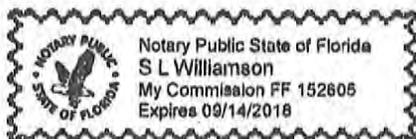
1. I Tom Atkinson, Certified Code Compliance Officer, Licensing Division, issued to the Respondent a Charlotte County Code Enforcement Citation No. 4554, for performing work without holding a certificate of competency which is in violation of Florida Statutes 489.127(1)(a) and Charlotte County Code 3-2-6(a).
2. Respondent has failed to pay the civil penalties stated in the citations.
3. Pursuant to Charlotte County Code, Sections 3-2-46(e)(6) and (f)(3), the Construction Industry Licensing Board shall enter an order which orders the respondent to pay the civil penalty set forth in the citations, to wit: \$1,000.00.
4. Pursuant to Charlotte County Code, Sections 3-2-46(e)(6) and (f)(3), a hearing shall not be necessary for the issuance of said order.
5. Pursuant to Charlotte County Code, Section 3-2-46(f)(12)(d) and F.S. 489.127(5)(h), a certified copy of such order may be recorded in the public records and thereafter shall constitute a lien against the real and personal property of the respondent.



 Tom Atkinson, Certified Code
 Compliance Officer, Licensing Division

STATE OF FLORIDA
COUNTY OF CHARLOTTE

Sworn to and subscribed before me this 18th day of November, 2016, by Tom Atkinson who is personally know to me and who did take an oath





 NOTARY PUBLIC

EXHIBIT " 4 "
 3092

BEFORE THE CONSTRUCTION INDUSTRY LICENSING BOARD
IN AND FOR CHARLOTTE COUNTY, FLORIDA

CHARLOTTE COUNTY, FLORIDA,

Petitioner,

v.

CASE NO. CIL-16-00590

CAMILO E GUERRERO,

Respondent.

_____ /

NOTICE OF NON-COMPLIANCE AND NOTICE OF HEARING

PLEASE TAKE NOTICE that the Construction Industry Licensing Board **will** take further action in this case as a direct result of your failure to pay **Citation No. 4064**. A copy of the Affidavit of Non-Compliance is attached for your review.

You have failed to pay the citation and you have failed to contest the citation in a timely manner. Therefore, **you have waived your right to a hearing** and the facts contained within the citation will be deemed admitted. A hearing in this matter only to file a lien for non-payment of the citation is scheduled for **December 1, 2016, at 6:00 p.m. or as soon thereafter as this case may be heard**, in Room 119, Charlotte County Administration Center, 18500 Murdock Circle, Port Charlotte, Florida. If you decide to appeal any decision made by the Charlotte County Construction Industry Licensing Board, you will need a record of the proceedings, and you may need to ensure that a verbatim record of the proceedings is made.

If you have questions concerning the citation(s), you may call Tom Atkinson, the Certified Contractor License Investigator for your case at 941.743.1544.

If you wish to pay this citation prior to the above scheduled meeting date, please pay at Building Construction Services, 18400 Murdock Circle, Port Charlotte, FL 33984-1074.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the Notice of Non-Compliance and Notice of Hearing and Affidavit of Non-Compliance has been sent by mail on this 22nd day of November, 2016, to Camilo E Guerrero, 3114 SW Dove Avenue, Arcadia, FL 34266.

Sandra Williamson _____

Sandra Williamson
Administrative Assistant I

BEFORE THE CHARLOTTE COUNTY CONSTRUCTION INDUSTRY LICENSING BOARD

CHARLOTTE COUNTY,

Petitioner,

v.

CASE NO. CIL-16-00590

CAMILO E GUERRERO,

Respondent,

_____ /

AFFIDAVIT OF NON-COMPLIANCE

BEFORE ME, the undersigned authority, personally appeared Tom Atkinson who having been by me first duly sworn an oath, and based upon personal knowledge of the following facts and circumstances states as follows:

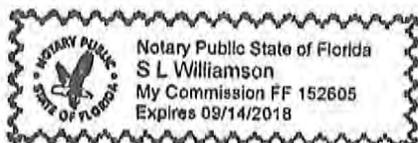
1. I Tom Atkinson, Certified Code Compliance Officer, Licensing Division, issued to the Respondent a Charlotte County Code Enforcement Citation No. 4064, for performing work without holding a certificate of competency which is in violation of Florida Statutes 489.127(1)(a) and Charlotte County Code 3-2-6(a).
2. Respondent has failed to pay the civil penalties stated in the citations.
3. Pursuant to Charlotte County Code, Sections 3-2-46(e)(6) and (f)(3), the Construction Industry Licensing Board shall enter an order which orders the respondent to pay the civil penalty set forth in the citations, to wit: \$1,000.00.
4. Pursuant to Charlotte County Code, Sections 3-2-46(e)(6) and (f)(3), a hearing shall not be necessary for the issuance of said order.
5. Pursuant to Charlotte County Code, Section 3-2-46(f)(12)(d) and F.S. 489.127(5)(h), a certified copy of such order may be recorded in the public records and thereafter shall constitute a lien against the real and personal property of the respondent.



Tom Atkinson, Certified Code
Compliance Officer, Licensing Division

STATE OF FLORIDA
COUNTY OF CHARLOTTE

Sworn to and subscribed before me this 18th day of November, 2016, by Tom Atkinson who is personally know to me and who did take an oath





NOTARY PUBLIC

INVESTIGATIVE REPORT (EXHIBIT 1)

This action is against Camilo E Guerrero for failure to pay citation 4064, code case CIL-16-00590. The citation was issued 9-23-16 at 1:20 pm by Officer Tom Atkinson. The citation was issued for Carpentry work at 611 Rotonda Cir, Rotonda, Florida, without a certificate of competency as an carpentry contractor as required by Charlotte county code 3-2-6(A) and state of Florida code FS 489.127(1)(A). The citation carries a civil penalty of \$1,000.00. This was Mr. Ricon's 1st violation. **(Exhibit 2).**

9-23-16 - 611 Rotonda Cir., Rotonda West. On an anonymous tip of unlicensed work. Officer Atkinson and Lundblad with Work Comp investigator Zinna Vargas observed a work van and attached trailer with no markings or license number parked at this address. This was a new construction single family home. 5 individuals were doing carpentry roof truss installation. We introduced ourselves, presented business cards and explained the reason for our visit to Jose Ruiz. Mr. Ruiz said he was in charge and owner of Damaso & Ruiz Framing, Inc. the company doing the work. He also stated the individuals on site worked for him. Review of the Florida Division of Corporations web site (Sunbiz) showed this to be an active corporation established 11-14-14. Mr. Ruiz said they had been hired by Jody Bonnau of Sunset Framing Group, LLC. Sunbiz did show this as an active corporation established 5-11-16.

We contacted Mr. Bonnau who confirmed he had hired Damaso & Ruiz Framing to do the truss work. A review of the Florida Department of Business and professional regulations database showed no license for either business. A review of the Charlotte County database showed an active license for Sunset Framing, AAA0010913. No license was found from Damaso & Ruiz Framing Inc.

When asked about the employees Mr. Ruiz again said they were his under employee leasing. The names of the employees were Carlos K. Perez, Luis R Rincon, Camilo E. Guerrero, Rafael L Gonzalez and Armando R. Hernandez. Officer Vargas researched the employment and work comp protection of the individuals and was unable to verify their employment or work comp coverage being in place for these individuals. This was done by obtaining an employee roster from the leasing company. The roster did not list these individuals. She also found no exemptions on file for the individuals working. Our research of the license databases showed no licenses on file for any of the individuals.

Based on these finding we informed Mr. Ruiz this placed him in violation of Charlotte County code requiring a license. The findings also placed the 5 individuals on site in violation too as they were not showing as employees and thus considered independent contractors of which none held the required license. He was told citations would have to be issued to all individuals on site. In addition the findings found Mr. Ruiz in violation of State Work Comp laws. The State issued a Stop Work Order (SWO) on Mr. Ruiz and his company.

I, Officer Tom Atkinson personally served Mr. Camilo E Guerrero on site at 1:20 pm with code enforcement citation 4064. The citation was for performing work without a license, Carpentry, a violation of Charlotte County code 3-2-6(1)(a) and FS 489.127(1)(a). The citation carries a \$1,000.00 penalty. I explained to him what the citation was for, the amount of the citation, how to pay or appeal the citation and his rights. I also discussed what he needed to and how to obtain a license to perform this type of work in Charlotte County. We also discussed how they

EXHIBIT " 1 "
 1062

could finish this job and have the SWO removed by becoming employees of the contractor. Photos were taken and we left the site. **(Exhibit 3)**

11-18-16 Payment of the fine had not been made. On 11-22-16 ANC and Notice of Hearing, CIL-16-00590 was sent 1st class mail to Mr. Guerrrero. **(Exhibit 4)**

EXHIBIT 1: Investigative Report

EXHIBIT 2: Citation 4064

EXHIBIT 3: Photos

EXHIBIT 4: Affidavit of Non-Compliance/Notice of Hearing

EXHIBIT " 1 "
2012

CHARLOTTE COUNTY
COMMUNITY DEVELOPMENT
LICENSING DIVISION
CODE ENFORCEMENT CITATION / LICENSING CIL-16-00590

The undersigned Code Compliance official certifies that he/she has just and reasonable grounds to issue this citation on:

DAY OF WEEK	MONTH	DAY	YEAR	TIME:	AM	PM
Friday	9	23	16	1:00		<input checked="" type="radio"/>
TO: NAME (PRINT) FIRST		M.I.	LAST			
CAMILO		E	Guerrero			
STREET						
3114 SW DOVE AVE						
CITY		STATE	ZIP			
ARCADIA		FL	34260			
TELEPHONE NO	DATE OF BIRTH	RACE	SEX	HT		
941-204-0022	20-76	H	M	5'5"		
DRIVER'S LICENSE NUMBER OR OTHER ID:						
200390887		MEXICO		STATE ZIP		
OCCUPATION:			EMPLOYER:			
carpentry framing			SELF			

and that the undersigned Code Compliance Official has reasonable grounds to believe that the above person did lawfully commit the following offense or violation of the Charlotte County Code or Ordinance or Florida Statute based on the following (DATE/TIME/FACTS):

on 9-23-16 did perform carpentry framing at 611 Rotonda circle without a certificate of competency as required by Charlotte County code 3-26(A) as a carpentry framing contractor

CODE SECTION VIOLATED:	APPLICABLE CIVIL PENALTY:
FS 489.127(1)(A)	1000
LOCATION OF VIOLATION:	
611 Rotonda circle	
1st VIOLATION	REPEAT VIOLATION
X	

THE VIOLATOR HAS THE OPTION TO:

1. Pay the civil penalty within thirty days of the issuance of this citation at Charlotte County Community Development.
2. Contest the citation by requesting a hearing before the Charlotte County Construction Industry Licensing Board within 10 working days of the issuance of this citation. You may be liable for the cost of the hearing if found guilty and be subject to the maximum civil penalty of \$2,500.

WILLFUL REFUSAL TO SIGN AND ACCEPT CITATION IS A MISDEMEANOR OF THE SECOND DEGREE, PUNISHABLE AS PROVIDED IN SECTION 775.082 OR 775.083 FLORIDA STATUTES. Your signature below does not constitute an admission of guilt.

Signature of Violator	Date
X Camilo Espinoza	
Signature of Code Compliance Official	Date
[Signature]	9-23-16

EXHIBIT " 2 "

White Copy - Code Compliance Clerk

Pink Copy - Clerk (Licensing)

Yellow Copy - Violator

Gold Copy - Code Compliance Official

611 Rotonda Cir., R.W.
9-23-16
Tom Atkinson



EXHIBIT " 3 / 10 of 4 "

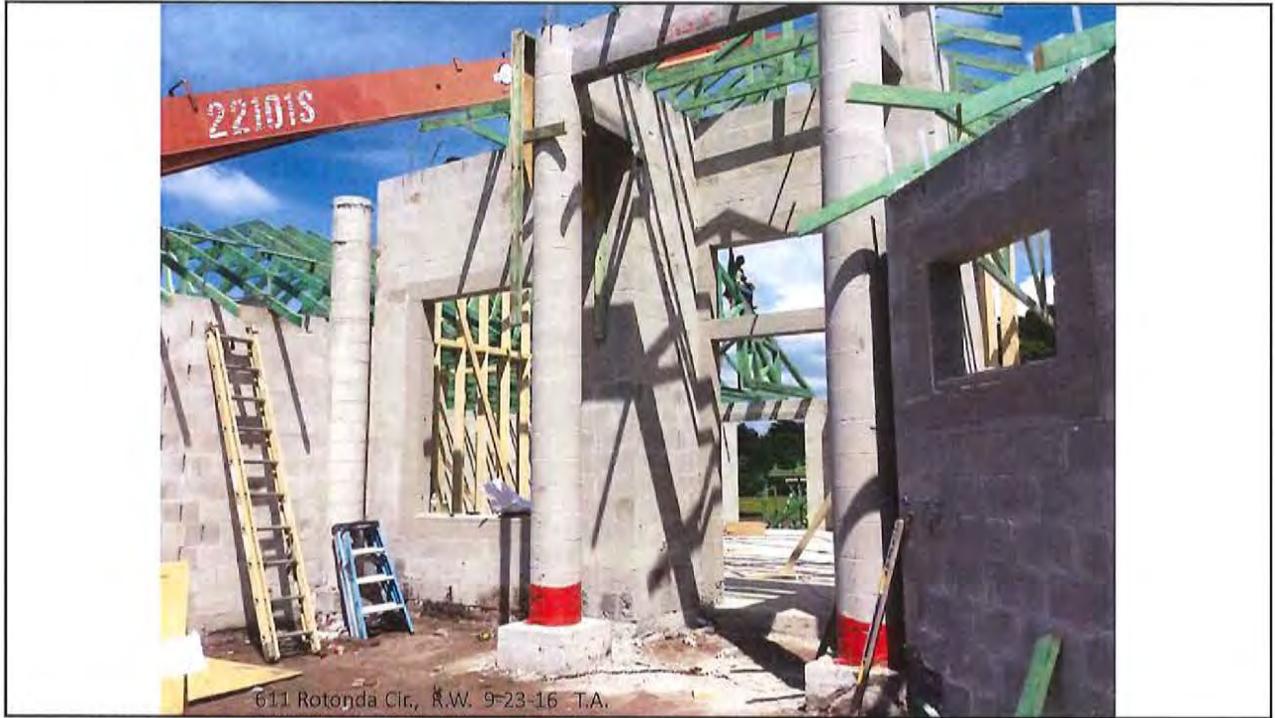


EXHIBIT " 3 "
 2014



EXHIBIT " 3 "
 3074



EXHIBIT " 3 "
404

BEFORE THE CONSTRUCTION INDUSTRY LICENSING BOARD
IN AND FOR CHARLOTTE COUNTY, FLORIDA

CHARLOTTE COUNTY, FLORIDA,

Petitioner,

v.

CASE NO. CIL-16-00590

CAMILO E GUERRERO,

Respondent.

NOTICE OF NON-COMPLIANCE AND NOTICE OF HEARING

PLEASE TAKE NOTICE that the Construction Industry Licensing Board will take further action in this case as a direct result of your failure to pay **Citation No. 4064**. A copy of the Affidavit of Non-Compliance is attached for your review.

You have failed to pay the citation and you have failed to contest the citation in a timely manner. Therefore, **you have waived your right to a hearing** and the facts contained within the citation will be deemed admitted. A hearing in this matter only to file a lien for non-payment of the citation is scheduled for **December 1, 2016, at 6:00 p.m. or as soon thereafter as this case may be heard**, in Room 119, Charlotte County Administration Center, 18500 Murdock Circle, Port Charlotte, Florida. If you decide to appeal any decision made by the Charlotte County Construction Industry Licensing Board, you will need a record of the proceedings, and you may need to ensure that a verbatim record of the proceedings is made.

If you have questions concerning the citation(s), you may call Tom Atkinson, the Certified Contractor License Investigator for your case at 941.743.1544.

If you wish to pay this citation prior to the above scheduled meeting date, please pay at Building Construction Services, 18400 Murdock Circle, Port Charlotte, FL 33984-1074.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the Notice of Non-Compliance and Notice of Hearing and Affidavit of Non-Compliance has been sent by mail on this 22nd day of November, 2016, to Camilo E Guerrero, 3114 SW Dove Avenue, Arcadia, FL 34266.

Sandra Williamson

Sandra Williamson
Administrative Assistant I

EXHIBIT " 4 "

Top 2

BEFORE THE CHARLOTTE COUNTY CONSTRUCTION INDUSTRY LICENSING BOARD

CHARLOTTE COUNTY,

Petitioner,

v.

CASE NO. CIL-16-00590

CAMILO E GUERRERO,

Respondent,

_____ /

AFFIDAVIT OF NON-COMPLIANCE

BEFORE ME, the undersigned authority, personally appeared Tom Atkinson who having been by me first duly sworn an oath, and based upon personal knowledge of the following facts and circumstances states as follows:

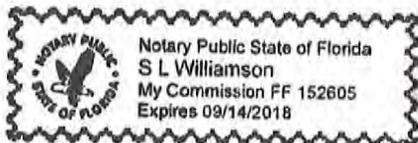
1. I Tom Atkinson, Certified Code Compliance Officer, Licensing Division, issued to the Respondent a Charlotte County Code Enforcement Citation No. 4064, for performing work without holding a certificate of competency which is in violation of Florida Statutes 489.127(1)(a) and Charlotte County Code 3-2-6(a).
2. Respondent has failed to pay the civil penalties stated in the citations.
3. Pursuant to Charlotte County Code, Sections 3-2-46(e)(6) and (f)(3), the Construction Industry Licensing Board shall enter an order which orders the respondent to pay the civil penalty set forth in the citations, to wit: \$1,000.00.
4. Pursuant to Charlotte County Code, Sections 3-2-46(e)(6) and (f)(3), a hearing shall not be necessary for the issuance of said order.
5. Pursuant to Charlotte County Code, Section 3-2-46(f)(12)(d) and F.S. 489.127(5)(h), a certified copy of such order may be recorded in the public records and thereafter shall constitute a lien against the real and personal property of the respondent.

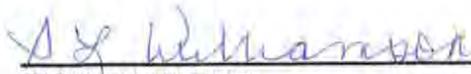


 Tom Atkinson, Certified Code
 Compliance Officer, Licensing Division

STATE OF FLORIDA
COUNTY OF CHARLOTTE

Sworn to and subscribed before me this 18th day of November, 2016, by Tom Atkinson who is personally know to me and who did take an oath





 NOTARY PUBLIC

EXHIBIT " 4 "
 2012

BEFORE THE CONSTRUCTION INDUSTRY LICENSING BOARD
IN AND FOR CHARLOTTE COUNTY, FLORIDA

CHARLOTTE COUNTY, FLORIDA,

Petitioner,

v.

CASE NO. CIL-16-00594

ARMANDO R HERNANDEZ,

Respondent.

NOTICE OF NON-COMPLIANCE AND NOTICE OF HEARING

PLEASE TAKE NOTICE that the Construction Industry Licensing Board will take further action in this case as a direct result of your failure to pay **Citation No. 4062**. A copy of the Affidavit of Non-Compliance is attached for your review.

You have failed to pay the citation and you have failed to contest the citation in a timely manner. Therefore, **you have waived your right to a hearing** and the facts contained within the citation will be deemed admitted. A hearing in this matter only to file a lien for non-payment of the citation is scheduled for **December 1, 2016, at 6:00 p.m. or as soon thereafter as this case may be heard**, in Room 119, Charlotte County Administration Center, 18500 Murdock Circle, Port Charlotte, Florida. If you decide to appeal any decision made by the Charlotte County Construction Industry Licensing Board, you will need a record of the proceedings, and you may need to ensure that a verbatim record of the proceedings is made.

If you have questions concerning the citation(s), you may call Tom Atkinson, the Certified Contractor License Investigator for your case at 941.743.1544.

If you wish to pay this citation prior to the above scheduled meeting date, please pay at Building Construction Services, 18400 Murdock Circle, Port Charlotte, FL 33984-1074.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the Notice of Non-Compliance and Notice of Hearing and Affidavit of Non-Compliance has been sent by mail on this 22nd day of November, 2016, to Armando Hernandez, 6135 SW Macro Avenue, Arcadia, FL 34266.

Sandra Williamson

Sandra Williamson
Administrative Assistant I

BEFORE THE CHARLOTTE COUNTY CONSTRUCTION INDUSTRY LICENSING BOARD

CHARLOTTE COUNTY,

Petitioner,

v.

CASE NO. CIL-16-00594

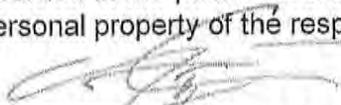
ARMANDO R HERNANDEZ,

Respondent,

AFFIDAVIT OF NON-COMPLIANCE

BEFORE ME, the undersigned authority, personally appeared Tom Atkinson who having been by me first duly sworn an oath, and based upon personal knowledge of the following facts and circumstances states as follows:

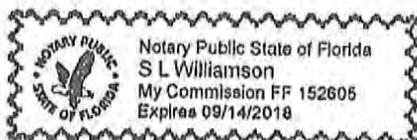
1. I Tom Atkinson, Certified Code Compliance Officer, Licensing Division, issued to the Respondent a Charlotte County Code Enforcement Citation No. 4554, for performing work without holding a certificate of competency which is in violation of Florida Statutes 489.127(1)(a) and Charlotte County Code 3-2-6(a).
2. Respondent has failed to pay the civil penalties stated in the citations.
3. Pursuant to Charlotte County Code, Sections 3-2-46(e)(6) and (f)(3), the Construction Industry Licensing Board shall enter an order which orders the respondent to pay the civil penalty set forth in the citations, to wit: \$1,000.00.
4. Pursuant to Charlotte County Code, Sections 3-2-46(e)(6) and (f)(3), a hearing shall not be necessary for the issuance of said order.
5. Pursuant to Charlotte County Code, Section 3-2-46(f)(12)(d) and F.S. 489.127(5)(h), a certified copy of such order may be recorded in the public records and thereafter shall constitute a lien against the real and personal property of the respondent.



Tom Atkinson, Certified Code
Compliance Officer, Licensing Division

STATE OF FLORIDA
COUNTY OF CHARLOTTE

Sworn to and subscribed before me this 18th day of November, 2016, by Tom Atkinson who is personally know to me and who did take an oath





NOTARY PUBLIC

INVESTIGATIVE REPORT (EXHIBIT 1)

This action is against Armando R Hernandez for failure to pay citation 4062, code case CIL-16-00594. The citation was issued 9-23-16 at 1:20 pm by Officer Tom Atkinson. The citation was issued for Carpentry work at 611 Rotonda Cir, Rotonda, Florida, without a certificate of competency as an carpentry contractor as required by Charlotte county code 3-2-6(A) and state of Florida code FS 489.127(1)(A). The citation carries a civil penalty of \$1,000.00. This was Mr. Hernandez's 1st violation. **(Exhibit 2).**

9-23-16 - 611 Rotonda Cir., Rotonda West. On an anonymous tip of unlicensed work. Officer Atkinson and Lundblad with Work Comp investigator Zinna Vargas observed a work van and attached trailer with no markings or license number parked at this address. This was a new construction single family home. 5 individuals were doing carpentry roof truss installation. We introduced ourselves, presented business cards and explained the reason for our visit to Jose Ruiz. Mr. Ruiz said he was in charge and owner of Damaso & Ruiz Framing, Inc. the company doing the work. He also stated the individuals on site worked for him. Review of the Florida Division of Corporations web site (Sunbiz) showed this to be an active corporation established 11-14-14. Mr. Ruiz said they had been hired by Jody Bonnau of Sunset Framing Group, LLC. Sunbiz did show this as an active corporation established 5-11-16.

We contacted Mr. Bonnau who confirmed he had hired Damaso & Ruiz Framing to do the truss work. A review of the Florida Department of Business and professional regulations database showed no license for either business. A review of the Charlotte County database showed an active license for Sunset Framing, AAA0010913. No license was found from Damaso & Ruiz Framing Inc.

When asked about the employees Mr. Ruiz again said they were his under employee leasing. The names of the employees were Carlos K. Perez, Luis R Rincon, Camilo E. Guerrero, Rafael L Gonzalez and Armando R. Hernandez. Officer Vargas researched the employment and work comp protection of the individuals and was unable to verify their employment or work comp coverage being in place for these individuals. This was done by obtaining an employee roster from the leasing company. The roster did not list these individuals. She also found no exemptions on file for the individuals working. Our research of the license databases showed no licenses on file for any of the individuals.

Based on these finding we informed Mr. Ruiz this placed him in violation of Charlotte County code requiring a license. The findings also placed the 5 individuals on site in violation too as they were not showing as employees and thus considered independent contractors of which none held the required license. He was told citations would have to be issued to all individuals on site. In addition the findings found Mr. Ruiz in violation of State Work Comp laws. The State issued a Stop Work Order (SWO) on Mr. Ruiz and his company.

I, Officer Tom Atkinson personally served Mr. Armando R Hernandez on site at 1:00 pm with code enforcement citation 4062. The citation was for performing work without a license, Carpentry, a violation of Charlotte County code 3-2-6(1)(a) and FS 489.127(1)(a). The citation carries a \$1,000.00 penalty. I explained to him what the citation was for, the amount of the citation, how to pay or appeal the citation and his rights. I also discussed what he needed to and how to obtain a license to perform this type of work in Charlotte County. We also

discussed how they could finish this job and have the SWO removed by becoming employees of the contractor. Photos were taken and we left the site. **(Exhibit 3)**

11-18-16 Payment of the fine had not been made. On 11-22-16 ANC and Notice of Hearing, CIL-16-00593 was sent 1st class mail to Mr. Hernandez. **(Exhibit 4)**

EXHIBIT 1: Investigative Report

EXHIBIT 2: Citation 4062

EXHIBIT 3: Photos

EXHIBIT 4: Affidavit of Non-Compliance/Notice of Hearing

CHARLOTTE COUNTY
COMMUNITY DEVELOPMENT
LICENSING DIVISION *CL-16-00594*
CODE ENFORCEMENT CITATION / LICENSING

The undersigned Code Compliance official certifies that he/she has just and reasonable grounds to issue this citation on:

DAY OF WEEK	MONTH	DAY	YEAR	TIME:	AM	<input checked="" type="radio"/> PM
<i>Friday</i>	<i>9</i>	<i>23</i>	<i>16</i>	<i>1:00</i>		
TO: NAME (PRINT) FIRST		M.I.	LAST			
<i>ARMANDO</i>		<i>R</i>	<i>Hernandez</i>			
STREET						
<i>6135 SW MARCO AVE</i>						
CITY		STATE	ZIP			
<i>ARCADIA</i>		<i>FL</i>	<i>34266</i>			
TELEPHONE NO	DATE OF BIRTH	RACE	SEX	HT		
<i>No Home</i>	<i>10-23-63</i>	<i>H</i>	<i>M</i>	<i>5'4</i>		
DRIVER'S LICENSE NUMBER OR OTHER ID:						
<i>Mexico ID</i>		STATE	ZIP			
OCCUPATION:		EMPLOYER:				
<i>Carpet Fringing</i>		<i>Self</i>				

and that the undersigned Code Compliance Official has reasonable grounds to believe that the above person did lawfully commit the following offense or violation of the Charlotte County Code or Ordinance or Florida Statute based on the following (DATE/TIME/FACTS):

On 9-23-16 did perform carpet fringing at 611 Rotonda Cir without a certificate of competency as a carpet fringing contractor as required by Charlotte County Code 3-26(A)

CODE SECTION VIOLATED:	APPLICABLE CIVIL PENALTY:
<i>FS 489.127(1)(A)</i>	<i>\$1,000</i>
LOCATION OF VIOLATION:	
<i>611 Rotonda Cir</i>	
1st VIOLATION <input checked="" type="checkbox"/>	REPEAT VIOLATION <input type="checkbox"/>

THE VIOLATOR HAS THE OPTION TO:

1. Pay the civil penalty within thirty days of the issuance of this citation at Charlotte County Community Development.
2. Contest the citation by requesting a hearing before the Charlotte County Construction Industry Licensing Board within 10 working days of the issuance of this citation. You may be liable for the cost of the hearing if found guilty and be subject to the maximum civil penalty of \$2,500.

WILLFUL REFUSAL TO SIGN AND ACCEPT CITATION IS A MISDEMEANOR OF THE SECOND DEGREE, PUNISHABLE AS PROVIDED IN SECTION 775.082 OR 775.083 FLORIDA STATUTES. Your signature below does not constitute an admission of guilt.

Signature of Violator	Date
<i>[Signature]</i>	<i>9-23-16</i>
Signature of Code Compliance Official	Date
<i>[Signature]</i>	<i>9-23-16</i>

EXHIBIT " 2 "

611 Rotonda Cir., R.W.
9-23-16
Tom Atkinson



EXHIBIT " 3 "
10/4

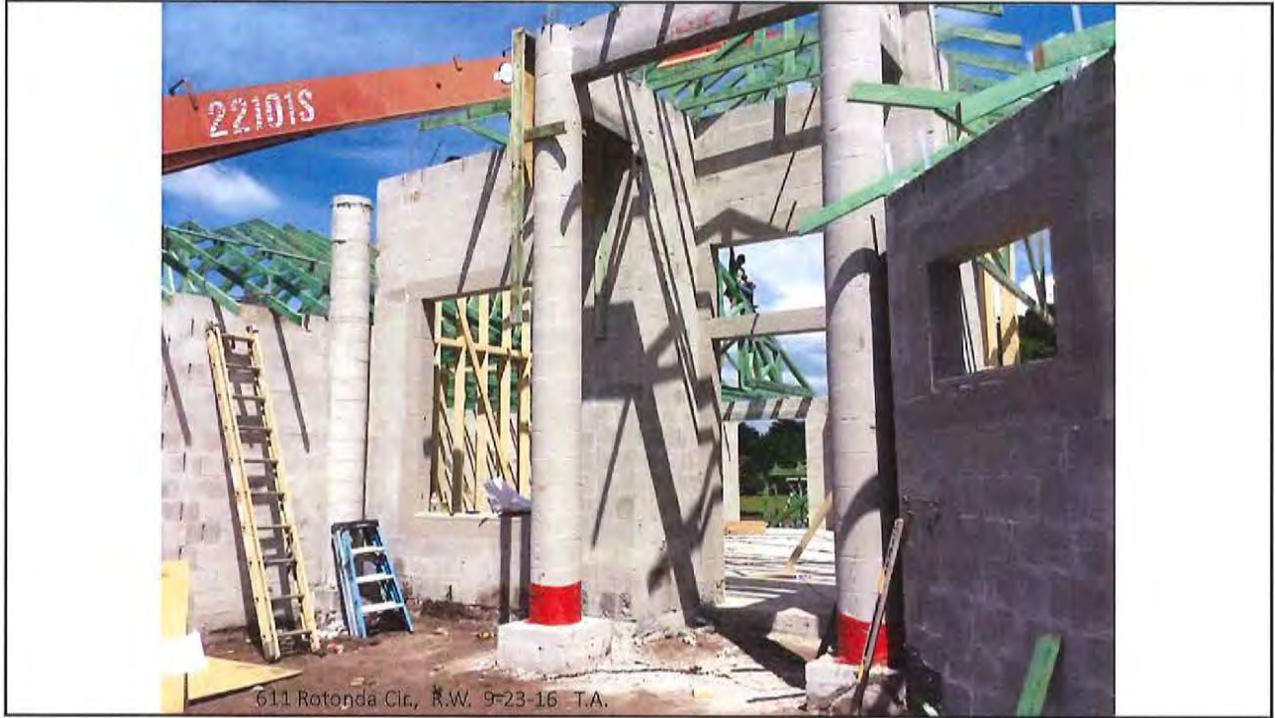


EXHIBIT " 3 "
 2014



EXHIBIT "
3 of 4



EXHIBIT " $\frac{3}{4 \text{ of } 4}$ "

BEFORE THE CONSTRUCTION INDUSTRY LICENSING BOARD
IN AND FOR CHARLOTTE COUNTY, FLORIDA

CHARLOTTE COUNTY, FLORIDA,

Petitioner,

v.

CASE NO. CIL-16-00594

ARMANDO R HERNANDEZ,

Respondent.

_____ /

NOTICE OF NON-COMPLIANCE AND NOTICE OF HEARING

PLEASE TAKE NOTICE that the Construction Industry Licensing Board **will** take further action in this case as a direct result of your failure to pay **Citation No. 4062**. A copy of the Affidavit of Non-Compliance is attached for your review.

You have failed to pay the citation and you have failed to contest the citation in a timely manner. Therefore, **you have waived your right to a hearing** and the facts contained within the citation will be deemed admitted. A hearing in this matter only to file a lien for non-payment of the citation is scheduled for **December 1, 2016, at 6:00 p.m. or as soon thereafter as this case may be heard**, in Room 119, Charlotte County Administration Center, 18500 Murdock Circle, Port Charlotte, Florida. If you decide to appeal any decision made by the Charlotte County Construction Industry Licensing Board, you will need a record of the proceedings, and you may need to ensure that a verbatim record of the proceedings is made.

If you have questions concerning the citation(s), you may call Tom Atkinson, the Certified Contractor License Investigator for your case at 941.743.1544.

If you wish to pay this citation prior to the above scheduled meeting date, please pay at Building Construction Services, 18400 Murdock Circle, Port Charlotte, FL 33984-1074.

CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that a true and correct copy of the Notice of Non-Compliance and Notice of Hearing and Affidavit of Non-Compliance has been sent by mail on this 22nd day of November, 2016, to Armando Hernandez, 6135 SW Macro Avenue, Arcadia, FL 34266.

Sandra Williamson _____

Sandra Williamson
Administrative Assistant I

EXHIBIT " 4 "
10/2

BEFORE THE CHARLOTTE COUNTY CONSTRUCTION INDUSTRY LICENSING BOARD

CHARLOTTE COUNTY,

Petitioner,

v.

CASE NO. CIL-16-00594

ARMANDO R HERNANDEZ,

Respondent,

_____ /

AFFIDAVIT OF NON-COMPLIANCE

BEFORE ME, the undersigned authority, personally appeared Tom Atkinson who having been by me first duly sworn an oath, and based upon personal knowledge of the following facts and circumstances states as follows:

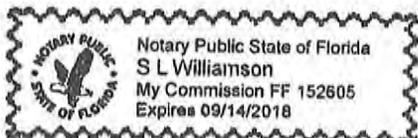
1. I Tom Atkinson, Certified Code Compliance Officer, Licensing Division, issued to the Respondent a Charlotte County Code Enforcement Citation No. 4554, for performing work without holding a certificate of competency which is in violation of Florida Statutes 489.127(1)(a) and Charlotte County Code 3-2-6(a).
2. Respondent has failed to pay the civil penalties stated in the citations.
3. Pursuant to Charlotte County Code, Sections 3-2-46(e)(6) and (f)(3), the Construction Industry Licensing Board shall enter an order which orders the respondent to pay the civil penalty set forth in the citations, to wit: \$1,000.00.
4. Pursuant to Charlotte County Code, Sections 3-2-46(e)(6) and (f)(3), a hearing shall not be necessary for the issuance of said order.
5. Pursuant to Charlotte County Code, Section 3-2-46(f)(12)(d) and F.S. 489.127(5)(h), a certified copy of such order may be recorded in the public records and thereafter shall constitute a lien against the real and personal property of the respondent.

[Handwritten Signature]

Tom Atkinson, Certified Code Compliance Officer, Licensing Division

STATE OF FLORIDA
COUNTY OF CHARLOTTE

Sworn to and subscribed before me this 18th day of November, 2016, by Tom Atkinson who is personally know to me and who did take an oath



[Handwritten Signature]
NOTARY PUBLIC

EX-1107 "4"
2012

BEFORE THE CONSTRUCTION INDUSTRY LICENSING BOARD
IN AND FOR CHARLOTTE COUNTY, FLORIDA

CHARLOTTE COUNTY, FLORIDA,

Petitioner,

v.

CASE NO. CIL-16-00596

JACKIE RAY MOOSE,

Respondent.

NOTICE OF NON-COMPLIANCE AND NOTICE OF HEARING

PLEASE TAKE NOTICE that the Construction Industry Licensing Board will take further action in this case as a direct result of your failure to pay **Citation No. 4557**. A copy of the Affidavit of Non-Compliance is attached for your review.

You have failed to pay the citation and you have failed to contest the citation in a timely manner. Therefore, **you have waived your right to a hearing** and the facts contained within the citation will be deemed admitted. A hearing in this matter only to file a lien for non-payment of the citation is scheduled for **December 1, 2016, at 6:00 p.m. or as soon thereafter as this case may be heard**, in Room 119, Charlotte County Administration Center, 18500 Murdock Circle, Port Charlotte, Florida. If you decide to appeal any decision made by the Charlotte County Construction Industry Licensing Board, you will need a record of the proceedings, and you may need to ensure that a verbatim record of the proceedings is made.

If you have questions concerning the citation(s), you may call Tom Atkinson, the Certified Contractor License Investigator for your case at 941.743.1544.

If you wish to pay this citation prior to the above scheduled meeting date, please pay at Building Construction Services, 18400 Murdock Circle, Port Charlotte, FL 33984-1074.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the Notice of Non-Compliance and Notice of Hearing and Affidavit of Non-Compliance has been sent by mail on this 22nd day of November, 2016, to Jackie Ray Moose, 5236 Palena Boulevard, North Port, FL 34287.

Sandra Williamson

Sandra Williamson
Administrative Assistant I

BEFORE THE CHARLOTTE COUNTY CONSTRUCTION INDUSTRY LICENSING BOARD

CHARLOTTE COUNTY,

Petitioner,

v.

CASE NO. CIL-16-00596

JACKIE RAY MOOSE,

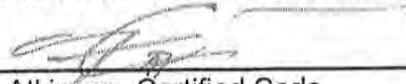
Respondent,

_____ /

AFFIDAVIT OF NON-COMPLIANCE

BEFORE ME, the undersigned authority, personally appeared Tom Atkinson who having been by me first duly sworn an oath, and based upon personal knowledge of the following facts and circumstances states as follows:

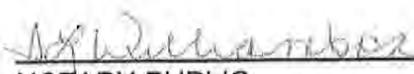
1. I Tom Atkinson, Certified Code Compliance Officer, Licensing Division, issued to the Respondent a Charlotte County Code Enforcement Citation No. 4557, for performing work without holding a certificate of competency which is in violation of Florida Statutes 489.127(1)(a) and Charlotte County Code 3-2-6(a).
2. Respondent has failed to pay the civil penalties stated in the citations.
3. Pursuant to Charlotte County Code, Sections 3-2-46(e)(6) and (f)(3), the Construction Industry Licensing Board shall enter an order which orders the respondent to pay the civil penalty set forth in the citations, to wit: \$1,000.00.
4. Pursuant to Charlotte County Code, Sections 3-2-46(e)(6) and (f)(3), a hearing shall not be necessary for the issuance of said order.
5. Pursuant to Charlotte County Code, Section 3-2-46(f)(12)(d) and F.S. 489.127(5)(h), a certified copy of such order may be recorded in the public records and thereafter shall constitute a lien against the real and personal property of the respondent.



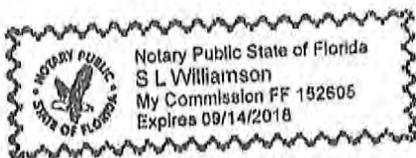
 Tom Atkinson, Certified Code
 Compliance Officer, Licensing Division

STATE OF FLORIDA
COUNTY OF CHARLOTTE

Sworn to and subscribed before me this 18th day of November, 2016, by Tom Atkinson who is personally know to me and who did take an oath



 NOTARY PUBLIC



INVESTIGATIVE REPORT (EXHIBIT 1)

This action is against Jackie Ray Moose for failure to pay citation 4557, code case CIL-16-00596. The citation was issued 10-4-16 at 12:20 pm by Officer Tom Atkinson. The citation was issued for Carpentry work at 1886 Nuremberg Blvd., Punta Gorda Florida, without a certificate of competency as an carpentry contractor as required by Charlotte County code 3-2-6(A) and state of Florida code FS 489.127(1)(A). The citation carries a civil penalty of \$1,000.00. This was Mr. Moose's 1st violation. **(Exhibit 2).**

10-4-16, 1886 Nuremberg Blvd., P.C. Proactive search for unlicensed and unpermitted work. Officer's Tom Atkinson and Jim Davis observed a work truck and trailer with Infinity Construction & Design, Inc. markings, license number CGC1514713 parked at this address. This was a residential single family home being remodeled. We observed 4 individuals working on site.

We introduced ourselves, presented business cards and explained the reason for our visit. The individuals identified themselves as Ryan Burlew owner of Infinity, Jackie Moose, Christopher Wilson and Norman Powell. Mr. Burlew stated the individuals were employees of Infinity Construction & Design, Inc. They were remodeling the interior of the house. Mr. Burlew initially stated the employees were on a leasing plan and covered by work comp. When I, Officer Atkinson asked for the contact name and leasing company I was told Infinity used integrity leasing and the contact person was Heather. I then asked Mr. Burlew to call Heather and inform her I needed to confirm the individuals were shown on the employment roster. At this point Mr. Burlew said the individuals were not on his leasing. He was paying them cash. When asked, the 3 individuals stated they did not hold any contractors licenses.

Research of the Charlotte county data base showed Infinity Construction & Design, Inc. as registered and active. A permit was on file for the remodel work. Research of the Florida Division of Corporations showed Mr. Burlew as an officer of the company.

Mr. Burlew and the workers were told because the workers were not shown as officers nor employees of the company this made the 3 men unlicensed independent contractors. I explained since Charlotte County requires a license for contractors this put them in violation of Charlotte County Code requirements and citations for unlicensed work would have to be issued to each individual.

I, Officer Tom Atkinson personally served Mr. Jackie R. Moose on site at 12:20 pm with code enforcement citation 4557. The citation was for performing work without a license, Carpentry, a violation of Charlotte County code 3-2-6(a) and FS 489.127(1)(a). The citation carries a \$1,000.00 penalty. I explained to him what the citation was for, the amount of the citation, how to pay or appeal the citation and his rights. I also discussed what he needed to and how to obtain a license to perform this type of work in Charlotte County. A Stop Work Order was posted and photos taken. **(Exhibit 3)**

11-21-16 Payment of the fine had not been made. On 11-22-16 ANC and Notice of Hearing, CIL-16-00596 was sent 1st class mail to Mr. Moose. **(Exhibit 4)**

- EXHIBIT 1: Investigative Report
- EXHIBIT 2: Citation 4557
- EXHIBIT 3: Photos
- EXHIBIT 4: Affidavit of Non-Compliance/Notice of Hearing

EXHIBIT " / "

4557

CHARLOTTE COUNTY
COMMUNITY DEVELOPMENT
LICENSING DIVISION
CODE ENFORCEMENT CITATION / LICENSING

CIL-16-00596

The undersigned Code Compliance official certifies that he/she has just and reasonable grounds to issue this citation on:

DAY OF WEEK	MONTH	DAY	YEAR	TIME:	AM	PM
THU	10	4	16	12:20		(circled)
TO: NAME (PRINT) FIRST		M.I.		LAST		
Jackie		R		MOOSE		
STREET						
5236 Palena Blvd						
CITY		STATE		ZIP		
North Port		FL		34287		
TELEPHONE NO	DATE OF BIRTH	RACE	SEX	HT		
941 2378655	10-31-63	W	M	5'9"		
DRIVER'S LICENSE NUMBER OR OTHER ID:						
MD00436633910		STATE FL		ZIR 34287		
OCCUPATION:			EMPLOYER:			
CARPENTRY			SELF			
and that the undersigned Code Compliance Official has reasonable grounds to believe that the above person did lawfully commit the following offense or violation of the Charlotte County Code or Ordinance or Florida Statute based on the following (DATE/TIME/FACTS):						
ON 10-4-16 @ Portman Carpentry at 188C Nuremberg Blvd without a certificate of competency as a contractor as required by Charlotte County Code 5-2-6(A)						
CODE SECTION VIOLATED:			APPLICABLE CIVIL PENALTY:			
FS 489.127(1)(A)			\$1,000			
LOCATION OF VIOLATION:						
188C Nuremberg Portman Creek						
1st VIOLATION <input checked="" type="checkbox"/>			REPEAT VIOLATION			

THE VIOLATOR HAS THE OPTION TO:

1. Pay the civil penalty within thirty days of the issuance of this citation at Charlotte County Community Development.
2. Contest the citation by requesting a hearing before the Charlotte County Construction Industry Licensing Board within 10 working days of the issuance of this citation. You may be liable for the cost of the hearing if found guilty and be subject to the maximum civil penalty of \$2,500.

WILLFUL REFUSAL TO SIGN AND ACCEPT CITATION IS A MISDEMEANOR OF THE SECOND DEGREE, PUNISHABLE AS PROVIDED IN SECTION 775.082 OR 775.083 FLORIDA STATUTES. Your signature below does not constitute an admission of guilt.

Signature of Violator	Date
<i>[Signature]</i>	10-4-16
Signature of Code Compliance Official	Date
<i>[Signature]</i> TOM ATKINSON	10-4-16

White Copy - Code Compliance Clerk

Pink Copy - Clerk (Licensing)

Yellow Copy - Violator

Gold Copy - Code Compliance Official

EXHIBIT " 2 "

1886 Nuremberg Blvd., P.C.
10-4-16
Tom Atkinson

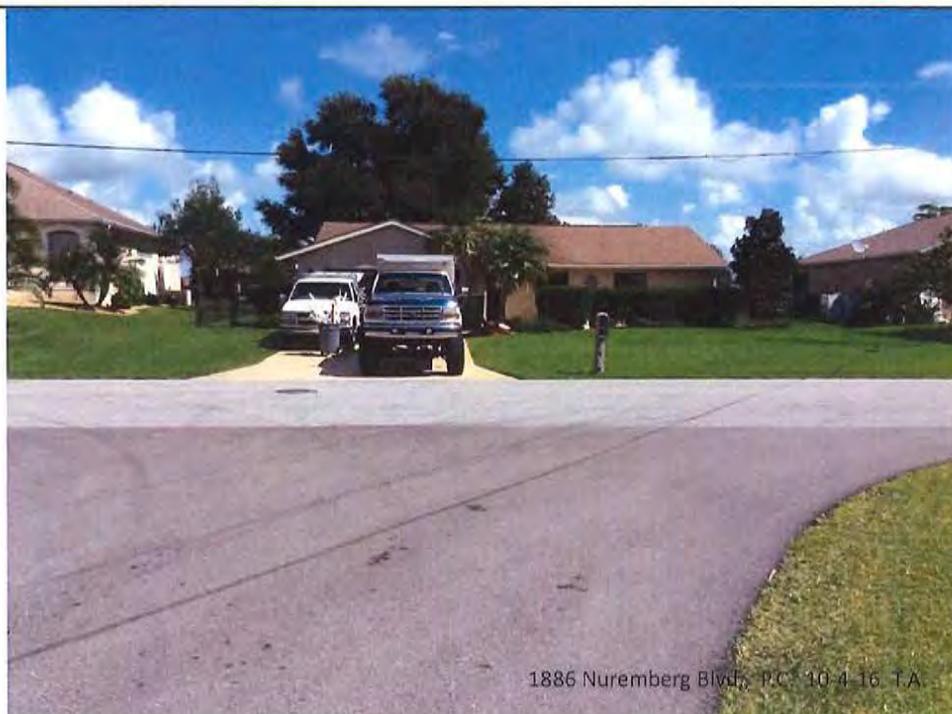


EXHIBIT " 3 "
10/5

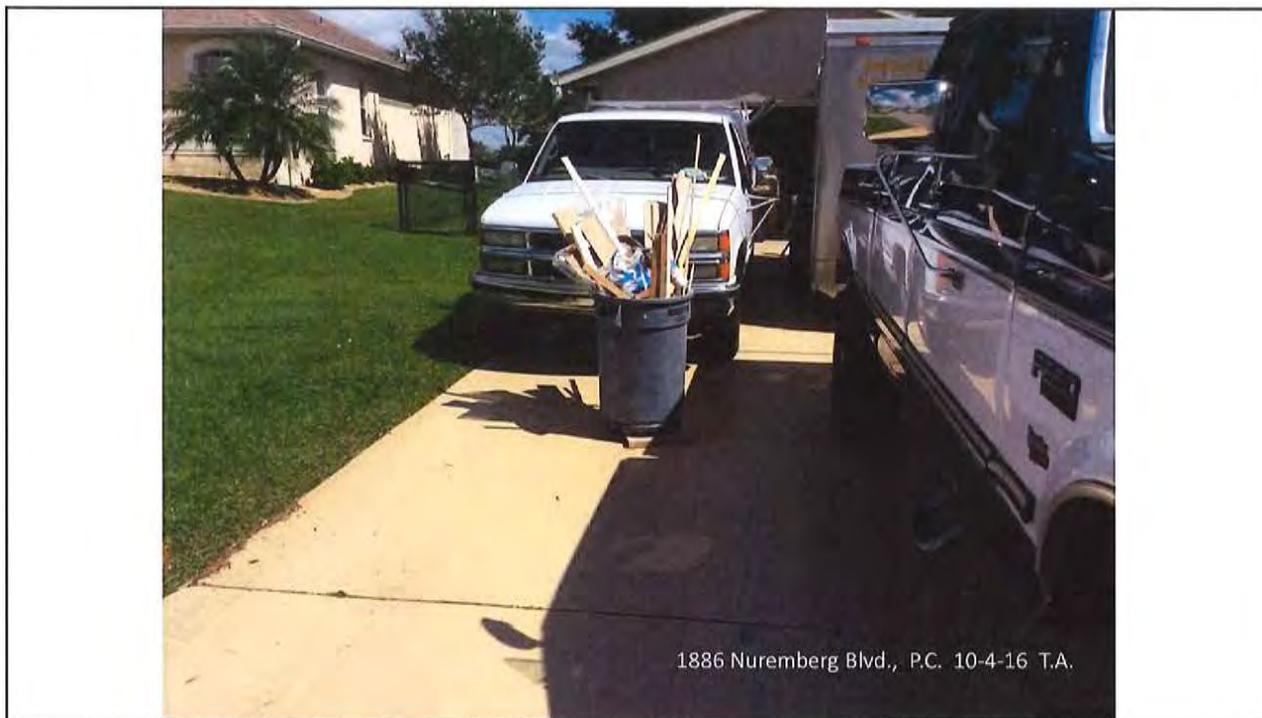


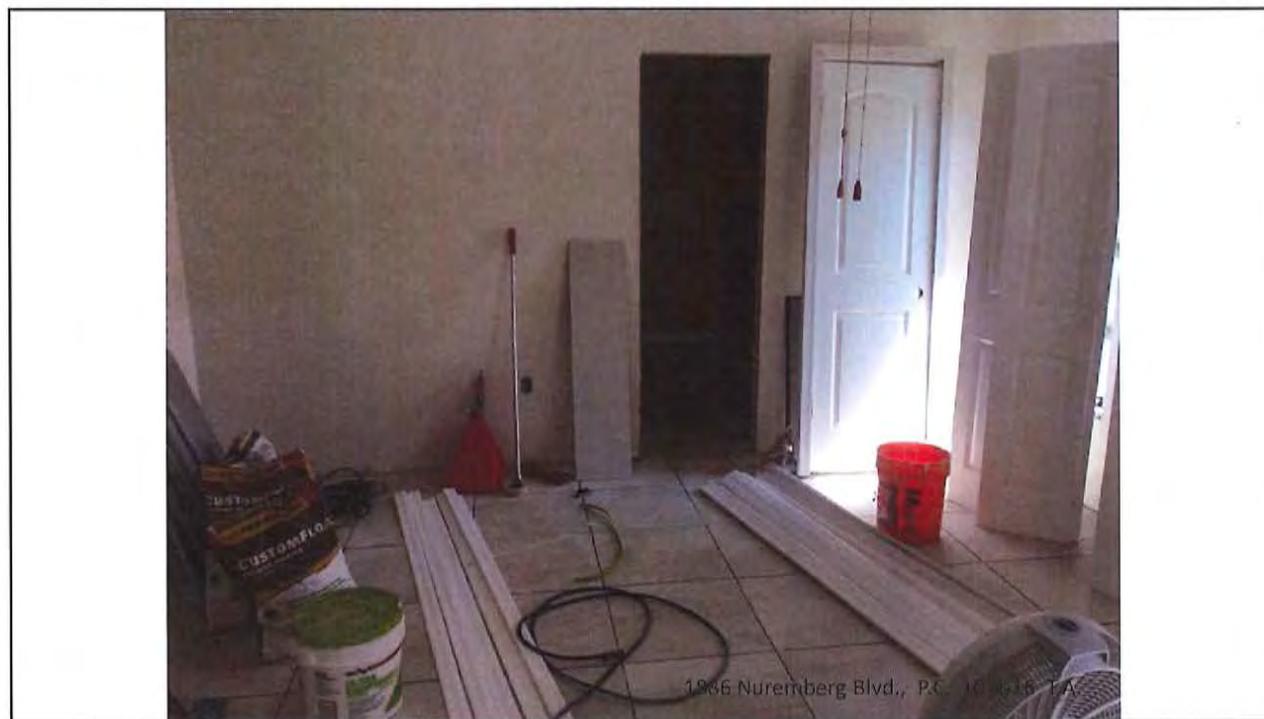
EXHIBIT " 3 "
2085



EXHIBIT " 3 "
3 of 5



1886 Nuremberg Blvd., P.C. 10-4-16 T.A.



1886 Nuremberg Blvd., P.C. 10-4-16 T.A.

EXHIBIT " 3 / 4015 "



EXHIBIT " 3 "
5075

BEFORE THE CONSTRUCTION INDUSTRY LICENSING BOARD
IN AND FOR CHARLOTTE COUNTY, FLORIDA

CHARLOTTE COUNTY, FLORIDA,

Petitioner,

v.

CASE NO. CIL-16-00596

JACKIE RAY MOOSE,

Respondent.

NOTICE OF NON-COMPLIANCE AND NOTICE OF HEARING

PLEASE TAKE NOTICE that the Construction Industry Licensing Board will take further action in this case as a direct result of your failure to pay **Citation No. 4557**. A copy of the Affidavit of Non-Compliance is attached for your review.

You have failed to pay the citation and you have failed to contest the citation in a timely manner. Therefore, **you have waived your right to a hearing** and the facts contained within the citation will be deemed admitted. A hearing in this matter only to file a lien for non-payment of the citation is scheduled for **December 1, 2016, at 6:00 p.m. or as soon thereafter as this case may be heard**, in Room 119, Charlotte County Administration Center, 18500 Murdock Circle, Port Charlotte, Florida. If you decide to appeal any decision made by the Charlotte County Construction Industry Licensing Board, you will need a record of the proceedings, and you may need to ensure that a verbatim record of the proceedings is made.

If you have questions concerning the citation(s), you may call Tom Atkinson, the Certified Contractor License Investigator for your case at 941.743.1544.

If you wish to pay this citation prior to the above scheduled meeting date, please pay at Building Construction Services, 18400 Murdock Circle, Port Charlotte, FL 33984-1074.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the Notice of Non-Compliance and Notice of Hearing and Affidavit of Non-Compliance has been sent by mail on this 22nd day of November, 2016, to Jackie Ray Moose, 5236 Palena Boulevard, North Port, FL 34287.

Sandra Williamson

Sandra Williamson
Administrative Assistant I

EXHIBIT " 4 "
 10/2

BEFORE THE CHARLOTTE COUNTY CONSTRUCTION INDUSTRY LICENSING BOARD

CHARLOTTE COUNTY,

Petitioner,

v.

CASE NO. CIL-16-00596

JACKIE RAY MOOSE,

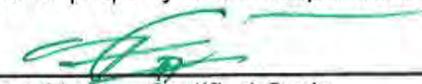
Respondent,

_____ /

AFFIDAVIT OF NON-COMPLIANCE

BEFORE ME, the undersigned authority, personally appeared Tom Atkinson who having been by me first duly sworn an oath, and based upon personal knowledge of the following facts and circumstances states as follows:

1. I Tom Atkinson, Certified Code Compliance Officer, Licensing Division, issued to the Respondent a Charlotte County Code Enforcement Citation No. 4557, for performing work without holding a certificate of competency which is in violation of Florida Statutes 489.127(1)(a) and Charlotte County Code 3-2-6(a).
2. Respondent has failed to pay the civil penalties stated in the citations.
3. Pursuant to Charlotte County Code, Sections 3-2-46(e)(6) and (f)(3), the Construction Industry Licensing Board shall enter an order which orders the respondent to pay the civil penalty set forth in the citations, to wit: \$1,000.00.
4. Pursuant to Charlotte County Code, Sections 3-2-46(e)(6) and (f)(3), a hearing shall not be necessary for the issuance of said order.
5. Pursuant to Charlotte County Code, Section 3-2-46(f)(12)(d) and F.S. 489.127(5)(h), a certified copy of such order may be recorded in the public records and thereafter shall constitute a lien against the real and personal property of the respondent.



 Tom Atkinson, Certified Code
 Compliance Officer, Licensing Division

STATE OF FLORIDA
COUNTY OF CHARLOTTE

Sworn to and subscribed before me this 18th day of November, 2016, by Tom Atkinson who is personally know to me and who did take an oath



 NOTARY PUBLIC

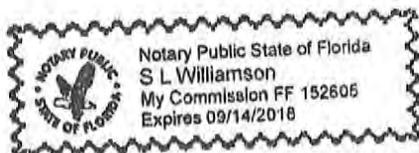


EXHIBIT " 4 "
 2012

BEFORE THE CONSTRUCTION INDUSTRY LICENSING BOARD
IN AND FOR CHARLOTTE COUNTY, FLORIDA

CHARLOTTE COUNTY, FLORIDA,

Petitioner,

v.

CASE NO. CIL-16-00591

CARLOS K PEREZ,

Respondent.

_____ /

NOTICE OF NON-COMPLIANCE AND NOTICE OF HEARING

PLEASE TAKE NOTICE that the Construction Industry Licensing Board will take further action in this case as a direct result of your failure to pay **Citation No. 4552**. A copy of the Affidavit of Non-Compliance is attached for your review.

You have failed to pay the citation and you have failed to contest the citation in a timely manner. Therefore, **you have waived your right to a hearing** and the facts contained within the citation will be deemed admitted. A hearing in this matter only to file a lien for non-payment of the citation is scheduled for **December 1, 2016, at 6:00 p.m. or as soon thereafter as this case may be heard**, in Room 119, Charlotte County Administration Center, 18500 Murdock Circle, Port Charlotte, Florida. If you decide to appeal any decision made by the Charlotte County Construction Industry Licensing Board, you will need a record of the proceedings, and you may need to ensure that a verbatim record of the proceedings is made.

If you have questions concerning the citation(s), you may call Tom Atkinson, the Certified Contractor License Investigator for your case at 941.743.1544.

If you wish to pay this citation prior to the above scheduled meeting date, please pay at Building Construction Services, 18400 Murdock Circle, Port Charlotte, FL 33984-1074.

CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that a true and correct copy of the Notice of Non-Compliance and Notice of Hearing and Affidavit of Non-Compliance has been sent by mail on this 22nd day of November, 2016, to Carlos K Perez, 1547 Cherry Avenue, Arcadia, FL 34266.

Sandra Williamson

Sandra Williamson
Administrative Assistant I

BEFORE THE CHARLOTTE COUNTY CONSTRUCTION INDUSTRY LICENSING BOARD

CHARLOTTE COUNTY,

Petitioner,

v.

CASE NO. CIL-16-00591

CARLOS K PEREZ,

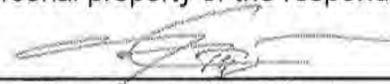
Respondent,

_____ /

AFFIDAVIT OF NON-COMPLIANCE

BEFORE ME, the undersigned authority, personally appeared Tom Atkinson who having been by me first duly sworn an oath, and based upon personal knowledge of the following facts and circumstances states as follows:

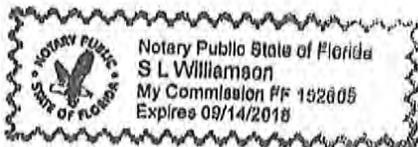
1. I Tom Atkinson, Certified Code Compliance Officer, Licensing Division, issued to the Respondent a Charlotte County Code Enforcement Citation No. 4552, for performing work without holding a certificate of competency which is in violation of Florida Statutes 489.127(1)(a) and Charlotte County Code 3-2-6(a).
2. Respondent has failed to pay the civil penalties stated in the citations.
3. Pursuant to Charlotte County Code, Sections 3-2-46(e)(6) and (f)(3), the Construction Industry Licensing Board shall enter an order which orders the respondent to pay the civil penalty set forth in the citations, to wit: \$1,000.00.
4. Pursuant to Charlotte County Code, Sections 3-2-46(e)(6) and (f)(3), a hearing shall not be necessary for the issuance of said order.
5. Pursuant to Charlotte County Code, Section 3-2-46(f)(12)(d) and F.S. 489.127(5)(h), a certified copy of such order may be recorded in the public records and thereafter shall constitute a lien against the real and personal property of the respondent.



 Tom Atkinson, Certified Code
 Compliance Officer, Licensing Division

STATE OF FLORIDA
COUNTY OF CHARLOTTE

Sworn to and subscribed before me this 18th day of November, 2016, by Tom Atkinson who is personally know to me and who did take an oath





 NOTARY PUBLIC

INVESTIGATIVE REPORT (EXHIBIT 1)

This action is against Carlos K Perez for failure to pay citation 4552, code case CIL-16-00591. The citation was issued 9-23-16 at 1:20 pm by Officer Tom Atkinson. The citation was issued for Carpentry work at 611 Rotonda Cir, Rotonda, Florida, without a certificate of competency as an carpentry contractor as required by Charlotte county code 3-2-6(A) and state of Florida code FS 489.127(1)(A). The citation carries a civil penalty of \$1,000.00. This was Mr. Ricon's 1st violation. **(Exhibit 2).**

9-23-16 - 611 Rotonda Cir., Rotonda West. On an anonymous tip of unlicensed work. Officer Atkinson and Lundblad with Work Comp investigator Zinna Vargas observed a work van and attached trailer with no markings or license number parked at this address. This was a new construction single family home. 5 individuals were doing carpentry roof truss installation. We introduced ourselves, presented business cards and explained the reason for our visit to Jose Ruiz. Mr. Ruiz said he was in charge and owner of Damaso & Ruiz Framing, Inc. the company doing the work. He also stated the individuals on site worked for him. Review of the Florida Division of Corporations web site (Sunbiz) showed this to be an active corporation established 11-14-14. Mr. Ruiz said they had been hired by Jody Bonnau of Sunset Framing Group, LLC. Sunbiz did show this as an active corporation established 5-11-16.

We contacted Mr. Bonnau who confirmed he had hired Damaso & Ruiz Framing to do the truss work. A review of the Florida Department of Business and professional regulations database showed no license for either business. A review of the Charlotte County database showed an active license for Sunset Framing, AAA0010913. No license was found from Damaso & Ruiz Framing Inc.

When asked about the employees Mr. Ruiz again said they were his under employee leasing. The names of the employees were Carlos K. Perez, Luis R Rincon, Camilo E. Guerrero, Rafael L Gonzalez and Armando R. Hernandez. Officer Vargas researched the employment and work comp protection of the individuals and was unable to verify their employment or work comp coverage being in place for these individuals. This was done by obtaining an employee roster from the leasing company. The roster did not list these individuals. She also found no exemptions on file for the individuals working. Our research of the license databases showed no licenses on file for any of the individuals.

Based on these finding we informed Mr. Ruiz this placed him in violation of Charlotte County code requiring a license. The findings also placed the 5 individuals on site in violation too as they were not showing as employees and thus considered independent contractors of which none held the required license. He was told citations would have to be issued to all individuals on site. In addition the findings found Mr. Ruiz in violation of State Work Comp laws. The State issued a Stop Work Order (SWO) on Mr. Ruiz and his company.

I, Officer Tom Atkinson personally served Mr. Carlos K Perez on site at 1:20 pm with code enforcement citation 4552. The citation was for performing work without a license, Carpentry, a violation of Charlotte County code 3-2-6(1)(a) and FS 489.127(1)(a). The citation carries a \$1,000.00 penalty. I explained to him what the citation was for, the amount of the citation, how to pay or appeal the citation and his rights. I also discussed what he needed to and how to obtain a license to perform this type of work in Charlotte County. We also discussed how they

could finish this job and have the SWO removed by becoming employees of the contractor. Photos were taken and we left the site. **(Exhibit 3)**

11-18-16 Payment of the fine had not been made. On 11-22-16 ANC and Notice of Hearing, CIL-16-00591 was sent 1st class mail to Mr. Perez. **(Exhibit 4)**

EXHIBIT 1: Investigative Report

EXHIBIT 2: Citation 4552

EXHIBIT 3: Photos

EXHIBIT 4: Affidavit of Non-Compliance/Notice of Hearing

1090
4552
C.I.L-16-00591

CHARLOTTE COUNTY
COMMUNITY DEVELOPMENT
LICENSING DIVISION
CODE ENFORCEMENT CITATION / LICENSING

The undersigned Code Compliance official certifies that he/she has just and reasonable grounds to issue this citation on:

DAY OF WEEK	MONTH	DAY	YEAR	TIME:	AM	PM
Friday	9	23	16	1:20		<input checked="" type="radio"/>
TO: NAME (PRINT) FIRST M.I. LAST						
Carlos Kinten Perez						
STREET						
1547 1547 Cherry Drive						
CITY		STATE	ZIP			
Arcadia		FL	34266			
TELEPHONE NO	DATE OF BIRTH	RACE	SEX	HT		
863-263-8434	11-19-85	H	M	5'6		
DRIVER'S LICENSE NUMBER OR OTHER ID:						
NO ID		STATE	ZIP			
OCCUPATION: EMPLOYER:						
Carpenter			Self			

and that the undersigned Code Compliance Official has reasonable grounds to believe that the above person did lawfully commit the following offense or violation of the Charlotte County Code or Ordinance or Florida Statute based on the following (DATE/TIME/FACTS):

On 9-23-16 did perform carpentry at 1547 Rotonda Circle without a Certificate of Compliance as a Carpenter Contractor as required by Charlotte County Code 3-276(A)

CODE SECTION VIOLATED:	APPLICABLE CIVIL PENALTY:
489.127(6)(A)	1000.00
LOCATION OF VIOLATION:	
1547 Rotonda Circle	
1st VIOLATION <input checked="" type="checkbox"/>	REPEAT VIOLATION <input type="checkbox"/>

THE VIOLATOR HAS THE OPTION TO:

1. Pay the civil penalty within thirty days of the issuance of this citation at Charlotte County Community Development.
2. Contest the citation by requesting a hearing before the Charlotte County Construction Industry Licensing Board within 10 working days of the issuance of this citation. You may be liable for the cost of the hearing if found guilty and be subject to the maximum civil penalty of \$2,500.

WILLFUL REFUSAL TO SIGN AND ACCEPT CITATION IS A MISDEMEANOR OF THE SECOND DEGREE, PUNISHABLE AS PROVIDED IN SECTION 775.082 OR 775.083 FLORIDA STATUTES. Your signature below does not constitute an admission of guilt.

Signature of Violator	Date
	9-23-16
Signature of Code Compliance Official	Date
	9-23-16 EXI

White Copy - Code Compliance Clerk
Yellow Copy - Violator

Pink Copy - Clerk (Licensing)
Gold Copy - Code Compliance Official

2

611 Rotonda Cir., R.W.
9-23-16
Tom Atkinson



EXHIBIT " 3 "
10/4

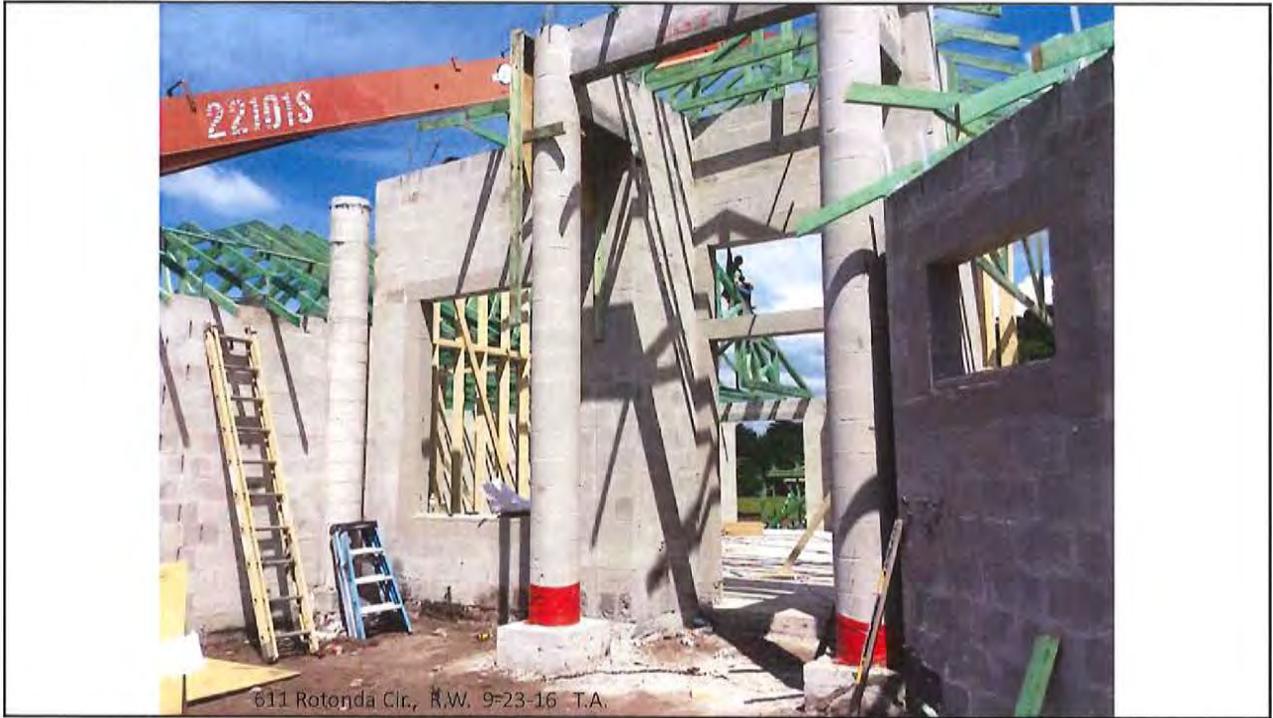


EXHIBIT " 3 "
2014



EXHIBIT " 3 "

3 of 4



EXHIBIT " 3 / 4014 "

BEFORE THE CONSTRUCTION INDUSTRY LICENSING BOARD
IN AND FOR CHARLOTTE COUNTY, FLORIDA

CHARLOTTE COUNTY, FLORIDA,

Petitioner,

v.

CASE NO. CIL-16-00591

CARLOS K PEREZ,

Respondent.

_____ /

NOTICE OF NON-COMPLIANCE AND NOTICE OF HEARING

PLEASE TAKE NOTICE that the Construction Industry Licensing Board **will** take further action in this case as a direct result of your failure to pay **Citation No. 4552**. A copy of the Affidavit of Non-Compliance is attached for your review.

You have failed to pay the citation and you have failed to contest the citation in a timely manner. Therefore, **you have waived your right to a hearing** and the facts contained within the citation will be deemed admitted. A hearing in this matter only to file a lien for non-payment of the citation is scheduled for **December 1, 2016, at 6:00 p.m. or as soon thereafter as this case may be heard**, in Room 119, Charlotte County Administration Center, 18500 Murdock Circle, Port Charlotte, Florida. If you decide to appeal any decision made by the Charlotte County Construction Industry Licensing Board, you will need a record of the proceedings, and you may need to ensure that a verbatim record of the proceedings is made.

If you have questions concerning the citation(s), you may call Tom Atkinson, the Certified Contractor License Investigator for your case at 941.743.1544.

If you wish to pay this citation prior to the above scheduled meeting date, please pay at Building Construction Services, 18400 Murdock Circle, Port Charlotte, FL 33984-1074.

CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that a true and correct copy of the Notice of Non-Compliance and Notice of Hearing and Affidavit of Non-Compliance has been sent by mail on this 22nd day of November, 2016, to Carlos K Perez, 1547 Cherry Avenue, Arcadia, FL 34266.

Sandra Williamson _____

Sandra Williamson
Administrative Assistant I

EXHIBIT " 4 "
10/2

BEFORE THE CHARLOTTE COUNTY CONSTRUCTION INDUSTRY LICENSING BOARD

CHARLOTTE COUNTY,

Petitioner,

v.

CASE NO. CIL-16-00591

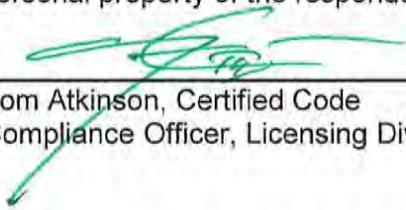
CARLOS K PEREZ,

Respondent,

AFFIDAVIT OF NON-COMPLIANCE

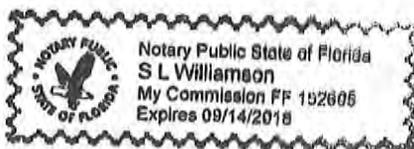
BEFORE ME, the undersigned authority, personally appeared Tom Atkinson who having been by me first duly sworn an oath, and based upon personal knowledge of the following facts and circumstances states as follows:

1. I Tom Atkinson, Certified Code Compliance Officer, Licensing Division, issued to the Respondent a Charlotte County Code Enforcement Citation No. 4552, for performing work without holding a certificate of competency which is in violation of Florida Statutes 489.127(1)(a) and Charlotte County Code 3-2-6(a).
2. Respondent has failed to pay the civil penalties stated in the citations.
3. Pursuant to Charlotte County Code, Sections 3-2-46(e)(6) and (f)(3), the Construction Industry Licensing Board shall enter an order which orders the respondent to pay the civil penalty set forth in the citations, to wit: \$1,000.00.
4. Pursuant to Charlotte County Code, Sections 3-2-46(e)(6) and (f)(3), a hearing shall not be necessary for the issuance of said order.
5. Pursuant to Charlotte County Code, Section 3-2-46(f)(12)(d) and F.S. 489.127(5)(h), a certified copy of such order may be recorded in the public records and thereafter shall constitute a lien against the real and personal property of the respondent.


Tom Atkinson, Certified Code
Compliance Officer, Licensing Division

STATE OF FLORIDA
COUNTY OF CHARLOTTE

Sworn to and subscribed before me this 18th day of November, 2016, by Tom Atkinson who is personally know to me and who did take an oath



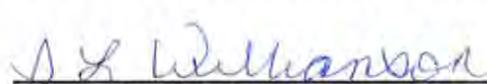

NOTARY PUBLIC

EXHIBIT " 4 "
 2016

BEFORE THE CONSTRUCTION INDUSTRY LICENSING BOARD
IN AND FOR CHARLOTTE COUNTY, FLORIDA

CHARLOTTE COUNTY, FLORIDA,

Petitioner,

v.

CASE NO. CIL-16-00593

LUIS REY RINCON,

Respondent.

NOTICE OF NON-COMPLIANCE AND NOTICE OF HEARING

PLEASE TAKE NOTICE that the Construction Industry Licensing Board will take further action in this case as a direct result of your failure to pay **Citation No. 4554**. A copy of the Affidavit of Non-Compliance is attached for your review.

You have failed to pay the citation and you have failed to contest the citation in a timely manner. Therefore, **you have waived your right to a hearing** and the facts contained within the citation will be deemed admitted. A hearing in this matter only to file a lien for non-payment of the citation is scheduled for **December 1, 2016, at 6:00 p.m. or as soon thereafter as this case may be heard**, in Room 119, Charlotte County Administration Center, 18500 Murdock Circle, Port Charlotte, Florida. If you decide to appeal any decision made by the Charlotte County Construction Industry Licensing Board, you will need a record of the proceedings, and you may need to ensure that a verbatim record of the proceedings is made.

If you have questions concerning the citation(s), you may call Tom Atkinson, the Certified Contractor License Investigator for your case at 941.743.1544.

If you wish to pay this citation prior to the above scheduled meeting date, please pay at Building Construction Services, 18400 Murdock Circle, Port Charlotte, FL 33984-1074.

CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that a true and correct copy of the Notice of Non-Compliance and Notice of Hearing and Affidavit of Non-Compliance has been sent by mail on this 22nd day of November, 2016, to Rafael L Gonzalez, 1237 SE Mills Avenue, Arcadia, FL 34266.

Sandra Williamson

Sandra Williamson
Administrative Assistant I

BEFORE THE CHARLOTTE COUNTY CONSTRUCTION INDUSTRY LICENSING BOARD

CHARLOTTE COUNTY,

Petitioner,

v.

CASE NO. CIL-16-00593

RAFAEL L GONZALEZ,

Respondent,

AFFIDAVIT OF NON-COMPLIANCE

BEFORE ME, the undersigned authority, personally appeared Tom Atkinson who having been by me first duly sworn an oath, and based upon personal knowledge of the following facts and circumstances states as follows:

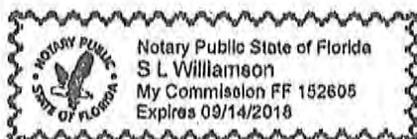
1. I Tom Atkinson, Certified Code Compliance Officer, Licensing Division, issued to the Respondent a Charlotte County Code Enforcement Citation No. 4554, for performing work without holding a certificate of competency which is in violation of Florida Statutes 489.127(1)(a) and Charlotte County Code 3-2-6(a).
2. Respondent has failed to pay the civil penalties stated in the citations.
3. Pursuant to Charlotte County Code, Sections 3-2-46(e)(6) and (f)(3), the Construction Industry Licensing Board shall enter an order which orders the respondent to pay the civil penalty set forth in the citations, to wit: \$1,000.00.
4. Pursuant to Charlotte County Code, Sections 3-2-46(e)(6) and (f)(3), a hearing shall not be necessary for the issuance of said order.
5. Pursuant to Charlotte County Code, Section 3-2-46(f)(12)(d) and F.S. 489.127(5)(h), a certified copy of such order may be recorded in the public records and thereafter shall constitute a lien against the real and personal property of the respondent.



Tom Atkinson, Certified Code
Compliance Officer, Licensing Division

STATE OF FLORIDA
COUNTY OF CHARLOTTE

Sworn to and subscribed before me this 18th day of November, 2016, by Tom Atkinson who is personally know to me and who did take an oath





NOTARY PUBLIC

INVESTIGATIVE REPORT (EXHIBIT 1)

This action is against Luis Rey Rincon for failure to pay citation 4063, code case CIL-16-00592. The citation was issued 9-23-16 at 1:20 pm by Officer Tom Atkinson. The citation was issued for Carpentry work at 611 Rotonda Cir, Rotonda, Florida, without a certificate of competency as an carpentry contractor as required by Charlotte county code 3-2-6(A) and state of Florida code FS 489.127(1)(A). The citation carries a civil penalty of \$1,000.00. This was Mr. Ricon's 1st violation. **(Exhibit 2).**

9-23-16 - 611 Rotonda Cir., Rotonda West. On an anonymous tip of unlicensed work. Officer Atkinson and Lundblad with Work Comp investigator Zinna Vargas observed a work van and attached trailer with no markings or license number parked at this address. This was a new construction single family home. 5 individuals were doing carpentry roof truss instillation. We introduced ourselves, presented business cards and explained the reason for our visit to Jose Ruiz. Mr. Ruiz said he was in charge and owner of Damaso & Ruiz Framing, Inc. the company doing the work. He also stated the individuals on site worked for him. Review of the Florida Division of Corporations web site (Sunbiz) showed this to be an active corporation established 11-14-14. Mr. Ruiz said they had been hired by Jody Bonnau of Sunset Framing Group, LLC. Sunbiz did show this as an active corporation established 5-11-16.

We contacted Mr. Bonnau who confirmed he had hired Damaso & Ruiz Framing to do the truss work. A review of the Florida Department of Business and professional regulations database showed no license for either business. A review of the Charlotte County database showed an active license for Sunset Framing, AAA0010913. No license was found from Damaso & Ruiz Framing Inc.

When asked about the employees Mr. Ruiz again said they were his under employee leasing. The names of the employees were Carlos K. Perez, Luis R Rincon, Camilo E. Guerrero, Rafael L Gonzalez and Armando R. Hernandez. Officer Vargas researched the employment and work comp protection of the individuals and was unable to verify their employment or work comp coverage being in place for these individuals. This was done by obtaining an employee roster from the leasing company. The roster did not list these individuals. She also found no exemptions on file for the individuals working. Our research of the license databases showed no licenses on file for any of the individuals.

Based on these finding we informed Mr. Ruiz this placed him in violation of Charlotte County code requiring a license. The findings also placed the 5 individuals on site in violation too as they were not showing as employees and thus considered independent contractors of which none held the required license. He was told citations would have to be issued to all individuals on site. In addition the findings found Mr. Ruiz in violation of State Work Comp laws. The State issued a Stop Work Order (SWO) on Mr. Ruiz and his company.

I, Officer Tom Atkinson personally served Mr. Luis R. Rincon on site at 1:20 pm with code enforcement citation 4063. The citation was for performing work without a license, Carpentry, a violation of Charlotte County code 3-2-6(1)(a) and FS 489.127(1)(a). The citation carries a \$1,000.00 penalty. I explained to him what the citation was for, the amount of the citation, how to pay or appeal the citation and his rights. I also discussed what he needed to and how to obtain a license to perform this type of work in Charlotte County. We also discussed how they

could finish this job and have the SWO removed by becoming employees of the contractor. Photos were taken and we left the site. **(Exhibit 3)**

11-18-16 Payment of the fine had not been made. On 11-22-16 ANC and Notice of Hearing, CIL-16-00592 was sent 1st class mail to Mr. Rincon. **(Exhibit 4)**

EXHIBIT 1: Investigative Report

EXHIBIT 2: Citation 4063

EXHIBIT 3: Photos

EXHIBIT 4: Affidavit of Non-Compliance/Notice of Hearing

EXHIBIT " 1 "
2012

CHARLOTTE COUNTY
COMMUNITY DEVELOPMENT
LICENSING DIVISION
CODE ENFORCEMENT CITATION / LICENSING

CIL-16-00592

The undersigned Code Compliance official certifies that he/she has just and reasonable grounds to issue this citation on:

DAY OF WEEK	MONTH	DAY	YEAR	TIME:	AM	PM
Friday	9	23	16	1:20		(circled)
TO: NAME (PRINT) FIRST		M.I.		LAST		
Luis		Ray		Lincon		
STREET						
2418 Airport Road						
CITY		STATE		ZIP		
Acadia		FL				
TELEPHONE NO	DATE OF BIRTH	RACE	SEX	HT		
No Home	7-6-95	H	M	4'10		
DRIVER'S LICENSE NUMBER OR OTHER ID:						
No ID		STATE		ZIP		
OCCUPATION:			EMPLOYER:			
Carpenter			Self			

and that the undersigned Code Compliance Official has reasonable grounds to believe that the above person did lawfully commit the following offense or violation of the Charlotte County Code or Ordinance or Florida Statute based on the following (DATE/TIME/FACTS):

On 9-23-16 did person Carpenter at 611 Rotonda Circle without a certificate of completion as required by Charlotte County Code 2-2-6(A)

CODE SECTION VIOLATED:	APPLICABLE CIVIL PENALTY:
489.127(1)(A)	1000.00
LOCATION OF VIOLATION:	
611 Rotonda Circle	
1st VIOLATION	REPEAT VIOLATION

THE VIOLATOR HAS THE OPTION TO:

1. Pay the civil penalty within thirty days of the issuance of this citation at Charlotte County Community Development.
2. Contest the citation by requesting a hearing before the Charlotte County Construction Industry Licensing Board within 10 working days of the issuance of this citation. You may be liable for the cost of the hearing if found guilty and be subject to the maximum civil penalty of \$2,500.

WILLFUL REFUSAL TO SIGN AND ACCEPT CITATION IS A MISDEMEANOR OF THE SECOND DEGREE, PUNISHABLE AS PROVIDED IN SECTION 775.082 OR 775.083 FLORIDA STATUTES. Your signature below does not constitute an admission of guilt.

Signature of Violator	Date
* Luis Ray Lincon	9-23-16
Signature of Code Compliance Official	Date
[Signature]	9-23-16

White Copy - Code Compliance Clerk

Pink Copy - Clerk (Licensing)

Yellow Copy - Violator

Gold Copy - Code Compliance Official

EXHIBIT " 2 "

611 Rotonda Cir., R.W.
9-23-16
Tom Atkinson



EXHIBIT " 3 " / 1 of 4



611 Rotonda Cir., R.W. 9-23-16 T.A.



611 Rotonda Cir., R.W. 9-23-16 T.A.

EXHIBIT " 3 "
2 of 4



EXHIBIT " 3 "
 3 of 4



EXHIBIT " $\frac{3}{404}$ "

BEFORE THE CONSTRUCTION INDUSTRY LICENSING BOARD
IN AND FOR CHARLOTTE COUNTY, FLORIDA

CHARLOTTE COUNTY, FLORIDA,

Petitioner,

v.

CASE NO. CIL-16-00592

LUIS REY RINCON,

Respondent.

NOTICE OF NON-COMPLIANCE AND NOTICE OF HEARING

PLEASE TAKE NOTICE that the Construction Industry Licensing Board will take further action in this case as a direct result of your failure to pay **Citation No. 4063**. A copy of the Affidavit of Non-Compliance is attached for your review.

You have failed to pay the citation and you have failed to contest the citation in a timely manner. Therefore, **you have waived your right to a hearing** and the facts contained within the citation will be deemed admitted. A hearing in this matter only to file a lien for non-payment of the citation is scheduled for **December 1, 2016, at 6:00 p.m. or as soon thereafter as this case may be heard**, in Room 119, Charlotte County Administration Center, 18500 Murdock Circle, Port Charlotte, Florida. If you decide to appeal any decision made by the Charlotte County Construction Industry Licensing Board, you will need a record of the proceedings, and you may need to ensure that a verbatim record of the proceedings is made.

If you have questions concerning the citation(s), you may call Tom Atkinson, the Certified Contractor License Investigator for your case at 941.743.1544.

If you wish to pay this citation prior to the above scheduled meeting date, please pay at Building Construction Services, 18400 Murdock Circle, Port Charlotte, FL 33984-1074.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the Notice of Non-Compliance and Notice of Hearing and Affidavit of Non-Compliance has been sent by mail on this 22nd day of November, 2016, to Luis R Rincon, 2418 SE Airport Road, Arcadia, FL 34266.

Sandra Williamson

Sandra Williamson
Administrative Assistant I

EXHIBIT " 4 " / 10/2

BEFORE THE CHARLOTTE COUNTY CONSTRUCTION INDUSTRY LICENSING BOARD

CHARLOTTE COUNTY,

Petitioner,

v.

CASE NO. CIL-16-00592

LUIS REY RINCON,

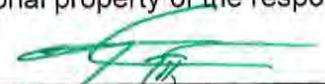
Respondent,

_____ /

AFFIDAVIT OF NON-COMPLIANCE

BEFORE ME, the undersigned authority, personally appeared Tom Atkinson who having been by me first duly sworn an oath, and based upon personal knowledge of the following facts and circumstances states as follows:

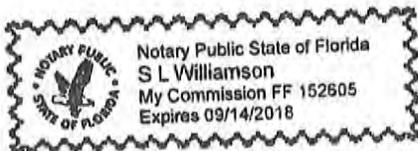
1. I Tom Atkinson, Certified Code Compliance Officer, Licensing Division, issued to the Respondent a Charlotte County Code Enforcement Citation No. 4063, for performing work without holding a certificate of competency which is in violation of Florida Statutes 489.127(1)(a) and Charlotte County Code 3-2-6(a).
2. Respondent has failed to pay the civil penalties stated in the citations.
3. Pursuant to Charlotte County Code, Sections 3-2-46(e)(6) and (f)(3), the Construction Industry Licensing Board shall enter an order which orders the respondent to pay the civil penalty set forth in the citations, to wit: \$1,000.00.
4. Pursuant to Charlotte County Code, Sections 3-2-46(e)(6) and (f)(3), a hearing shall not be necessary for the issuance of said order.
5. Pursuant to Charlotte County Code, Section 3-2-46(f)(12)(d) and F.S. 489.127(5)(h), a certified copy of such order may be recorded in the public records and thereafter shall constitute a lien against the real and personal property of the respondent.



Tom Atkinson, Certified Code Compliance Officer, Licensing Division

STATE OF FLORIDA
COUNTY OF CHARLOTTE

Sworn to and subscribed before me this 18th day of November, 2016, by Tom Atkinson who is personally know to me and who did take an oath



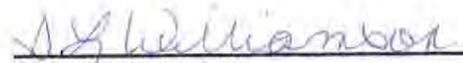

NOTARY PUBLIC

EXHIBIT " 4 "
2016

BEFORE THE CONSTRUCTION INDUSTRY LICENSING BOARD
IN AND FOR CHARLOTTE COUNTY, FLORIDA

CHARLOTTE COUNTY, FLORIDA,

Petitioner,

v.

CASE NO. CIL-16-00595

ARMANDO MOSQUEDA RODRIGUEZ,

Respondent.

NOTICE OF NON-COMPLIANCE AND NOTICE OF HEARING

PLEASE TAKE NOTICE that the Construction Industry Licensing Board will take further action in this case as a direct result of your failure to pay **Citation No. 4550**. A copy of the Affidavit of Non-Compliance is attached for your review.

You have failed to pay the citation and you have failed to contest the citation in a timely manner. Therefore, **you have waived your right to a hearing** and the facts contained within the citation will be deemed admitted. A hearing in this matter only to file a lien for non-payment of the citation is scheduled for **December 1, 2016, at 6:00 p.m. or as soon thereafter as this case may be heard**, in Room 119, Charlotte County Administration Center, 18500 Murdock Circle, Port Charlotte, Florida. If you decide to appeal any decision made by the Charlotte County Construction Industry Licensing Board, you will need a record of the proceedings, and you may need to ensure that a verbatim record of the proceedings is made.

If you have questions concerning the citation(s), you may call Tom Atkinson, the Certified Contractor License Investigator for your case at 941.743.1544.

If you wish to pay this citation prior to the above scheduled meeting date, please pay at Building Construction Services, 18400 Murdock Circle, Port Charlotte, FL 33984-1074.

CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that a true and correct copy of the Notice of Non-Compliance and Notice of Hearing and Affidavit of Non-Compliance has been sent by mail on this 22nd day of November, 2016, to Armando Mosqueda Rodriguez, 240 Palm Beach Boulevard, Ft. Myers, FL 33901.

Sandra Williamson

Sandra Williamson
Administrative Assistant I

BEFORE THE CHARLOTTE COUNTY CONSTRUCTION INDUSTRY LICENSING BOARD

CHARLOTTE COUNTY,

Petitioner,

v.

CASE NO. CIL-16-00595

ARMANDO MOSQUEDA RODRIGUEZ,

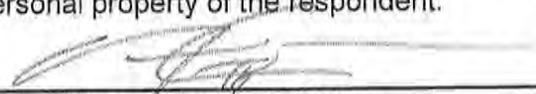
Respondent,

_____ /

AFFIDAVIT OF NON-COMPLIANCE

BEFORE ME, the undersigned authority, personally appeared Tom Atkinson who having been by me first duly sworn an oath, and based upon personal knowledge of the following facts and circumstances states as follows:

1. I Tom Atkinson, Certified Code Compliance Officer, Licensing Division, issued to the Respondent a Charlotte County Code Enforcement Citation No. 4550, for performing work without holding a certificate of competency which is in violation of Florida Statutes 489.127(1)(f) and Charlotte County Code 3-2-6(a).
2. Respondent has failed to pay the civil penalties stated in the citations.
3. Pursuant to Charlotte County Code, Sections 3-2-46(e)(6) and (f)(3), the Construction Industry Licensing Board shall enter an order which orders the respondent to pay the civil penalty set forth in the citations, to wit: \$1,000.00.
4. Pursuant to Charlotte County Code, Sections 3-2-46(e)(6) and (f)(3), a hearing shall not be necessary for the issuance of said order.
5. Pursuant to Charlotte County Code, Section 3-2-46(f)(12)(d) and F.S. 489.127(5)(h), a certified copy of such order may be recorded in the public records and thereafter shall constitute a lien against the real and personal property of the respondent.



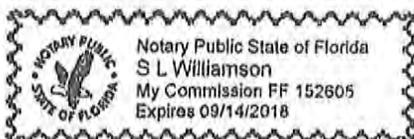
Tom Atkinson, Certified Code
Compliance Officer, Licensing Division

STATE OF FLORIDA
COUNTY OF CHARLOTTE

Sworn to and subscribed before me this 18th day of November, 2016, by Tom Atkinson who is personally know to me and who did take an oath



NOTARY PUBLIC



BEFORE THE CONSTRUCTION INDUSTRY LICENSING BOARD
IN AND FOR CHARLOTTE COUNTY, FLORIDA

CHARLOTTE COUNTY, FLORIDA,

Petitioner,

v.

CASE NO. CIL-16-00595

ARMANDO MOSQUEDA RODRIGUEZ,

Respondent.

NOTICE OF NON-COMPLIANCE AND NOTICE OF HEARING

PLEASE TAKE NOTICE that the Construction Industry Licensing Board **will** take further action in this case as a direct result of your failure to pay **Citation No. 4550**. A copy of the Affidavit of Non-Compliance is attached for your review.

You have failed to pay the citation and you have failed to contest the citation in a timely manner. Therefore, **you have waived your right to a hearing** and the facts contained within the citation will be deemed admitted. A hearing in this matter only to file a lien for non-payment of the citation is scheduled for **December 1, 2016, at 6:00 p.m. or as soon thereafter as this case may be heard**, in Room 119, Charlotte County Administration Center, 18500 Murdock Circle, Port Charlotte, Florida. If you decide to appeal any decision made by the Charlotte County Construction Industry Licensing Board, you will need a record of the proceedings, and you may need to ensure that a verbatim record of the proceedings is made.

If you have questions concerning the citation(s), you may call Tom Atkinson, the Certified Contractor License Investigator for your case at 941.743.1544.

If you wish to pay this citation prior to the above scheduled meeting date, please pay at Building Construction Services, 18400 Murdock Circle, Port Charlotte, FL 33984-1074.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the Notice of Non-Compliance and Notice of Hearing and Affidavit of Non-Compliance has been sent by mail on this 22nd day of November, 2016, to Armando Mosqueda Rodriguez, 240 Palm Beach Boulevard, Ft. Myers, FL 33901.

Sandra Williamson

Sandra Williamson
Administrative Assistant I

BEFORE THE CHARLOTTE COUNTY CONSTRUCTION INDUSTRY LICENSING BOARD

CHARLOTTE COUNTY,

Petitioner,

v.

CASE NO. CIL-16-00595

ARMANDO MOSQUEDA RODRIGUEZ,

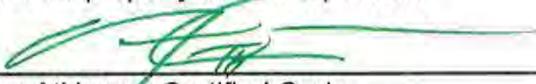
Respondent,

_____ /

AFFIDAVIT OF NON-COMPLIANCE

BEFORE ME, the undersigned authority, personally appeared Tom Atkinson who having been by me first duly sworn an oath, and based upon personal knowledge of the following facts and circumstances states as follows:

1. I Tom Atkinson, Certified Code Compliance Officer, Licensing Division, issued to the Respondent a Charlotte County Code Enforcement Citation No. 4550, for performing work without holding a certificate of competency which is in violation of Florida Statutes 489.127(1)(f) and Charlotte County Code 3-2-6(a).
2. Respondent has failed to pay the civil penalties stated in the citations.
3. Pursuant to Charlotte County Code, Sections 3-2-46(e)(6) and (f)(3), the Construction Industry Licensing Board shall enter an order which orders the respondent to pay the civil penalty set forth in the citations, to wit: \$1,000.00.
4. Pursuant to Charlotte County Code, Sections 3-2-46(e)(6) and (f)(3), a hearing shall not be necessary for the issuance of said order.
5. Pursuant to Charlotte County Code, Section 3-2-46(f)(12)(d) and F.S. 489.127(5)(h), a certified copy of such order may be recorded in the public records and thereafter shall constitute a lien against the real and personal property of the respondent.



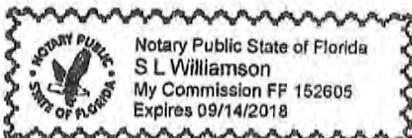
Tom Atkinson, Certified Code
Compliance Officer, Licensing Division

STATE OF FLORIDA
COUNTY OF CHARLOTTE

Sworn to and subscribed before me this 18th day of November, 2016, by Tom Atkinson who is personally know to me and who did take an oath



NOTARY PUBLIC



INVESTIGATIVE REPORT (EXHIBIT 1)

This action is against Armando Mosqueda Rodriguez for failure to pay citation 4550, code case CIL-16-00595. The citation was issued 9-23-16 at 9:35 am by Officer Tom Atkinson. The citation was issued for Roofing work at 21466 Sheldon Ave., Port Charlotte Florida, without a certificate of competency as an Roofing contractor as required by Charlotte County code 3-2-6(A) and state of Florida code FS 489.127(1)(f). The citation carries a civil penalty of \$1,000.00. This was Mr. Rodriguez's 1st violation. **(Exhibit 2).**

9-23-16 21466 Sheldon Ave. Officers Tom Atkinson, Lorraine Lundblad with Work Comp Officer Zinnia Vargas observed two individuals doing reroofing work at this location. This was an existing single family home. One of the individuals was Armando Rodriguez. He said he was being paid cash by Trademark Roofing LLC. Officer Vargas's investigation showed Trademark Roofing used employee leasing through Frank Crum. It was verified through Frank Crum at 727-799-1229 with Karen at 9:27 am Mr. Rodriguez was not covered on leasing. At this point I issued citation 4550 to Armando Rodriguez for installing a roof without a license. I told Mr. Rodriguez the reason for the citation, his rights, how to pay or contest the citation and the process to become licensed if he wished to. We called Todd Manke of Trademark Roofing, LLC., and discussed with him what was happening, he needed to come to the building dept. and apply for a permit and a Stop Work Order was being placed. He was also told he would be assessed a quad and swo fee. Photos were taken and a Stop Work Order placed. Work Comp also found the company in violation of their statutes. **(Exhibit 3)**

We spoke with the homeowner and explained the situation, there was no permit, the 2 men were not showing as employees nor covered on work comp insurance and a stop work order had been posted. We explained to them how and what could be done to lift the stop work order. We did allow the workers to complete the dry in to prevent damage to the home.

11-18-16 Payment of the fine had not been made. On 11-18-16 ANC and Notice of Hearing, CIL-16-00595 was sent 1st class mail to Mr. Rodriguez. **(Exhibit 4)**

EXHIBIT 1: Investigative Report

EXHIBIT 2: Citation 4550

EXHIBIT 3: Photos

EXHIBIT 4: Affidavit of Non-Compliance/Notice of Hearing

~~CIT 16 0037~~

4550

CHARLOTTE COUNTY
COMMUNITY DEVELOPMENT
LICENSING DIVISION
CODE ENFORCEMENT CITATION / LICENSING

CIL-16-00595

The undersigned Code Compliance official certifies that he/she has just and reasonable grounds to issue this citation on:

DAY OF WEEK: Friday MONTH: 9 DAY: 23 YEAR: 16 TIME: 9:35 AM PM

TO: NAME (PRINT) FIRST: ARMANDO M.I.: M LAST: Rodriguez

STREET: 240 PALM BEACH BLVD

CITY: FT. MYERS STATE: FL ZIP: 33901

TELEPHONE NO: 237-8507640 DATE OF BIRTH: 7-15-71 RACE: H SEX: M HT: 5'9"

DRIVER'S LICENSE NUMBER OR OTHER ID: MSN DAE 710715114200 mexico voter ID STATE: ZIP:

OCCUPATION: Roofing EMPLOYER: SELF

and that the undersigned Code Compliance Official has reasonable grounds to believe that the above person did lawfully commit the following offense or violation of the Charlotte County Code or Ordinance or Florida Statute based on the following (DATE/TIME/FACTS):
on 9-23-16 you did perform roofing at 24066 Sheldon without being duly registered or certified by the state of Florida 3-2-6(A)

CODE SECTION VIOLATED: 489.47(1)(f) APPLICABLE CIVIL PENALTY: \$1,000.00

LOCATION OF VIOLATION: 21466 Sheldon AVE

1st VIOLATION: X REPEAT VIOLATION:

THE VIOLATOR HAS THE OPTION TO:

1. Pay the civil penalty within thirty days of the issuance of this citation at Charlotte County Community Development.
2. Contest the citation by requesting a hearing before the Charlotte County Construction Industry Licensing Board within 10 working days of the issuance of this citation. You may be liable for the cost of the hearing if found guilty and be subject to the maximum civil penalty of \$2,500.

WILLFUL REFUSAL TO SIGN AND ACCEPT CITATION IS A MISDEMEANOR OF THE SECOND DEGREE, PUNISHABLE AS PROVIDED IN SECTION 775.082 OR 775.083 FLORIDA STATUTES. Your signature below does not constitute an admission of guilt.

Signature of Violator: ARMANDO MOSCOSO 9-23-16 Date: 9-23-16

Signature of Code Compliance Official: [Signature] Date: 9-23-16

EXHIBIT " 2 "

21466 Sheldon Ave., P.C.
9-23-16
Tom Atkinson



EXHIBIT " 3 "
10/5



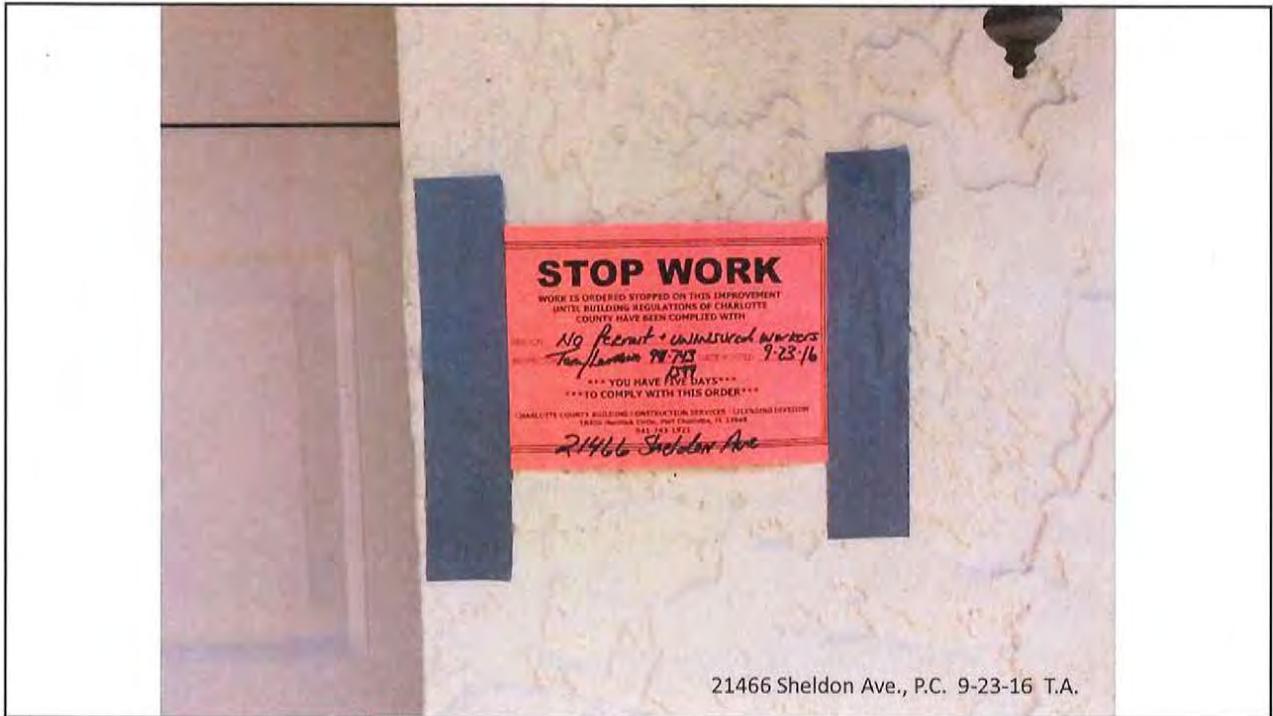
EXHIBIT " 3 "
8015



EXHIBIT " 3 "
3 of 5



21466 Sheldon Ave., P.C. 9-23-16 T.A.



21466 Sheldon Ave., P.C. 9-23-16 T.A.

EXHIBIT " 3 "

4 of 5



EXHIBIT " 3 "
5075

BEFORE THE CONSTRUCTION INDUSTRY LICENSING BOARD
IN AND FOR CHARLOTTE COUNTY, FLORIDA

CHARLOTTE COUNTY, FLORIDA,

Petitioner,

v.

CASE NO. CIL-16-00595

ARMANDO MOSQUEDA RODRIGUEZ,

Respondent.

_____ /

NOTICE OF NON-COMPLIANCE AND NOTICE OF HEARING

PLEASE TAKE NOTICE that the Construction Industry Licensing Board **will** take further action in this case as a direct result of your failure to pay **Citation No. 4550**. A copy of the Affidavit of Non-Compliance is attached for your review.

You have failed to pay the citation and you have failed to contest the citation in a timely manner. Therefore, **you have waived your right to a hearing** and the facts contained within the citation will be deemed admitted. A hearing in this matter only to file a lien for non-payment of the citation is scheduled for **December 1, 2016, at 6:00 p.m. or as soon thereafter as this case may be heard**, in Room 119, Charlotte County Administration Center, 18500 Murdock Circle, Port Charlotte, Florida. If you decide to appeal any decision made by the Charlotte County Construction Industry Licensing Board, you will need a record of the proceedings, and you may need to ensure that a verbatim record of the proceedings is made.

If you have questions concerning the citation(s), you may call Tom Atkinson, the Certified Contractor License Investigator for your case at 941.743.1544.

If you wish to pay this citation prior to the above scheduled meeting date, please pay at Building Construction Services, 18400 Murdock Circle, Port Charlotte, FL 33984-1074.

CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that a true and correct copy of the Notice of Non-Compliance and Notice of Hearing and Affidavit of Non-Compliance has been sent by mail on this 22nd day of November, 2016, to Armando Mosqueda Rodriguez, 240 Palm Beach Boulevard, Ft. Myers, FL 33901.

Sandra Williamson _____

Sandra Williamson
Administrative Assistant I

EXHIBIT " 4 "
10/2

BEFORE THE CHARLOTTE COUNTY CONSTRUCTION INDUSTRY LICENSING BOARD

CHARLOTTE COUNTY,

Petitioner,

v.

CASE NO. CIL-16-00595

ARMANDO MOSQUEDA RODRIGUEZ,

Respondent,

_____ /

AFFIDAVIT OF NON-COMPLIANCE

BEFORE ME, the undersigned authority, personally appeared Tom Atkinson who having been by me first duly sworn an oath, and based upon personal knowledge of the following facts and circumstances states as follows:

1. I Tom Atkinson, Certified Code Compliance Officer, Licensing Division, issued to the Respondent a Charlotte County Code Enforcement Citation No. 4550, for performing work without holding a certificate of competency which is in violation of Florida Statutes 489.127(1)(f) and Charlotte County Code 3-2-6(a).
2. Respondent has failed to pay the civil penalties stated in the citations.
3. Pursuant to Charlotte County Code, Sections 3-2-46(e)(6) and (f)(3), the Construction Industry Licensing Board shall enter an order which orders the respondent to pay the civil penalty set forth in the citations, to wit: \$1,000.00.
4. Pursuant to Charlotte County Code, Sections 3-2-46(e)(6) and (f)(3), a hearing shall not be necessary for the issuance of said order.
5. Pursuant to Charlotte County Code, Section 3-2-46(f)(12)(d) and F.S. 489.127(5)(h), a certified copy of such order may be recorded in the public records and thereafter shall constitute a lien against the real and personal property of the respondent.



 Tom Atkinson, Certified Code
 Compliance Officer, Licensing Division

STATE OF FLORIDA
COUNTY OF CHARLOTTE

Sworn to and subscribed before me this 18th day of November, 2016, by Tom Atkinson who is personally know to me and who did take an oath



 NOTARY PUBLIC

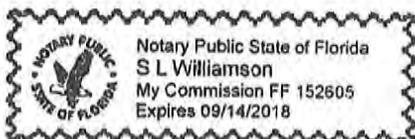


EXHIBIT " 4 "
 2016



Charlotte County Government
Community Development

CODE CASE DETAIL

Code Case No. **CIL-16-00595** Permit Type / Sub-Type : CILB / NA / NA

Case Status : In Process

Description of Case : CITATION NO 4550 - NOT PAID

Location :

Section : Township : Range : Folio # :

Legal Description :

Owner of Record :

WORKFLOW STATUS/COMMENTS

Action Date	Task	Status	Comment	By
11/17/2016	Intake	Unlicensed		WILLIAMSONS
11/17/2016	NOV	Affidavit of Non-Compliance		WILLIAMSONS
11/17/2016	Agenda Preparation	Completed		WILLIAMSONS

GENERAL APPLICATION COMMENTS

INSPECTIONS

Date	Inspector	Comment	Status

CONDITIONS

Condition Type	Description	Status	Date	Severity	By

ACTIVITIES

Date	Staff	Activity Name	Description

ADDENDUM INVESTIGATIVE REPORT
John Teague

This addendum report was prepared on November 28, 2016, to review the progress made by John Teague.

October 22, 2016, the certified mail was returned unclaimed. **(Exhibit 20)**

October 27, 2016, Amended Notice of Violation, Notice of Administrative Proceedings and associated documents were posted at the Charlotte County Administrative Building at 18500 Murdock Cir. Port Charlotte. **(Exhibit 21)**

November 28, 2016, I checked the permitting database finding the 4 expired permits listed on the Notice of Violation remain in expired status.

Mr. Teague is charged with violation of:

4 counts - CHARGE 1: Florida Building Codes 110.3 and 110.5

4 counts - CHARGE 2: Charlotte County Code 3-2-47 (b) (4)

4 counts - CHARGE 3: Charlotte County Code 3-2-47 (b) (20)

These charges reflect that John Teague obtained Charlotte County Building Permits as indicated in NOV# CIL-15-00396 and that he has failed to obtain final inspections which resulted in the permits expiring. A job is not considered to be completed until the final inspection is approved by the Building Department.

Exhibit 20: Certified Mail Tracking

Exhibit 21: Posting

JOHN KENNETH TEAGUE,
Annoited Air & Refrigeration Inc.,
Certified Air Conditioning Contractor,
License No. CAC1815111,

JOHN KENNETH TEAGUE,
Annoited Air & Refrigeration Inc.,
Certified Air Conditioning Contractor,
License No. CAC1815111,

AMENDED NOTICE OF VIOLATION

AMENDED NOTICE OF ADMINISTRATIVE PROCEEDING

You are hereby notified that you are in violation of Florida Statutes, Charlotte County Code and/or the Florida Building Code governing the licensing and code of the construction industry, specifically:

CHARGE 1: Florida Building Code 105.1 - Florida Building Code 105.1, adopted by Charlotte County Code 3-2-23: Any owner or authorized agent who intends to construct, enlarge, alter, repair, move, demolish, or change the occupancy of a building or structure, or to erect, install, enlarge, alter, repair, remove, convert or replace any electrical, gas, mechanical or plumbing system, the installation of which is regulated by this code, or to cause any such work to be done, shall first make application to the building official and obtain the required permit (1 count)

IN THAT YOU violated Florida Building Code Chapter 1, Section 105.1, adopted by Charlotte County Code 3-2-23, and Charlotte County Building Code 3-2-27(a), by failing to obtain the required Charlotte County Building Permit prior to the work performed a 21923 Calvin Lane, Port Charlotte, Florida.

CHARGE 2: Florida Building Codes 110.3 and 110.5, adopted by Charlotte County Code 3-2-23: The building official upon notification from the permit holder or his or her agent, shall make the following inspections, and shall either release that portion of the construction or shall notify the permit holder or his or her agent of any violations which must be corrected in order to comply with the technical codes. The building official shall determine the timing and sequencing of when inspections occur and what elements are inspected at each inspection. Additionally, it shall be the duty of the holder of the building permit or their duly authorized agent to notify the building official when work is ready for inspection. It shall be the duty of the permit holder to provide access to and means for inspections of such work that are required by this code (4 counts).

CHARGE 3: Charlotte County Code 3-2-47 (b)(4) - Willful or deliberate disregard and violation of any lawful order of the board, any provisions of Charlotte County Code, chapter 3 2, chapter 3 9, any provisions of any code adopted pursuant to this chapter, or any state law regulating the construction industry, including Chapter 489 and Part I of Chapter 455 (4 counts).

CHARGE 4: Charlotte County Code 3-2-47 (b)(20) Failing to obtain inspection including but not limited to final inspection (4 counts).

IN THAT YOU obtained Charlotte County Building Permit as indicated in the attached comprehensive expired permit report and that you have failed to obtain inspections including but not limited to final inspections which resulted in the permits expiring. A job is not considered to be completed until the final inspection is approved by the Building Department (Florida Building Code 110.3 - Required Inspections).

You are hereby directed by Charlotte County to appear before the Board at the date and time shown on the enclosed Notice of Administrative Proceeding.

Should you have any questions you may contact me at one of the following: email at Terri.Barnett@CharlotteCountyFL.gov or by phone - 941.743.1949 or fax - 941-764.4905.

Dated at Port Charlotte, Florida, on October 27, 2016

Received: _____
Signature of Qualifier

Terri Barnett
Terri Barnett, Certified Code Compliance Officer

Erin T. Mullen Travis
Erin T. Mullen Travis, Manager, Licensing/Code Enforcement Division, Certified Code Compliance Officer

POSTED: _____

ADMINISTRATIVE PROCEEDING

YOU ARE HEREBY NOTIFIED that Charlotte County files this COMPLAINT, and an administrative proceeding has been set for hearing before the Construction Industry Licensing Board ("BOARD") at 6:00 P.M. on the 1st day of December, 2016, or as soon thereafter as it may be heard, in the Commissioner Meeting Room 119, Charlotte County Administration Center, 18500 Murdock Circle, Port Charlotte, Florida, 33948.

John Kenneth Teague is presently a State of Florida Certified Air Conditioning Contractor under license number CAC1815111. Your failure to attend this administrative proceeding may result in an order of the BOARD being issued adverse to your interests. You have the right to be represented by an attorney; and, you will be given an opportunity to present witnesses, to take testimony, to call or cross examine witnesses, and to present written evidence and oral argument. If you decide to appeal a decision of this BOARD, you will need a record of the proceedings and therefore you may need to ensure that a verbatim record of the proceedings is made upon which the appeal is to be based.

COMPLAINT

Charlotte County files this complaint against John Kenneth Teague who holds is a Certified Air Conditioning Contractor, License No. CAC1815111. Pursuant to the provisions of Chapter 489 of the Florida Statutes and by virtue of the authority vested in it as an enforcing authority, pursuant to Chapter 3-2 of the Charlotte County Code, Charlotte County having reason to believe that John Kenneth Teague has violated the provisions of Florida Building Codes 105.1, 110.3, & 110.5, Charlotte County Code 3-2-47(b)(4) and Charlotte County Code 3-2-47(b)(20) and it appearing to Charlotte County that an administrative proceeding would be in the public interest, hereby seeks to revoke or suspend or restrict the license or permit privileges of John Kenneth Teague, or place John Kenneth Teague on probation with such conditions as may be determined by the BOARD based upon the following allegations:

- CHARGE 1: Florida Building Code 105.1 (1 count).
- CHARGE 2: Florida Building Codes 110.3 and 110.5 (4 counts).
- CHARGE 3: Charlotte County Code 3-2-47(b)(4) (4 counts).
- CHARGE 4: Charlotte County Code 3-2-47(b)(20) (4 counts).

Erin Mullen Travis
Erin Mullen Travis, Manager, Licensing Division

Dated: _____

Terri Barnett
Terri Barnett, Certified Code Compliance Officer
Licensing Division

Dated: 10/27/16

CERTIFICATE OF SERVICE

I certify that I have posted a true and correct copy of the foregoing at the Charlotte County Administrative Building, 18500 Murdock Circle, Port Charlotte, Florida and a copy sent by U.S. mail to John Kenneth Teague, Annoited Air & Refrigeration Inc., 1110 NE Pine Island Road, Unit 5, Cape Coral, FL 33909 and email to annoitedairandref@yahoo.com.

Sandra Williamson
Sandra Williamson
Administrative Assistant I

**BEFORE THE CHARLOTTE COUNTY
CONSTRUCTION INDUSTRY LICENSING BOARD**

**CHARLOTTE COUNTY, a Political
Subdivision of the State of Florida,**

Petitioner,

v.

CASE NO. CIL-15-00396

**JOHN KENNETH TEAGUE,
Annointed Air & Refrigeration Inc.,
Certified Air Conditioning Contractor,
License No. CAC1815111,**

Respondent,

_____ /

AMENDED NOTICE OF VIOLATION

You are hereby notified that you are in violation of Florida Statutes, Charlotte County Code and/or the Florida Building Code governing the licensing and code of the construction industry, specifically:

CHARGE 1: Florida Building Code 105.1 - Florida Building Code 105.1, adopted by Charlotte County Code 3-2-23: Any owner or authorized agent who intends to construct, enlarge, alter, repair, move, demolish, or change the occupancy of a building or structure, or to erect, install, enlarge, alter, repair, remove, convert or replace any electrical, gas, mechanical or plumbing system, the installation of which is regulated by this code, or to cause any such work to be done, shall first make application to the building official and obtain the required permit **(1 count)**.

IN THAT YOU violated Florida Building Code Chapter 1, Section 105.1, adopted by Charlotte County Code 3-2-23, and Charlotte County Building Code 3-2-27(a), **by failing to obtain the required Charlotte County Building Permit prior to installing an A/C unit at 21923 Calvin Lane, Port Charlotte, Florida.**

CHARGE 2: Florida Building Codes 110.3 and 110.5, adopted by Charlotte County Code 3-2-23: The building official upon notification from the permit holder or his or her agent, shall make the following inspections, and shall either release that portion of the construction or shall notify the permit holder or his or her agent of any violations which must be corrected in order to comply with the technical codes. The building official shall determine the timing and sequencing of when inspections occur and what elements are inspected at each inspection. Additionally, it shall be the duty of the holder of the building permit or their duly authorized agent to notify the building official when work is ready for inspection. It shall be the duty of the permit holder to provide access to and means for inspections of such work that are required by this code **(4 counts)**.

CHARGE 3: Charlotte County Code 3-2-47 (b)(4) - Willful or deliberate disregard and violation of any lawful order of the board, any provisions of Charlotte County Code, chapter 3-2, chapter 3-9, any provisions of any code adopted pursuant to this chapter, or any state law regulating the construction industry, including Chapter 489 and Part I of Chapter 455 **(4 counts)**.

CHARGE 4: Charlotte County Code 3-2-47 (b)(20) - Failing to obtain inspections including but not limited to final inspections **(4 counts)**.

IN THAT YOU obtained Charlotte County building permits as indicated in the attached comprehensive expired permit report and that you have failed to obtain inspections including but not limited to final inspections which resulted in the permits expiring. A job is not considered to be completed until the final inspection is approved by the Building Department (Florida Building Code 110.3 - Required Inspections).

You are hereby directed by Charlotte County to appear before the Construction Industry Licensing Board at the date and time shown on the enclosed Notice of Administrative Proceeding.

Should you have any questions you may contact me at one of the following: by email at Terri.Barnett@CharlotteCountyFL.gov or by phone - 941.743.1949 or fax - 941-764-4905.

Dated at Port Charlotte, Florida October 4, 2016.

Received: _____
Signature of Qualifier


Terri Barnett
Certified Code Compliance Officer


Erin T. Mullen-Travis
Manager, Licensing/Code
Enforcement Division

CERTIFICATE OF SERVICE

I certify that on this 4th day of October, 2016, I have furnished a true and correct copy of the foregoing by U.S. Mail and certified return receipt requested (7008 1300 0000 0982 4633) to John Kenneth Teague, Annotated Air & Refrigeration Inc., 1110 NE Pine Island Road, Unit 5, Cape Coral, FL 33909 and email to annointedairandref@yahoo.com.


Sandra Williamson
Administrative Assistant I

TB/slw

COMPREHENSIVE EXPIRED PERMIT REPORT

September 28, 2016

JOHN K TEAGUE

ANNOUNCED AIR & REFRIGERATION INC

License #: CAC1815111

Permit Number	Permit Type	Address	Expired Date
20150507650	Residential/Mechanical	513 CICERO	9/15/16
20150814277	Residential/Mechanical	225 FLAMINGO	9/15/16
20141219005	Residential/Mechanical	1512 WOODLAWN	9/15/16
20141219007	Residential/Mechanical	1626 WOODLAWN	9/15/16

**BEFORE THE CHARLOTTE COUNTY
CONSTRUCTION INDUSTRY LICENSING BOARD**

**CHARLOTTE COUNTY, a Political
Subdivision of the State of Florida,**

Petitioner,

v.

CASE NO. CIL-15-00396

**JOHN KENNETH TEAGUE,
Annointed Air & Refrigeration Inc.,
Certified Air Conditioning Contractor,
License No. CAC1815111,**

Respondent,

AMENDED NOTICE OF ADMINISTRATIVE PROCEEDINGS

ADMINISTRATIVE PROCEEDING

YOU ARE HEREBY NOTIFIED that Charlotte County files this COMPLAINT, and an administrative proceeding has been set for hearing before the Construction Industry Licensing Board ("BOARD") at **6:00 P.M. on the 3rd day of November, 2016**, or as soon thereafter as it may be heard, in the Commissioner Meeting Room 119, Charlotte County Administration Center, 18500 Murdock Circle, Port Charlotte, Florida, 33948.

JOHN KENNETH TEAGUE is presently a State of Florida **Certified Air Conditioning Contractor** under license number **CAC1815111**. Your failure to attend this administrative proceeding may result in an order of the BOARD being issued adverse to your interests. You have the right to be represented by an attorney; and, you will be given an opportunity to present witnesses, to take testimony, to call or cross examine witnesses, and to present written evidence and oral argument. If you decide to appeal a decision of this BOARD, you will need a record of the proceedings and therefore you may need to ensure that a verbatim record of the proceedings is made upon which the appeal is to be based.

COMPLAINT

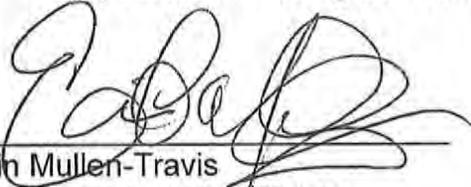
Charlotte County files this complaint against **JOHN KENNETH TEAGUE** who holds a license as a **Certified Air Conditioning Contractor** under license number **CAC1815111**. Pursuant to the provisions of Chapter 489 of the Florida Statutes and by virtue of the authority vested in it as an enforcing authority, pursuant to Chapter 3-2 of the Charlotte County Code, Charlotte County having reason to believe that **JOHN KENNETH TEAGUE** has violated the provisions of **Florida Building Codes 110.3 and 110.5, Charlotte County Code 3-2-47(b)(4) and Charlotte County Code 3-2-47(b)(20)** and it appearing to Charlotte County that an administrative proceeding would be in the public interest, hereby seeks to revoke or suspend or restrict the license or permit privileges of **JOHN KENNETH TEAGUE** or place **JOHN KENNETH TEAGUE** on probation with such conditions as may be determined by the BOARD based upon the following allegations:

CHARGE 1: Florida Building Code 105.1 - Florida Building Code 105.1, adopted by Charlotte County Code 3-2-23: Any owner or authorized agent who intends to construct, enlarge, alter, repair, move, demolish, or change the occupancy of a building or structure, or to erect, install, enlarge, alter, repair, remove, convert or replace any electrical, gas, mechanical or plumbing system, the installation of which is regulated by this code, or to cause any such work to be done, shall first make application to the building official and obtain the required permit **(1 count)**.

CHARGE 2: Florida Building Codes 110.3 and 110.5 - adopted by Charlotte County Code 3-2-23: The building official upon notification from the permit holder or his or her agent, shall make the following inspections, and shall either release that portion of the construction or shall notify the permit holder or his or her agent of any violations which must be corrected in order to comply with the technical codes. The building official shall determine the timing and sequencing of when inspections occur and what elements are inspected at each inspection. Additionally, it shall be the duty of the holder of the building permit or their duly authorized agent to notify the building official when work is ready for inspection. It shall be the duty of the permit holder to provide access to and means for inspections of such work that are required by this code **(4 counts)**.

CHARGE 3: Charlotte County Code 3-2-47(b)(4) - Willful or deliberate disregard and violation of any lawful order of the board, any provisions of Charlotte County Code, chapter 3-2, chapter 3-9, any provisions of any code adopted pursuant to this chapter, or any state law regulating the construction industry, including Chapter 489 and Part I of Chapter 455 (4 counts).

CHARGE 4: Charlotte County Code 3-2-47(b)(20) - Failing to obtain inspections including but not limited to final inspections (4 counts).


Erin Mullen-Travis
Manager, Licensing Division

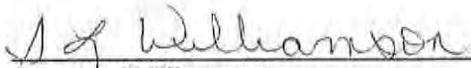
10/4/16
Date


Terri Barnett
Certified Code Compliance Officer
Contractor Licensing Investigator

10/4/16
Date

CERTIFICATE OF SERVICE

I certify that on this 4th day of October, 2016, I have furnished a true and correct copy of the foregoing by U.S. Mail and certified return receipt requested (7008 1300 0000 0982 4633) to John Kenneth Teague, Anointed Air & Refrigeration Inc., 1110 NE Pine Island Road, Unit 5, Cape Coral, FL 33909 and email to annointedairandref@yahoo.com.


Sandra Williamson
Administrative Assistant I

Amended Investigative Report (Exhibit 1)

John Teague

This action is against John Teague, license #CAC1815111 d/b/a Annoited Air & Refrigeration Inc. located at 1110 NE Pine Island Rd. Unit 5, Cape Coral, and is a result of Mr. Teague's failure to obtain a permit prior to commencing work, and failure to renew 4 permits that were issued to Annoited Air & Refrigeration Inc., and have continued to remain in an expired status. Mr. Teague's certified air conditioning contractor license is delinquent/active with DBPR, and DBPR disciplined Mr. Teague August 31, 2016. **(Exhibit 2)**

June 11, 2015, Investigator Lundblad received a complaint from the owner of Golden Krust Restaurant located at 1825 Tamiami Trail regarding Annoited Air. The complainant states that Mr. Teague regularly shows up late or not at all, continuously comes to them for additional funds beyond the contract, **(Exhibit 3)** and Mr. Teague states that if they don't pay him, he'll have the permit "pulled" and "shut them down". He also refuses to turn over receipts for equipment, and has put them 1 1/2 months beyond their original opening date. Upon further investigation, it was discovered that Mr. Teague applied for 3 permits but they were never issued but the work was under way. Officer Morgan met with Mr. Teague and advised him that per owner's request he was being removed as the contractor on the 3 permits and they want no future communication with him. **(Exhibit 4)** Additionally, upon reviewing Mr. Teague's permitting history, it was discovered that he has (2) expired permits. **(Exhibit 5)**

June 12, 2015, Notice of Violation CIL-15-00396 was mailed certified, **(Exhibit 6)** and signed for on June 17, 2015. **(Exhibit 7)**

August 25, 2015, both permits were renewed.

February 22, 2016, The 2 permits listed on the Notice of Violation expired again.

April 28, 2016, I checked the permitting database finding 2 additional permits have expired that were not listed on the Notice of Violation. **(Exhibit 8)**

June 22, 2016, Notice of Violation, Notice of Administrative Proceedings and associated documents were mailed via certified mail and regular mail to 1110 NE Pine Island Rd. Unit 5, which is the address on file with the Department of Business and Professional Regulation, also an email was sent to the email address listed on Charlotte County's contractor database. **(Exhibit 9)**

The Notice of Violation, Notice of Administrative Proceedings and associated documents were delivered and signed for on June 24, 2016. **(Exhibit 10)**

July 20, 2016, I called Mr. Teague. He stated that he is in the hospital with an infection, and asked me to call him back next week.

EXHIBIT " 1 "
10/4

August 4, 2016, I received a call from Mr. Teague. He requested a continuance due to being in the hospital until yesterday. I advised him that the request needs to be in writing. Mr. Teague emailed me the request and I met with my manager and she agreed to a 6 months continuance if Mr. Teague renews all expired permits before tonight's hearing. Mr. Teague renewed all expired permits, and his case was continued to the March 2, 2016 CILB hearing.

August 11, 2016, the continuance was mailed & emailed to Mr. Teague. **(Exhibit 11)**

August 29, 2016, the check Mr. Teague wrote to renew the five expired permits was returned for insufficient funds, the permitting department placed a lock on Mr. Teague's contractor license, and the permits were returned to expired status.

September 8, 2016, I called Mr. Teague and advised him of the lock on his license for NSF. He stated that someone stole a lot of money from his bank account and there is a federal investigation. He also stated that he will have enough money to reinstate all four permits on Monday Sept. 12th.

September 9, 2016, I received a referral case from Code Enforcement stating that Annointed Air replaced an ac system at 21923 Calvin Lane, Port Charlotte, without a permit. Officer Drown and I arrived at the house, no one was home but the owner of the house next door, Bret Hyde gave me the owner's phone number and name, John Tope. Mr. Hyde also stated that the work was done about two weeks ago, and they never finished the installation and then stole some of the owner's construction tools. He also stated that the owner made a report with the Sheriff's department for the theft. I took several photos **(Exhibit 12)** and I called the owner and he stated that he purchased the used ac system and contracted with Mr. Teague to pull the permit and install the unit. He has a written contract and wrote 3 checks to Mr. Teague. I asked Mr. Tope to email me copies of the contract, cancelled checks, police report number, and to write a summary of what happened between him and Mr. Teague. Later in the day I received an email from Mr. Tope with an attached summary of events. **(Exhibit 13)**

September 12, 2016, Officer Drown received a phone call from Mr. Teague stating that there wasn't a written contract and he didn't do any of the installation. Mr. Tope emailed me with attached copies of the checks he wrote to Mr. Teague. (front of checks only). **(Exhibit 14)** Later in the day Officer Drown and I met the owner at the Calvin Lane address. He gave me a copy of the contract, **(Exhibit 15)** and gave us a tour of the inside of the house, and I took 3 photos. **(Exhibit 16)** After I returned to our office a received an email from Mr. Tope with copies of the back of the checks he wrote to Mr. Teague. **(Exhibit 17)**

September 28, 2016, I checked the permitting database finding the 4 permits are still expired, and another AC company has obtained a permit for Calvin Ln. **(Exhibit 18)**

EXHIBIT " 1 "
 2 of 4

October 4, 2016, Amended Notice of Violation, Notice of Administrative Proceedings and associated documents were mailed via certified mail and regular mail to 1110 NE Pine Island Rd. Unit 5, which is the address on file with the Department of Business and Professional Regulation, also an email was sent to the email address listed on Charlotte County's contractor database. (Exhibit 19)

Mr. Teague is being charged with the following:

1 COUNT - CHARGE 1: Florida Building Code 105.1, adopted by Charlotte County Code 3-2-23: Any owner or authorized agent who intends to construct, enlarge, alter, repair, move, demolish, or change the occupancy of a building or structure, or to erect, install, enlarge, alter, repair, remove, convert or replace any electrical, gas, mechanical or plumbing system, the installation of which is regulated by this code, or to cause any such work to be done, shall first make application to the building official and obtain the required permit.

4 COUNTS- CHARGE 2: Florida Building Codes 110.3 and 110.5, adopted by Charlotte County Code 3-2-23: The building official upon notification from the permit holder or his or her agent, shall make the following inspections, and shall either release that portion of the construction or shall notify the permit holder or his or her agent of any violations which must be corrected in order to comply with the technical codes. The building official shall determine the timing and sequencing of when inspections occur and what elements are inspected at each inspection. Additionally, it shall be the duty of the holder of the building permit or their duly authorized agent to notify the building official when work is ready for inspection. It shall be the duty of the permit holder to provide access to and means for inspections of such work that are required by this code.

4 COUNTS -CHARGE 3: Charlotte County Code 3-2-47 (b) (4) - Disciplinary action. - Willful or deliberate disregard and violation of any lawful order of the board, any provisions of Charlotte County Code, chapter 3-2, chapter 3-9, any provisions of any code adopted pursuant to this chapter or any state law regulating the construction industry, including Chapter 489 and Part I of Chapter 455.

4 COUNTS - CHARGE 4: Charlotte County Code 3-2-47 (b) (20) - Failing to obtain inspections including but not limited to final inspection. These charges reflect that John Teague commenced air conditioning work without first obtaining permits, and obtained Charlotte County Building Permits as indicated in NOV# CIL-15-00396 and that he has failed to obtain inspections including but not limited to final inspections which resulted in the permits expiring. A job is not considered to be completed until the final inspection is approved by the Building Department.

EXHIBIT ¹ / _{3 of 3}

These charges reflect that John Teague commenced air conditioning work without first obtaining a permit, and obtained Charlotte County Building Permits as indicated in NOV# CIL-15-00396 and that he has failed to obtain final inspections which resulted in the permits expiring. A job is not considered to be completed until the final inspection is approved by the Building Department. expiring. A job is not considered to be completed until the final inspection is approved by the Building Department.

- EXHIBIT 1: Investigative Report
- EXHIBIT 2: DBPR & Charlotte County Licensee Information
- EXHIBIT 3: Contracts between Anointed & Golden Krust
- EXHIBIT 4: Permit History- 1825 Tamiami Trail
- EXHIBIT 5: Permit History 20141219005 & 20141219007
- EXHIBIT 6: NOV CIL-15-00396
- EXHIBIT 7: Certified Mail Tracking
- EXHIBIT 8: Permit History 20150814277 & 20150507650
- EXHIBIT 9: Notice of Violation and Notice of Administrative Proceeding
- EXHIBIT 10: Certified Mail Tracking
- EXHIBIT 11: Continuance dated 8/11/16
- EXHIBIT 12: Photos dated 9/9/16
- EXHIBIT 13: Email dated 9/9/16
- EXHIBIT 14: Email dated 9/12/16, 1:43pm
- EXHIBIT 15: Calvin Ln. contract
- EXHIBIT 16: Photos dated 9/12/16
- EXHIBIT 17: Email dated 9/12/16, 4:50 pm
- EXHIBIT 18: Calvin Ln. permit 20160918130
- EXHIBIT 19: Amended Notice of Violation and Notice of Administrative Proceeding

EXHIBIT " 1 / 4 of 4 "

Licensee Details

Licensee Information

Name: **TEAGUE, JOHN KENNETH (Primary Name)**
ANNOINTED AIR & REFRIGERATION INC (DBA Name)

Main Address: **1110 NE PINE ISLAND RD**
UNIT 5
CAPE CORAL Florida 33909

County: **LEE**

License Mailing:

LicenseLocation:

License Information

License Type: **Certified Air Conditioning Contractor**

Rank: **Cert Air**

License Number: **CAC1815111**

Status: **Delinquent,Active**

Licensure Date: **07/03/2006**

Expires: **08/31/2016**

Special Qualifications **Qualification Effective**

Class B **07/03/2006**

Construction Business **07/03/2006**

Alternate Names

View Related License Information

View License Complaint

EXHIBIT " 2 "
 10/2

2601 Blair Stone Road, Tallahassee FL 32399 :: Email: **Customer Contact Center** :: Customer Contact Center: 850.487.1395

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Under Florida law, email addresses are public records. If you do not want your email address released in response to a public-records request, do not send electronic mail to this entity. Instead, contact the office by phone or by traditional mail. If you have any questions, please contact 850.487.1395. *Pursuant to Section 455.275(1), Florida Statutes, effective October 1, 2012, licensees licensed under Chapter 455, F.S. must provide the Department with an email address if they have one. The emails provided may be used for official communication with the licensee. However email addresses are public record. If you do not wish to supply a personal address, please provide the Department with an email address which can be made available to the public. Please see our **Chapter 455** page to determine if you are affected by this change.

Complaint Details

Below is a listing of public complaints regarding the person or entity selected. This may not reflect all public complaints filed with the Department; for example, all against Community Association Managers (CAMs) are available to the public, regardless of whether any appear below, and may be requested directly from the Department. The Department is also precluded from disclosing any complaints which are confidential pursuant to Florida Statutes.

If you would like a full list of public complaints against an individual or entity or to make a public records request for complaints listed please visit our [Public Records](#)

You can search for public records pertaining to unlicensed activity complaints through an additional database by visiting our [Search Unlicensed Activity Complaints](#). For more information about CAM complaints, please visit the [CAMs page](#).

Name: TEAGUE, JOHN KENNETH

The Status and Discipline Description below is only the status of a complaint. To see the status of this license select the "Back" button to return to the Licensee Details

Number	Class	Incident Date	Status	Disposition	Disposition Date	Discipline Date - Description
2015043732	Licensed Activity	06/01/2015	Closed	Final Order	08/31/2016	08/31/2016 - Cost 08/31/2016 - Education 08/31/2016 - Fine

[2601 Blair Stone Road, Tallahassee, FL 32399](#) | Email: [Customer Contact Center](#) :: Customer Contact Center: 850.487.1395

The State of Florida is an AA/EEO employer. [Copyright 2007-2010 State of Florida, Privacy Statement](#)

Under Florida law, email addresses are public records. If you do not want your email address released in response to a public-records request, do not send electronic mail to this entity. Instead, contact the office by phone or by traditional mail. If you have any questions, please contact 850.487.1395. *Pursuant to Section 455.275(1), Florida Statutes, effective October 1, 2012, licensees licensed under Chapter 455, F.S., must provide the Department with an email address if they have one. The emails provided may be used for official communication with the licensee. However email addresses are public record. If you do not wish to supply a personal address, please provide the Department with an email address which can be made available to the public. Please see our [Chapter 455](#) page to determine if you are affected by this change.

EXHIBIT " 2 "
2012

CHECK LIST

<input type="checkbox"/>	COMPRESSOR	PSI
<input type="checkbox"/>	SLUCTION	PSI
<input type="checkbox"/>	HEAD	PSI
<input type="checkbox"/>	VOLTS	AMPS
<input type="checkbox"/>	ELECTRICAL CONNECTIONS	
<input type="checkbox"/>	CONTACTS TIGHT & CLEAN	
<input type="checkbox"/>	OIL LEVEL & CONDITION	
<input type="checkbox"/>	CONDENSER COIL	
<input type="checkbox"/>	CLEAN COIL & CHECK FIN COND.	
<input type="checkbox"/>	EVAPORATOR COIL	
<input type="checkbox"/>	CLEAN COIL & CHECK FIN	
<input type="checkbox"/>	REFRIGERANT	
<input type="checkbox"/>	LEAK	
<input type="checkbox"/>	FAN AND MOTOR	
<input type="checkbox"/>	VOLTS	AMPS
<input type="checkbox"/>	ELECTRICAL CONNECTIONS	
<input type="checkbox"/>	CONTACTS TIGHT & CLEAN	
<input type="checkbox"/>	FAN PULLEYS (ADJUST BELT)	
<input type="checkbox"/>	CHECK LUBE BEARINGS & MOTOR	
<input type="checkbox"/>	INSPECT & CLEAN DRAIN PAN	
<input type="checkbox"/>	INSPECT & CLEAN DRAIN PAN	
<input type="checkbox"/>	AIR FILTERS	
<input type="checkbox"/>	CLEANED	REPLACED
<input type="checkbox"/>	HEATING ASSY	
<input type="checkbox"/>	BURNER & HEAT EXCHANGER	
<input type="checkbox"/>	FUEL SUPPLY & PRESSURE	
<input type="checkbox"/>	PILOT ASSEMBLY	
<input type="checkbox"/>	FLAME ADJUSTMENT	
<input type="checkbox"/>	PRIMARY RELAY & FLUE	
<input type="checkbox"/>	FAN & LIMIT SWITCH OPER.	
<input type="checkbox"/>	BLOWER ASSEMBLY	
<input type="checkbox"/>	RV VALVE	
<input type="checkbox"/>	STRIP HEAT	
<input type="checkbox"/>	DEROST CYCLE	
<input type="checkbox"/>	ELECTRICAL COMPTS.	
<input type="checkbox"/>	RELAYS	CONTACTORS
<input type="checkbox"/>	OVERLOAD	PRESS. SWITCH
<input type="checkbox"/>	THERMOSTAT	
<input type="checkbox"/>	O.K.	REPLACE
<input type="checkbox"/>	RELOCATE	

QUANTITY	ITEM OR PART DESCRIPTION	PRICE	AMOUNT
	AIR PUMP		
	CONDENSER COIL		
	REFRIGERANT		
	FAN AND MOTOR		
	EVAPORATOR COIL		
	HEATING ASSY		
	BURNER & HEAT EXCHANGER		
	FUEL SUPPLY & PRESSURE		
	PILOT ASSEMBLY		
	FLAME ADJUSTMENT		
	PRIMARY RELAY & FLUE		
	FAN & LIMIT SWITCH OPER.		
	BLOWER ASSEMBLY		
	RV VALVE		
	STRIP HEAT		
	DEROST CYCLE		
	ELECTRICAL COMPTS.		
	RELAYS		
	OVERLOAD		
	THERMOSTAT		
	O.K.		
	RELOCATE		
	TRAVEL TIME		
	ARRIVED		
	DEPARTED		
	TRAVEL TIME		
	MILEAGE		
	ENDING		
	START		
	TOTAL MILES		
	TRIP CHARGE		

AMOUNTED AIR & REFRIGERATION INC.
 110 N.E. PINE ISLAND RD. UNIT 5
 CAPE CORAL, FL 33909
 (239) 344-7500
 FAX (239) 244-5111
 LICENSED & INSURED CAC 1615111

Goodman
 RUD

DATE ORDERED: 9/18/15
 DATE SCHEDULED: 9/18/15
 WK-OR-SEL: []
 WARRANTY: []
 CONTRACT: []
 SERVICE CONTRACT: []
 NORMAL: []
 RES: []
 COMM: []

NAME: []
 STREET: []
 CITY: []
 MAKE: []
 MODEL: []
 SERIAL NUMBER: []
 ZIP: []
 PHONE: []

JOB LOCATION: []
 DESCRIPTION OF WORK: []
 SERVICE: []

TECH #1: [] HRS: [] /HR: []
 TECH #2: [] HRS: [] /HR: []
 REGULAR: []
 OVERTIME: []

TECHNICIAN SIGNATURE: []
 TERMS: DUE UPON COMPLETION

I HAVE THE AUTHORITY TO ORDER THE ABOVE WORK AND DO SO ORDER AS OUTLINED ABOVE. IT IS AGREED THAT THE SELLER WILL RETAIN TITLE TO ANY EQUIPMENT OR MATERIAL FURNISHED UNTIL FINAL & COMPLETE PAYMENT IS MADE, AND IF SETTLEMENT IS NOT MADE AS AGREED, THE SELLER SHALL HAVE THE RIGHT TO REMOVE SAME AND THE SELLER WILL BE HELD HARMLESS FOR ANY DAMAGES RESULTING FROM THE REMOVAL THEREOF.

LARGE PAYMENT UPON RECEIPT, 1% SERVICE CHARGE ADDED PER MONTH ON UNPAID BALANCE.

AUTHORIZED SIGNATURE: []
 DATE: 9/19/15

TOTAL AMOUNT DUE: 7595.00

EXHIBIT

CHECK LIST

COMPRESSOR PSI
 SUCTION PSI
 HEAD PSI
 VOLTS AMPS
 ELECTRICAL CONNECTIONS
 CONTRACTS TIGHT & CLEAN
 OIL LEVEL & CONDITION
 CONDENSER COIL
 CLEAN COIL & CHECK FAN COND.
 ENT. LEAK
 REFRIGERANT CHARGE
 FAN AND MOTOR
 VOLTS AMPS
 ELECTRICAL CONNECTIONS
 CONTRACTS TIGHT & CLEAN
 FAN PULLER'S (ADJUST BELL)
 CHECK LUBE BEARINGS & MOTOR
 CFM
 EVAPORATOR COIL
 CLEAN COIL & CHECK FAN
 ENT. DB °F LUG WB °F
 ENT. WB °F LUG WB °F
 CONDENSATE AREAS
 INSPECT & CLEAN DRAIN PAN
 AIR FILTERS
 CLEANED
 REPLACED
 FILTER SIZE
 HEATING ASSY.
 BURNER & HEAT EXCHANGER
 FUEL SUPPLY & PRESSURE
 PILOT ASSEMBLY
 FLAME ADJUSTMENT
 PRIMARY RELAY & FUSE
 FAN & LIMIT SWITCH OPER.
 BLOWER ASSEMBLY
 VALVE
 RIP HEAT
 PROST CYCLE
 ELECTRICAL COMP. T'S
 RELAYS
 CONTRACTORS
 OVERLOAD
 PRESS. SWITCH
 THERMOSTAT
 REPLACE
 XK
 LOCATE
 TRAVEL TIME

QUANTITY	ITEM OR PART DESCRIPTION	PRICE	AMOUNT
	REFRIG. APPLIED		
	REFRIGERANT ADDED		
	TOTAL PARTS		

ANNOIATED AIR & REFRIGERATION INC.
 1110 N.E. PINE ISLAND RD. UNIT 5
 CAPE CORAL, FL 33909
 (239) 344-7500
 FAX (239) 244-3111
 LICENSED & INSURED CAC 1815111

Goodman
 RUD

NAME: *Feeder on Ceiling*
 STREET: *Feeder on Ceiling*
 CITY: *Feeder on Ceiling* STATE: _____ ZIP: _____

MAKE: *Cody* MODEL: *Stand* SERIAL NUMBER: _____

JOB LOCATION: _____ DESCRIPTION OF WORK: *Service for hood*

TECH #1: _____ HRS. @ _____ /HR. = _____ REGULAR
 TECH #2: _____ HRS. @ _____ /HR. = _____ REGULAR

TECHNICIAN SIGNATURE: _____

DATE ORDERED: *10/15/15*
 DATE SCHEDULED: _____
 PHONE: _____
 WK. OR CELL: _____

WARRANTY:
 CONTRACT:
 SERVICE CONTRACT:
 NORMAL:
 RES: COMM:

TERMS: DUE UPON COMPLETION

I HAVE THE AUTHORITY TO ORDER THE ABOVE WORK AND DO SO ORDER AS OUTLINED ABOVE. IT IS AGREED THAT THE SELLER WILL RETAIN TITLE TO ANY EQUIPMENT OR MATERIAL FURNISHED UNTIL FINAL & COMPLETE PAYMENT IS MADE, AND IF SETTLEMENT IS NOT MADE AS AGREED, THE SELLER SHALL HAVE THE RIGHT TO REMOVE SAME AND THE SELLER WILL BE HELD HARMLESS FOR ANY DAMAGES RESULTING FROM THE REMOVAL THEREOF.

INVOICE PAYABLE UPON RECEIPT. 1.5% SERVICE CHARGE ADDER PER MONTH ON UNPAID BALANCE.

AUTHORIZED SIGNATURE: _____

OWNER'S INITIALS: _____
 ACCEPTED _____ DECLINED _____

TOTAL AMOUNT DUE: *145*

DATE: *10/15/15*

EXHIBIT 3
 30/3



Charlotte County Government
Community Development

COMPLETE PERMIT HISTORY PRINT

Permit No. **20150407108** Permit Type / Sub-Type : Trade Permits / Commercial / Mechanical
Application Status : Closed
Date Issued : 06/15/2015 Issued By : Heidi Clement

Master Permit :

Description of Work : VILLAGE MARKET PLACE UNITS A1 & A2 GOLDEN KRUST RESTAURANT INSTALL USED WALK-IN COOLER

Job Address: 1825 TAMIAMI, PORT CHARLOTTE, FL 33948
Section: 8 Township: 40 Range: 22 Parcel ID: 402208376006
Lot/Block: 00T2/0000 Subdivision: VMP

SETBACKS Front : Rear : Right : Left :

Owner Name : CMC/VILLAGE MARKETPLACE LTD

CONTRACTOR FIRST CHARLOTTE AIR CONDITIONING & REFRIGERPhone : (941) 764-0005 Fax : (941) 505-9001

License # : CAC057579
CERT_NBR (From CDPlus) : 10060
City :
Address Line 2 :
ZIP :
Company Phone Number : 9414299709
Exemption Expires : 04/11/2016
Insurance Company : DYNAMIC INSURANCE
Effective Date : 08/28/2014
Policy Number : 001-WC14A-72630
Home Phone Number : 9417640005
Address Line 1 :
State :
Policy Cancellation Date :
Exempt From Workman's Comp Requirements? : Y
Cancellation Date :
Insurance Company Phone :
Expiration Date : 08/28/2015

Contacts Primary Phone
CMC/VILLAGE MARKETPLACE Y

APPLICATION SPECIFIC INFO

GENERAL

Expiration Date : 12/15/2015 Construction Cost : \$800.00
Flood Zone : X,9AE In SFHA : Y

MECHANICAL

HVAC Installation Type : Change Out in Existing Building SEER : 0
KW : 0 Tons : 0

WORKFLOW STATUS/COMMENTS

EXHIBIT " 4 " / 10/11



Charlotte County Government
Community Development

COMPLETE PERMIT HISTORY PRINT

Action Date	Task	Status	Comment	By
03/11/2016	Ad Hoc Task	Not Applicable		BAUERE
07/13/2015	End of Process	Closed		IRISHC
07/13/2015	Finald	Closed		IRISHC
06/15/2015	Permit Issuance	Issued		CLEMENH
06/15/2015	Quality Review	Approved		CLEMENH
06/08/2015	Final Review	Approved		MOORET
06/08/2015	Ad Hoc Task	Approved	<p>1 PROVIDE AN OVERALL PLAN OF SHOPPING CENTER SHOWING LOCATION OF UNIT A-1/A-2 IN SHOPPING CENTER.</p> <p>2 APPARENTLY THIS IS A NEW RESTAURANT. A PERMIT HAS NOT BEEN SUBMITTED TO CONVERT THE TWO EXISTING TENANT SPACES INTO A RESTAURANT. BEFORE THE WALK-IN COOLER PERMIT WILL BE ISSUED, A COMPLETE SET OF SIGNED AND SEALED ARCHITECTURAL, PLUMBING, HVAC AND ELECTRICAL CONSTRUCTION DOCUMENTS SHALL BE SUBMITTED FOR A PERMIT TO CHANGE THE TWO EXISTING TENANT SPACES INTO A RESTAURANT. IN THE INTERIM FOR THE WALK-IN COOLER PERMIT, AN ELECTRICAL CONTRACTOR SHALL PROVIDE A PLAN DWG SHOWING LOCATION OF COOLER AND EXISTING SERVICE PANEL, WIRE TYPE AND SIZE AND A PANEL BOARD SCHEDULE SHOWING AMPERAGE RATING AND CAPACITY TO CONFIRM EXISTING PANEL BD HAS SUFFICIENT CAPACITY.</p> <p>3 ROOF MTD EQUIPMENT REQUIRES THE EXISTING ROOF FRAMING TO BE EVALUATED BY AN ENGINEER AND THE STEEL FRAME STANDS REQUIRED TO RAISE THE EQUIPMENT OFF THE ROOF AND ITS CONNECTIONS TO EXISTING ROOF FRAMING SHALL BE SIGNED AND SEALED BY AN ENGINEER TO MEET WIND LOADS.</p>	SIPPERD
06/08/2015	Reviews	Approved	Closed via script	SIPPERD
06/08/2015	Mechanical Plan	Approved	NEW CONDENSER ROOF MTD ON EXISTING PLATFORM. ELECTRIC IS TO BE SEPARATE PERMIT.	SIPPERD
06/08/2015	Mechanical Plan	Rejection Resubmitted		CLEMENH
06/04/2015	Ad Hoc Task	Rejected	<p>1 PROVIDE AN OVERALL PLAN OF SHOPPING CENTER SHOWING LOCATION OF UNIT A-1/A-2 IN SHOPPING CENTER.</p> <p>2 APPARENTLY THIS IS A NEW RESTAURANT. A PERMIT HAS NOT BEEN SUBMITTED TO CONVERT THE TWO EXISTING TENANT SPACES INTO A RESTAURANT. BEFORE THE WALK-IN COOLER PERMIT WILL BE ISSUED, A COMPLETE SET OF SIGNED AND SEALED ARCHITECTURAL, PLUMBING, HVAC AND ELECTRICAL CONSTRUCTION DOCUMENTS SHALL BE SUBMITTED FOR A PERMIT TO CHANGE THE TWO EXISTING TENANT SPACES INTO A RESTAURANT. IN THE INTERIM FOR THE WALK-IN COOLER PERMIT, AN ELECTRICAL CONTRACTOR SHALL PROVIDE A PLAN DWG SHOWING LOCATION OF COOLER AND EXISTING SERVICE PANEL, WIRE TYPE AND SIZE AND A PANEL BOARD SCHEDULE SHOWING AMPERAGE RATING AND CAPACITY TO CONFIRM EXISTING PANEL BD HAS SUFFICIENT CAPACITY.</p> <p>3 ROOF MTD EQUIPMENT REQUIRES THE EXISTING ROOF FRAMING TO BE EVALUATED BY AN ENGINEER AND THE STEEL FRAME STANDS REQUIRED TO RAISE THE EQUIPMENT OFF THE ROOF AND ITS CONNECTIONS TO EXISTING ROOF FRAMING SHALL BE SIGNED AND SEALED BY AN ENGINEER TO MEET WIND LOADS.</p>	SIPPERD

EXHIBIT " 4 "

2011



Charlotte County Government
Community Development

COMPLETE PERMIT HISTORY PRINT

06/04/2015	Mechanical Plan	REJECT	<p>1 PROVIDE AN OVERALL PLAN OF SHOPPING CENTER SHOWING LOCATION OF UNIT A-1/A-2 IN SHOPPING CENTER.</p> <p>2 APPARENTLY THIS IS A NEW RESTAURANT. A PERMIT HAS NOT BEEN SUBMITTED TO CONVERT THE TWO EXISTING TENANT SPACES INTO A RESTAURANT. BEFORE THE WALK-IN COOLER PERMIT WILL BE ISSUED, A COMPLETE SET OF SIGNED AND SEALED ARCHITECTURAL, PLUMBING, HVAC AND ELECTRICAL CONSTRUCTION DOCUMENTS SHALL BE SUBMITTED FOR A PERMIT TO CHANGE THE TWO EXISTING TENANT SPACES INTO A RESTAURANT.</p> <p>IN THE INTERIM FOR THE WALK-IN COOLER PERMIT, AN ELECTRICAL CONTRACTOR SHALL PROVIDE A PLAN DWG SHOWING LOCATION OF COOLER AND EXISTING SERVICE PANEL, WIRE TYPE AND SIZE AND A PANEL BOARD SCHEDULE SHOWING AMPERAGE RATING AND CAPACITY TO CONFIRM EXISTING PANEL BD HAS SUFFICIENT CAPACITY.</p> <p>3 ROOF MTD EQUIPMENT REQUIRES THE EXISTING ROOF FRAMING TO BE EVALUATED BY AN ENGINEER AND THE STEEL FRAME STANDS REQUIRED TO RAISE THE EQUIPMENT OFF THE ROOF AND ITS CONNECTIONS TO EXISTING ROOF FRAMING SHALL BE SIGNED AND SEALED BY AN ENGINEER TO MEET WIND LOADS.</p>	SIPPERD
05/29/2015	Mechanical Plan	Rejection Resubmitted		FETTIGJ
04/27/2015	Mechanical Plan	REJECT	<p>1 PROVIDE AN OVERALL PLAN OF SHOPPING CENTER SHOWING LOCATION OF UNIT A-1 IN SHOPPING CENTER. IS THIS A NEW OR EXISTING RESTAURANT? WHAT IS NAME OF RESTAURANT?</p> <p>2 IS THERE AN EXISTING WALK-IN COOLER BEING REMOVED TO MAKE ROOM FOR NEW USED WALK-IN? IS THERE EXISTING ELECTRICAL AVAILABLE OR DOES NEW ELECTRICAL HAVE TO BE PROVIDED? SHOW ON DWG COMPLETE ELECTRICAL REQUIREMENTS. IF NEW ELECTRICAL HAS TO BE RUN AND NEW CIRCUIT PROVIDED, A LICENSED ELECTRICAL SUB IS REQUIRED.</p> <p>3 WHERE IS CONDENSER LOCATED? INSIDE OR OUTSIDE? IF IT IS MOUNTED OUTSIDE ON WALL, PROVIDE DETAILS OF MOUNTING BRACKET TO MEET WIND LOADS AND DEAD LOADS.</p>	SIPPERD
04/24/2015	Intake / Sufficiency Review	Sufficient		FETTIGJ

COMMENTS

General Application Comments

6/15/2015 8:15:47AM CLEMENTH CHANGE CONTRACTOR FROM ANNOINTED AIR TO FIRST CHARLOTTE AIR, NO FEE PER TINA

SUBCONTRACTORS

Phone: License #: Type:

SUB-PERMITS

Application #	Status	Type	Lic Prof #	DBA	Comment
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EXHIBIT " 4 "
 30/11



Charlotte County Government
Community Development

COMPLETE PERMIT HISTORY PRINT

FEES

Fee Item	Fee Description	Fee Amt	Date	Trans Type
04COM	2004 - COMMERCIAL PERMIT FEE	\$90.00	4/24/2015 3:29:19PM	Invoice FeeItem
2010SURCH	2010 Surcharge Fee	\$4.00	4/24/2015 3:29:19PM	Invoice FeeItem

INSPECTIONS

Trans #	Inspection Type	Date	Inspector	Status/Result	Result/Date
945	HVAC Final	06/16/2015	HARGETTR	Partial Without Fee	DENIED 06/16/2015
				Comment :	Date: 6/16/2015 Roof ok for AC could not get inside.
945	HVAC Final	06/18/2015	HARGETTR	Pass	APPROVED 06/18/2015
				Comment :	They will be there from 8:00 to 3:00 She said doors A-1 & A-2 will be open. Thank you, Darlene, 941-764-0005

CONDITIONS

Condition Type	Description	Status	Date	Severity	By
CC PERMIT	PERMIT ISSUANCE HOLD	Released	06/08/2015		David Sipper
Comment : HOLD ISSUANCE FOR RECEIPT OF ELECTRICAL PERMIT APPLICATION					
Construction Co	NEW CONTRACTOR TAKING OVER PERMIT	Met	06/11/2015		Tina Jones
Comment : Contractor will be hiring new contractor. No further action allowed until new contractor takes over permit.					

EXHIBIT " 4 " 4/28/11



Charlotte County Government
Community Development

COMPLETE PERMIT HISTORY PRINT

Permit No. **20150407109** Permit Type / Sub-Type : Trade Permits / Commercial / Mechanical
Application Status : Closed
Date Issued : 06/15/2015 Issued By : Heidi Clement

Master Permit :

Description of Work : VILLAGE MARKET PLACE UNITS A1 & A2 GOLDEN KRUST RESTAURANT: INSTALL USED WALK-IN FREEZER

Job Address: 1825 TAMiami, PORT CHARLOTTE, FL 33948
Section: 8 Township: 40 Range: 22 Parcel ID: 402208376006
Lot/Block: 00T2/0000 Subdivision: VMP

SETBACKS Front : Rear : Right : Left :

Owner Name : CMC/VILLAGE MARKETPLACE LTD

CONTRACTOR FIRST CHARLOTTE AIR CONDITIONING & REFRIGERPhone : (941) 764-0005 Fax : (941) 505-9001

License # : CAC057579
CERT_NBR (From CDPlus) : 10060
City :
Address Line 2 :
ZIP :
Company Phone Number : 9414299709
Exemption Expires : 04/11/2016
Insurance Company : DYNAMIC INSURANCE
Effective Date : 08/28/2014
Policy Number : 001-WC14A-72630
Home Phone Number : 9417640005
Address Line 1 :
State :
Policy Cancellation Date :
Exempt From Workman's Comp Requirements? : Y
Cancellation Date :
Insurance Company Phone :
Expiration Date : 08/28/2015

Contacts Primary Phone
CMC/VILLAGE MARKETPLACE Y

APPLICATION SPECIFIC INFO

GENERAL

Expiration Date : 12/15/2015 Construction Cost : \$800.00
Flood Zone : X,9AE In SFHA : Y

MECHANICAL

HVAC Installation Type : Change Out in Existing Building SEER : 0
KW : 0 Tons : 0

WORKFLOW STATUS/COMMENTS

EXHIBIT " 4 "
 5/8/11



Charlotte County Government
Community Development

COMPLETE PERMIT HISTORY PRINT

Action Date	Task	Status	Comment	By
07/13/2015	End of Process	Closed		IRISHC
07/13/2015	Finald	Closed		IRISHC
06/15/2015	Permit Issuance	Issued		CLEMENTH
06/15/2015	Quality Review	Approved		CLEMENTH
06/08/2015	Final Review	Approved		MOORET
06/08/2015	Ad Hoc Task	Approved as Noted	SEE COMMENTS ON DWGS. ELECTRICAL IS A SEPARATE PERMIT.	MOORET
06/08/2015	Ad Hoc Task	Not Applicable	PER CONTRACTOR ELECTRICAL WILL BE A SEPARATE PERMIT	SIPPERD
06/08/2015	Reviews	Approved	Closed via script	SIPPERD
06/08/2015	Mechanical Plan	Approved	ELECTRIC TO BE A SEPARATE PERMIT. CONDENSER IS EXISTING ROOF MTD.	SIPPERD
06/08/2015	Mechanical Plan	Rejection Resubmitted		CLEMENTH
06/04/2015	Ad Hoc Task	Rejected	<p>1 PROVIDE AN OVERALL PLAN OF SHOPPING CENTER SHOWING LOCATION OF UNIT A-1/A-2 IN SHOPPING CENTER.</p> <p>2 APPARENTLY THIS IS A NEW RESTAURANT. A PERMIT HAS NOT BEEN SUBMITTED TO CONVERT THE TWO EXISTING TENANT SPACES INTO A RESTAURANT. BEFORE THE WALK-IN FREEZER PERMIT WILL BE ISSUED, A COMPLETE SET OF SIGNED AND SEALED ARCHITECTURAL, PLUMBING, HVAC AND ELECTRICAL CONSTRUCTION DOCUMENTS SHALL BE SUBMITTED FOR A PERMIT TO CHANGE THE TWO EXISTING TENANT SPACES INTO A RESTAURANT. IN THE INTERIM FOR THE WALK-IN COOLER PERMIT, AN ELECTRICAL CONTRACTOR SHALL PROVIDE A PLAN DWG SHOWING LOCATION OF COOLER AND EXISTING SERVICE PANEL, WIRE TYPE AND SIZE AND A PANEL BOARD SCHEDULE SHOWING AMPERAGE RATING AND CAPACITY TO CONFIRM EXISTING PANEL BD HAS SUFFICIENT CAPACITY.</p> <p>3 ROOF MTD EQUIPMENT REQUIRES THE EXISTING ROOF FRAMING TO BE EVALUATED BY AN ENGINEER AND THE STEEL FRAME STANDS REQUIRED TO RAISE THE EQUIPMENT OFF THE ROOF AND ITS CONNECTIONS TO EXISTING ROOF FRAMING SHALL BE SIGNED AND SEALED BY AN ENGINEER TO MEET WIND LOADS.</p>	SIPPERD

EXHIBIT " 4 "

6/16/11



Charlotte County Government
Community Development

COMPLETE PERMIT HISTORY PRINT

06/04/2015	Mechanical Plan	REJECT	<p>1 PROVIDE AN OVERALL PLAN OF SHOPPING CENTER SHOWING LOCATION OF UNIT A-1/A-2 IN SHOPPING CENTER.</p> <p>2 APPARENTLY THIS IS A NEW RESTAURANT. A PERMIT HAS NOT BEEN SUBMITTED TO CONVERT THE TWO EXISTING TENANT SPACES INTO A RESTAURANT. BEFORE THE WALK-IN FREEZER PERMIT WILL BE ISSUED, A COMPLETE SET OF SIGNED AND SEALED ARCHITECTURAL, PLUMBING, HVAC AND ELECTRICAL CONSTRUCTION DOCUMENTS SHALL BE SUBMITTED FOR A PERMIT TO CHANGE THE TWO EXISTING TENANT SPACES INTO A RESTAURANT.</p> <p>IN THE INTERIM FOR THE WALK-IN COOLER PERMIT, AN ELECTRICAL CONTRACTOR SHALL PROVIDE A PLAN DWG SHOWING LOCATION OF COOLER AND EXISTING SERVICE PANEL, WIRE TYPE AND SIZE AND A PANEL BOARD SCHEDULE SHOWING AMPERAGE RATING AND CAPACITY TO CONFIRM EXISTING PANEL BD HAS SUFFICIENT CAPACITY.</p> <p>3 ROOF MTD EQUIPMENT REQUIRES THE EXISTING ROOF FRAMING TO BE EVALUATED BY AN ENGINEER AND THE STEEL FRAME STANDS REQUIRED TO RAISE THE EQUIPMENT OFF THE ROOF AND ITS CONNECTIONS TO EXISTING ROOF FRAMING SHALL BE SIGNED AND SEALED BY AN ENGINEER TO MEET WIND LOADS.</p>	SIPPERD
05/29/2015	Mechanical Plan	Rejection Resubmitted		FETTIGJ
04/27/2015	Mechanical Plan	REJECT	<p>1 PROVIDE AN OVERALL PLAN OF SHOPPING CENTER SHOWING LOCATION OF UNIT A-1 IN SHOPPING CENTER. IS THIS A NEW OR EXISTING RESTAURANT? WHAT IS NAME OF RESTAURANT?</p> <p>2 IS THERE AN EXISTING WALK-IN FREEZER BEING REMOVED TO MAKE ROOM FOR NEW USED WALK-IN? IS THERE EXISTING ELECTRICAL AVAILABLE OR DOES NEW ELECTRICAL HAVE TO BE PROVIDED? SHOW ON DWG COMPLETE ELECTRICAL REQUIREMENTS. IF NEW ELECTRICAL HAS TO BE RUN AND NEW CIRCUIT PROVIDED, A LICENSED ELECTRICAL SUB IS REQUIRED.</p> <p>3 WHERE IS CONDENSER LOCATED? INSIDE OR OUTSIDE? IF IT IS MOUNTED OUTSIDE ON WALL, PROVIDE DETAILS OF MOUNTING BRACKET TO MEET WIND LOADS AND DEAD LOADS.</p>	SIPPERD
04/24/2015	Intake / Sufficiency Review	Sufficient		FETTIGJ

COMMENTS

General Application Comments

6/15/2015 8:19:45AM CLEMENTH CHANGE CONTRACTOR FROM ANNOINTED AIR TO FIRST CHARLOTTE AIR, NO FEE PER TINA

SUBCONTRACTORS

Phone: License #: Type:

SUB-PERMITS

Application #	Status	Type	Lic Prof #	DBA	Comment
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EXHIBIT " 4 "
 70911



Charlotte County Government
Community Development

COMPLETE PERMIT HISTORY PRINT

FEES

Fee Item	Fee Description	Fee Amt	Date	Trans Type
04COM	2004 - COMMERCIAL PERMIT FEE	\$90.00	4/24/2015 3:32:16PM	Invoice FeeItem
2010SURCH	2010 Surcharge Fee	\$4.00	4/24/2015 3:32:16PM	Invoice FeeItem

INSPECTIONS

Trans #	Inspection Type	Date	Inspector	Status/Result	Result/Date
945	HVAC Final	06/16/2015	HARGETTR	Partial Without Fee Date: 6/16/2015	DENIED 06/16/2015
				Comment : Roof ok for AC could not get inside.	
945	HVAC Final	06/18/2015	HARGETTR	Pass	APPROVED 06/18/2015
				Comment : Michelle will be there from 8:00 to 3:00 today she said she will leave door A-1 & A-2 open. Thank you, Darlene, 941-764-0005 Have a GREAT Day!	

CONDITIONS

Condition Type	Description	Status	Date	Severity	By
CC PERMIT	Open Record at Same Address	Released	04/24/2015		Jeannine Fettig
Comment : Another permit of the same type already exists at this location, and is currently active.					
CC PERMIT	PERMIT ISSUANCE	Released	06/08/2015		David Sipper
Comment : HOLD ISSUANCE OF PERMIT UNTIL AN ELECTRICAL PERMIT IS APPLIED FOR.					
Construction Co	NEW CONTRACTOR TAKING OVER PERMIT	Met	06/11/2015		Tina Jones
Comment : Contractor will be hiring new contractor. No further action allowed until new contractor takes over permit.					

EXHIBIT " 4 "
 8 of 11



Charlotte County Government
Community Development

COMPLETE PERMIT HISTORY PRINT

Permit No. **20150406595** Permit Type / Sub-Type : Trade Permits / Commercial / Fire
Application Status : Closed
Date Issued : 04/24/2015 Issued By : Jeannine Fettig

Master Permit :

Description of Work : UNIT A 1-2: INSTALL USED KITCHEN HOOD FROM OTHER STORE

Job Address: 1825 TAMiami, PORT CHARLOTTE, FL 33948
Section: 8 Township: 40 Range: 22 Parcel ID: 402208376006
Lot/Block: 00T2/0000 Subdivision: VMP

SETBACKS Front : Rear : Right : Left :

Owner Name : CMC/VILLAGE MARKETPLACE LTD

CONTRACTOR SPACE COAST FIRE AND SAFETY INC Phone : (321) 783-0285

License # : CMC1249856
CERT_NBR (From CDPlus) :
City : BRADENTON
Address Line 2 :
ZIP : 34208
Company Phone Number : 9417488555
Longshoreman Insurance Policy Number :
Exemption Expires : 9/4/2018
Insurance Company : CAROLYN RUMMEL AGENCY
Effective Date :
Policy Number : 10654221
Home Phone Number :
Address Line 1 :
State :
Policy Cancellation Date :
Exempt From Workman's Comp Requirements? : N
Cancellation Date :
Insurance Company Phone :
Expiration Date : 08/10/2015

Home Phone Number :
Address Line 1 : 3970 STATE ROAD 64 EAST
State : FL
Policy Cancellation Date :
Longshoreman Insurance Expiration Date :
Exempt From Workman's Comp Requirements? : Y
Cancellation Date :
Insurance Company Phone : 9417488555
Expiration Date : 02/28/2016
CERT_NBR (From CDPlus) :
City :
Address Line 2 :
ZIP :
Company Phone Number :
Exemption Expires :
Insurance Company :
Effective Date :
Policy Number :

Contacts	Primary	Phone
JOHN K TEAGUE	N	2393447500
CMC/VILLAGE MARKETPLACE	Y	

APPLICATION SPECIFIC INFO

GENERAL

Expiration Date : 12/23/2015 Construction Cost : \$6,700.00
Flood Zone : X,9AE In SFHA : Y

FIRE

Work is on or above a body of water : No Commercial Kitchen Hood : CHECKED

WORKFLOW STATUS/COMMENTS

EXHIBIT " 4 " 9 of 11



Charlotte County Government
Community Development

COMPLETE PERMIT HISTORY PRINT

Action Date	Task	Status	Comment	By
01/06/2016	Ad Hoc Task	Not Applicable		BAUERE
11/03/2015	End of Process	Closed		PERINC
11/03/2015	Finald	Finald		PERINC
04/24/2015	Permit Issuance	Issued		FETTIGJ
04/24/2015	Quality Review	Approved		FETTIGJ
04/23/2015	Final Review	Approved		MOORET
04/23/2015	Charlotte County Utilities	Not Applicable		MARTINDELLM
04/20/2015	Fire	Approved		MORRISM
04/17/2015	Zoning	Not Applicable		FRANKSM
04/17/2015	Intake / Sufficiency Review	Sufficient		PERINC

COMMENTS

General Application Comments

6/18/2015 2:03:26PM IRISHC Changed from annointed air to space coast fire and safety with no charge per Chris and Lorraine--Anointed air is revoked--

SUBCONTRACTORS

Sub-contractor: ACCURATE GAS AND PLUMBING License #: CFC1428101 Type: C MAST PLUMBER
Phone: (941) 893-8423

SUB-PERMITS

Application #	Status	Type	Lic Prof #	DBA	Comment
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FEES

Fee Item	Fee Description	Fee Amt	Date	Trans Type
04COM	2004 - COMMERCIAL PERMIT FEE	\$90.00	4/17/2015 12:45:29PM	Invoice FeeItem
2010SURCH	2010 Surcharge Fee	\$4.00	4/17/2015 12:45:29PM	Invoice FeeItem

INSPECTIONS

Trans #	Inspection Type	Date	Inspector	Status/Result	Result/Date	Comment
384	NATURAL GAS PRESSURE TEST	06/16/2015	BOCCIOV	Partial Without Fee	DENIED	06/16/2015 Comment : call Keith at Accurate Gas 941-539-4625 if any questions
384	NATURAL GAS PRESSURE TEST	06/16/2015	BOCCIOV	Partial Without Fee	DENIED	06/16/2015 Comment : Date: 6/16/2015 Need to check if outside pipe is correct size
310	LIGHT TEST AND ROUGH IN	06/24/2015	BOCCIOV	Partial Without Fee	DENIED	06/24/2015 Comment : Scheduled Via IVR
937	Fire Final	06/26/2015	BOCCIOV	Pass	APPROVED	06/26/2015 Comment : Scheduled Via IVR



COMPLETE PERMIT HISTORY PRINT

CONDITIONS

Condition Type	Description	Status	Date	Severity	By
CC PERMIT	NEED NOC BEFORE 1ST INSPECTION	Applied	04/24/2015		Jeannine Fettig

EXHIBIT " 4 "
11 of 11



Charlotte County Government
Community Development

COMPLETE PERMIT HISTORY PRINT

Permit No. **20141219005** Permit Type / Sub-Type : Trade Permits / Residential / Mechanical

Application Status : Expired

Date Issued : 08/25/2015 Issued By : Jeannine Fettig

Master Permit :

Description of Work :

Job Address: 1512 WOODLAWN, PUNTA GORDA, FL 33950

Section: 8 Township: 41 Range: 23 Parcel ID: 412308381012

Lot/Block: 0015/000A Subdivision: FRH

SETBACKS Front : Rear : Right : Left :

Owner Name : NIPPER JAMES

CONTRACTOR ANNOINTED AIR & REFRIGERATION INC Phone : (239) 344-7500 Fax : (239) 244-3111

License # : CAC1815111

CERT_NBR (From CDPlus) : 20360

City :

Address Line 2 :

ZIP :

Company Phone Number : 239-344-7500

Exemption Expires :

Insurance Company : AUTOMATIC DATA PROCESSING

Effective Date : 09/19/2008

Policy Number : WCP761326800

Home Phone Number :

Address Line 1 :

State :

Policy Cancellation Date :

Exempt From Workman's Comp Requirements? : N

Cancellation Date :

Insurance Company Phone :

Expiration Date : 03/27/2015

Contacts Primary Phone

NIPPER JAMES Y

APPLICATION SPECIFIC INFO

GENERAL

Expiration Date : 2/21/2016 Construction Cost : \$2,640.00
In Flood Zone? : No

REQUIRED HVAC INFORMATION

Type of Work : Replacement Scope : Complete System
If this is a replacement - list size of 2.0 Changes to Ductwork : No
Package Unit? : No SEER : 13
KW : 8 Tons : 2.5

WORKFLOW STATUS/COMMENTS

Action Date	Task	Status	Comment	By
08/25/2015	Permit Issuance	Issued		FETTIGJ
12/12/2014	Permit Issuance	Issued		PERINC

COMMENTS

General Application Comments

EXHIBIT " 5 "
1094

SUBCONTRACTORS

Phone: License #: Type:



Charlotte County Government
Community Development

COMPLETE PERMIT HISTORY PRINT

SUB-PERMITS

Application #	Status	Type	Lic Prof #	DBA	Comment
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FEES

Fee Item	Fee Description	Fee Amt	Date	Trans Type
04RES	2004 - RESIDENTIAL PERMIT FEE	\$90.00	12/12/2014 3:20:51PM	Invoice FeeItem
2010SURCH	2010 Surcharge Fee	\$4.00	12/12/2014 3:20:51PM	Invoice FeeItem
REJ-B	BUILDING REINSPECTION FEE	\$50.00	12/22/2014 2:04:01PM	Invoice FeeItem
B-RENEW	RENEW VALUATION FEE	\$90.00	8/25/2015 11:56:09AM	Invoice FeeItem
REJ-B	BUILDING REINSPECTION FEE	\$50.00	8/26/2015 12:53:02PM	Invoice FeeItem

INSPECTIONS

Trans #	Inspection Type	Date	Inspector	Status/Result	Result/Date
945	HVAC Final	12/22/2014	HARGETTR	Fail with Fee	DENIED 12/22/2014
				Comment :	Date: 12/22/2014 No one home. Walked around back. Knocked vary loud
945	HVAC Final	08/26/2015	HARGETTR	Fail with Fee	DENIED 08/26/2015
				Comment :	Date: 8/26/2015 No one home

CONDITIONS

Condition Type	Description	Status	Date	Severity	By
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EXHIBIT " 5 "
 2014



Charlotte County Government
Community Development

COMPLETE PERMIT HISTORY PRINT

Permit No. **20141219007** Permit Type / Sub-Type : Trade Permits / Residential / Mechanical

Application Status : Expired

Date Issued : 08/25/2015 Issued By : Jeannine Fettig

Master Permit :

Description of Work :

Job Address: 1626 WOODLAWN, PUNTA GORDA, FL 33950

Section: 8 Township: 41 Range: 23 Parcel ID: 412308381021

Lot/Block: 0024/000A Subdivision: FRH

SETBACKS Front : Rear : Right : Left :

Owner Name : KRAUT KERI LEA

CONTRACTOR ANNOINTED AIR & REFRIGERATION INC

Phone : (239) 344-7500

Fax : (239) 244-3111

License # : CAC1815111

CERT_NBR (From CDPlus) : 20360

City :

Address Line 2 :

ZIP :

Company Phone Number : 239-344-7500

Exemption Expires :

Insurance Company : AUTOMATIC DATA PROCESSING

Effective Date : 09/19/2008

Policy Number : WCP761326800

Home Phone Number :

Address Line 1 :

State :

Policy Cancellation Date :

Exempt From Workman's Comp Requirements? : N

Cancellation Date :

Insurance Company Phone :

Expiration Date : 03/27/2015

Contacts	Primary	Phone
KRAUT KERI LEA	Y	

APPLICATION SPECIFIC INFO

GENERAL

Expiration Date :	2/21/2016	Construction Cost :	\$3,300.00
In Flood Zone? :	No		

REQUIRED HVAC INFORMATION

Type of Work :	Replacement	Scope :	Complete System
If this is a replacement - list size of	2.5	Changes to Ductwork :	Yes
Package Unit? :	Yes	SEER :	13
KW :	10	Tons :	2.5

WORKFLOW STATUS/COMMENTS

Action Date	Task	Status	Comment	By
08/25/2015	Permit Issuance	Issued		FETTIGJ
12/12/2014	Permit Issuance	Issued		PERINC

COMMENTS

General Application Comments

EXHIBIT " 5 "

SUBCONTRACTORS

Phone: License #: Type:



Charlotte County Government
Community Development

COMPLETE PERMIT HISTORY PRINT

SUB-PERMITS

Application #	Status	Type	Lic Prof #	DBA	Comment
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FEES

Fee Item	Fee Description	Fee Amt	Date	Trans Type
04RES	2004 - RESIDENTIAL PERMIT FEE	\$90.00	12/12/2014 3:25:41PM	Invoice Feeltem
2010SURCH	2010 Surcharge Fee	\$4.00	12/12/2014 3:25:41PM	Invoice Feeltem
REJ-B	BUILDING REINSPECTION FEE	\$50.00	12/22/2014 1:46:05PM	Invoice Feeltem
B-RENEW	RENEW VALUATION FEE	\$90.00	8/25/2015 11:56:58AM	Invoice Feeltem
REJ-B	BUILDING REINSPECTION FEE	\$50.00	8/26/2015 12:52:10PM	Invoice Feeltem

INSPECTIONS

Trans #	Inspection Type	Date	Inspector	Status/Result	Result/Date
945	HVAC Final	12/22/2014	HARGETTR	Fail with Fee	DENIED 12/22/2014
				Comment :	Date: 12/22/2014 Conductors to circuit must run together and not pass through two individual holes in metallic plate. NEC 300.20 . Cooling called for 35 amp fuses. Need tamper proof caps on AC lines.
945	HVAC Final	08/26/2015	HARGETTR	Fail with Fee	DENIED 08/26/2015
				Comment :	Date: 8/26/2015 Same as on 12 22 14

CONDITIONS

Condition Type	Description	Status	Date	Severity	By
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EXHIBIT " 5 "
4084

CHARLOTTE COUNTY COMMUNITY DEVELOPMENT
LICENSING DIVISION
18400 Murdock Circle
Port Charlotte, FL 33948-1094
(941) 743-1959

NOTICE OF VIOLATION

June 12, 2015

John Teague
Annointed Air & Refrigeration, Inc.
1110 NE Pine Island Road #5
Cape Coral, FL 33909

Case #: CIL-15-00396

Certified Mail Receipt #: 7008 1300 0000 0988 2381

License#: CAC1815111 (Certified Air Conditioning Contractor)

You are hereby notified that you are in violation of Florida Statutes, Charlotte County Code and/or the Florida Building Code governing the licensing and code of the Construction industry, specifically:

CHARGE 1: Florida Building Code 105.1, adopted by Charlotte County Code 3-2-23: Any owner or authorized agent who intends to construct, enlarge, alter, repair, move, demolish, or change the occupancy of a building or structure, or to erect, install, enlarge, alter, repair, remove, convert or replace any electrical, gas, mechanical or plumbing system, the installation of which is regulated by this code, or to cause any such work to be done, shall first make application to the building official and obtain the required permit **(3 Counts)**.

IN THAT YOU: Violated Florida Building Code Chapter 1, Section 105.1, adopted by Charlotte County Code 3-2-23, and Charlotte County Building Code 3-2-27(a), **by failing to obtain Charlotte County Building Permits prior to commencing work at 1825 Tamiami Trail, Unit A1, by moving a walk-in freezer (count 1), moving a walk-in cooler (count 2) and installing a commercial kitchen hood (count 3).**

CHARGE 2: Florida Building Codes 110.3 and 110.5, adopted by Charlotte County Code 3-2-23: The building official upon notification from the permit holder or his or her agent, shall make the following inspections, and shall either release that portion of the construction or shall notify the permit holder or his or her agent of any violations which must be corrected in order to comply with the technical codes. The building official shall determine the timing and sequencing of when inspections occur and what elements are inspected at each inspection. Additionally, it shall be the duty of the holder of the

EXHIBIT " 6 "
10/4

building permit or their duly authorized agent to notify the building official when work is ready for inspection. It shall be the duty of the permit holder to provide access to and means for inspections of such work that are required by this code **(2 counts)**.

CHARGE 3: Charlotte County Code 3-2-47 (b)(4) – Disciplinary action. – Willful or deliberate disregard and violation of any lawful order of the board, any provisions of Charlotte County Code, chapter 3-2, chapter 3-9, any provisions of any code adopted pursuant to this chapter or any state law regulating the construction industry, including Chapter 489 and Part I of Chapter 455 **(2 counts)**.

CHARGE 4: Charlotte County Code 3-2-47 (b) (20) - Failing to obtain inspections including but not limited to final inspection **(2 counts)**.

IN THAT YOU: Willfully violated Florida Building Code Chapter 1, Sections 110.3 and 110.5, adopted by Charlotte County Code 3-2-23, and Charlotte County Code 3-2-47(b)(20), by obtaining Charlotte County Building Permits as indicated in the attached comprehensive expired permit report and that you have failed to obtain inspections including but not limited to final inspections which resulted in the permits expiring. A job is not considered to be completed until the final inspection is approved by the Building Department under Florida Building Code 109.3 – Required Inspections.

You are hereby directed by the Construction Industry Licensing Board of Charlotte County to comply with these cited sections within (30) days by renewing the expired permits as well as obtaining timely inspections including final inspections and immediately ceasing to do work prior to obtaining required Building Department permits.

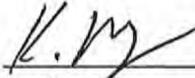
Failure to correct this cited violation or any further violations will result in administrative proceedings before the board and or other appropriate penalties of the law, which will include forwarding a copy of the Board's Order to the Department of Business and Professional Regulation (DBPR) in accordance with Florida Statute 489.129(1) (h) - "Being Disciplined by any municipality or county for an act or violation of this part." The Licensing Board can suspend your ability to obtain new permits until all permits listed in the Notice of Violation are issued the required final inspections.

Should you have any questions you may contact me at: 941.743.1959, or via Email at Keith.Morgan@CharlotteCountyFL.Gov.

Dated at Port Charlotte, Florida June 12, 2015

EXHIBIT " 6 "
2014

Received: _____
Signature of Qualifier



Keith Morgan
Certified Code Compliance Officer/
Contractor Licensing Investigator



Erin T. Mullen-Travis
Manager, Licensing Division

EXHIBIT " 6 "
304

COMPREHENSIVE EXPIRED PERMIT REPORT

June 12, 2015

JOHN K TEAGUE

ANNOUNCED AIR & REFRIGERATION INC

License #: CAC1815111

Permit Number	Permit Type	Address	Expired Date
20141219005	Residential/Mechanical	1512 WOODLAWN	6/11/15
20141219007	Residential/Mechanical	1626 WOODLAWN	6/11/15

EXHIBIT " 6 "
4094

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> ■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits. 	<p>A. Signature <input checked="" type="checkbox"/> <i>John Teague</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (<i>Printed Name</i>) C. Date of Delivery [Redacted] <i>6-17-05</i></p>
<p>1. Article Addressed to:</p> <p style="margin-left: 40px;">John Teague Annotated Air & Refrigeration, Inc. 1110 NE Pine Island Road #5 Cape Coral, FL 33909</p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> <p style="margin-left: 40px;"><i>g</i></p> <p>3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input checked="" type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (<i>Extra Fee</i>) <input type="checkbox"/> Yes</p>
<p>2. Article Number (<i>Transfer from serv</i>)</p>	<p style="text-align: center; font-family: monospace; font-size: 1.2em;">7008 1300 0000 0988 2381</p>

EXHIBIT " 7 "



Charlotte County Government
Community Development

COMPLETE PERMIT HISTORY PRINT

Permit No. **20150814277** Permit Type / Sub-Type : Trade Permits / Residential / Mechanical

Application Status : Expired

Date Issued : 08/19/2015

Issued By : Jeannine Fettig

Master Permit :

Description of Work :

Job Address: 225 FLAMINGO, PORT CHARLOTTE, FL 33954

Section: 1 Township: 40 Range: 21 Parcel ID: 402101151011

Lot/Block: 0037/1120 Subdivision: PCH

SETBACKS Front : Rear : Right : Left :

Owner Name : LENZA HELEN G

CONTRACTOR ANNOINTED AIR & REFRIGERATION INC

Phone : (239) 344-7500

Fax : (239) 244-3111

License # : CAC1815111

CERT_NBR (From CDPlus) : 20360

City :

Address Line 2 :

ZIP :

Company Phone Number : 2396520251

Exemption Expires : 12/17/2016

Insurance Company : AUTOMATIC DATA PROCESSING

Effective Date : 09/19/2015

Policy Number : TCW3459321

Home Phone Number :

Address Line 1 :

State :

Policy Cancellation Date :

Exempt From Workman's Comp Requirements? : Y

Cancellation Date :

Insurance Company Phone :

Expiration Date : 03/27/2016

Contacts

Primary

Phone

LENZA HELEN G

Y

APPLICATION SPECIFIC INFO

GENERAL

Expiration Date : 2/15/2016

Construction Cost : \$5,430.00

In Flood Zone? : Yes

REQUIRED HVAC INFORMATION

Type of Work : Replacement

Scope : Complete System

If this is a replacement - list size of : 2.5 ton

Changes to Ductwork : No

Package Unit? : No

SEER : 13

KW : 5

Tons : 2.5

WORKFLOW STATUS/COMMENTS

Action Date	Task	Status	Comment	By
08/19/2015	Permit Issuance	Issued		FETTIGJ

COMMENTS

General Application Comments

SUBCONTRACTORS

Phone:

License # :

Type:

EXHIBIT " 8 " 1 of 4



Charlotte County Government
Community Development

COMPLETE PERMIT HISTORY PRINT

SUB-PERMITS

Application #	Status	Type	Lic Prof #	DBA	Comment
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FEES

Fee Item	Fee Description	Fee Amt	Date	Trans Type
04RES	2004 - RESIDENTIAL PERMIT FEE	\$90.00	8/18/2015 10:40:34AM	Invoice FeeItem
2010SURCH	2010 Surcharge Fee	\$4.00	8/18/2015 10:40:34AM	Invoice FeeItem
QUAD FEE	WORK STARTED WITHOUT A PERMIT	\$270.00	11/2/2015 8:50:56AM	Invoice FeeItem

INSPECTIONS

Trans #	Inspection Type	Date	Inspector	Status/Result	Result/Date
945	HVAC Final	11/02/2015	PERINC	Cancelled by County	DENIED 11/02/2015
				Comment :	THIS JOB WAS DONE 2 YEARS AGO W/O PERMIT NEED TO PAY QUAD FEE

CONDITIONS

Condition Type	Description	Status	Date	Severity	By
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EXHIBIT " 2 "
 2014



Charlotte County Government
Community Development

COMPLETE PERMIT HISTORY PRINT

Permit No. **20150507650** Permit Type / Sub-Type : Trade Permits / Residential / Mechanical

Application Status : Expired

Date Issued : 05/04/2015 Issued By : Heidi Clement

Master Permit :

Description of Work : REPLACE 4 TON A/C SYSTEM

Job Address: 513 CICERO, PORT CHARLOTTE, FL 33948

Section: 20 Township: 40 Range: 22 Parcel ID: 402220208001

Lot/Block: 0020/0165 Subdivision: PCH

SETBACKS Front : Rear : Right : Left :

Owner Name : PAYNE JAMES M

CONTRACTOR ANNOINTED AIR & REFRIGERATION INC

Phone : (239) 344-7500 Fax : (239) 244-3111

License # : CAC1815111

CERT_NBR (From CDPlus) : 20360

City : N FT MYERS

Address Line 2 : SUITE G

ZIP : 33903

Company Phone Number : 2396520251

Exemption Expires : 12/17/2016

Insurance Company : AUTOMATIC DATA PROCESSING

Effective Date : 09/19/2008

Policy Number : WCP761326800

Home Phone Number :

Address Line 1 : 80 PONDELLA RD

State : FL

Policy Cancellation Date :

Exempt From Workman's Comp Requirements? : Y

Cancellation Date :

Insurance Company Phone :

Expiration Date : 03/27/2015

Contacts	Primary	Phone
JOHN K TEAGUE	N	2393447500
PAYNE JAMES M	Y	

APPLICATION SPECIFIC INFO

GENERAL

Expiration Date : 10/31/2015
In Flood Zone? : Yes

Construction Cost : \$4,800.00

REQUIRED HVAC INFORMATION

Type of Work : Replacement
Changes to Ductwork? : No
SEER : 13
Tons : 4

Scope : Complete System
Package Unit? : No
KW : 10

WORKFLOW STATUS/COMMENTS

Action Date	Task	Status	Comment	By
05/04/2015	Permit Issuance	Issued		CLEMENTH

COMMENTS

General Application Comments

EXHIBIT " 8 "
 3094

SUBCONTRACTORS

Phone: License #: Type:



Charlotte County Government
Community Development

COMPLETE PERMIT HISTORY PRINT

SUB-PERIMITS

Application #	Status	Type	Lic Prof #	DBA	Comment
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FEES

Fee Item	Fee Description	Fee Amt	Date	Trans Type
04RES	2004 - RESIDENTIAL PERMIT FEE	\$90.00	5/4/2015 12:49:00PM	Invoice Feeltem
2010SURCH	2010 Surcharge Fee	\$4.00	5/4/2015 12:49:00PM	Invoice Feeltem
REJ-B	BUILDING REINSPECTION FEE	\$50.00	10/30/2015 1:42:08PM	Invoice Feeltem

INSPECTIONS

Trans #	Inspection Type	Date	Inspector	Status/Result	Result/Date
945	HVAC Final	10/30/2015	HARGETTR	Fail with Fee	DENIED 10/30/2015
				Comment :	Scheduled Via IVR
945	HVAC Final	10/30/2015	HARGETTR	Fail with Fee	DENIED 10/30/2015
				Comment :	Date: 10/30/2015 Need tamperproof caps on AC lines at condenser. Protect wire from disconnect to ceiling at air handler. Seal all of ceiling in utility room. Need number six wire from disconnect to air handler for 10 KW heat strip

CONDITIONS

Condition Type	Description	Status	Date	Severity	By
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EXHIBIT " 8 "
4084

**BEFORE THE CHARLOTTE COUNTY
CONSTRUCTION INDUSTRY LICENSING BOARD**

**CHARLOTTE COUNTY, a Political
Subdivision of the State of Florida,**

Petitioner,

v.

CASE NO. CIL-15-00396

**JOHN KENNETH TEAGUE,
Annointed Air & Refrigeration Inc.,
Certified Air Conditioning Contractor,
License No. CAC1815111,**

Respondent,

NOTICE OF VIOLATION

You are hereby notified that you are in violation of Florida Statutes, Charlotte County Code and/or the Florida Building Code governing the licensing and code of the construction industry, specifically:

CHARGE 1: Florida Building Codes 110.3 and 110.5, adopted by Charlotte County Code 3-2-23: The building official upon notification from the permit holder or his or her agent, shall make the following inspections, and shall either release that portion of the construction or shall notify the permit holder or his or her agent of any violations which must be corrected in order to comply with the technical codes. The building official shall determine the timing and sequencing of when inspections occur and what elements are inspected at each inspection. Additionally, it shall be the duty of the holder of the building permit or their duly authorized agent to notify the building official when work is ready for inspection. It shall be the duty of the permit holder to provide access to and means for inspections of such work that are required by this code **(4 counts)**.

CHARGE 2: Charlotte County Code 3-2-47 (b)(4) - Willful or deliberate disregard and violation of any lawful order of the board, any provisions of Charlotte County Code, chapter 3-2, chapter 3-9, any provisions of any code adopted pursuant to this chapter, or any state law regulating the construction industry, including Chapter 489 and Part I of Chapter 455 **(4 counts)**.

CHARGE 3: Charlotte County Code 3-2-47 (b)(20) - Failing to obtain inspections including but not limited to final inspections **(4 counts)**.

IN THAT YOU obtained Charlotte County building permits as indicated in the attached

EXHIBIT " 9 "
10/12

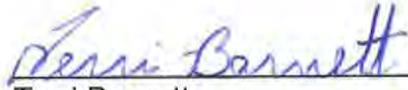
comprehensive expired permit report and that you have failed to obtain inspections including but not limited to final inspections which resulted in the permits expiring. A job is not considered to be completed until the final inspection is approved by the Building Department (Florida Building Code 110.3 – Required Inspections).

You are hereby directed by Charlotte County to appear before the Construction Industry Licensing Board at the date and time shown on the enclosed Notice of Administrative Proceeding.

Should you have any questions you may contact me at one of the following: by email at Terri.Barnett@CharlotteCountyFL.gov or by phone – 941.743.1949 or fax – 941-764-4905.

Dated at Port Charlotte, Florida June 22, 2016.

Received: _____
Signature of Qualifier



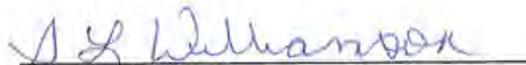
Terri Barnett
Certified Code Compliance Officer



Erin T. Mullen-Travis
Manager, Licensing/ Code
Enforcement Division

CERTIFICATE OF SERVICE

I certify that on this 22nd day of June, 2016, I have furnished a true and correct copy of the foregoing by U.S. Mail and certified return receipt requested (7008 1300 0000 0982 5944) to John Kenneth Teague, Anointed Air & Refrigeration Inc., 1110 NE Pine Island Road, Unit 5, Cape Coral, FL 33909 and email to annointedairandref@yahoo.com.



Sandra Williamson
Administrative Assistant I

TB/slw

EXHIBIT " 9 "
7/9/12

COMPREHENSIVE EXPIRED PERMIT REPORT

June 15, 2016

JOHN K TEAGUE

ANNOUNCED AIR & REFRIGERATION INC

License #: CAC1815111

Permit Number	Permit Type	Address	Expired Date
20150507650	Residential/Mechanical	513 CICERO	11/1/15
20150814277	Residential/Mechanical	225 FLAMINGO	2/16/16
20141219005	Residential/Mechanical	1512 WOODLAWN	2/22/16
20141219007	Residential/Mechanical	1626 WOODLAWN	2/22/16

EXHIBIT " 9 "
30/12

**BEFORE THE CHARLOTTE COUNTY
CONSTRUCTION INDUSTRY LICENSING BOARD**

**CHARLOTTE COUNTY, a Political
Subdivision of the State of Florida,**

Petitioner,

v.

CASE NO. CIL-15-00396

**JOHN KENNETH TEAGUE,
Annointed Air & Refrigeration Inc.,
Certified Air Conditioning Contractor,
License No. CAC1815111,**

Respondent,

NOTICE OF ADMINISTRATIVE PROCEEDINGS

ADMINISTRATIVE PROCEEDING

YOU ARE HEREBY NOTIFIED that Charlotte County files this COMPLAINT, and an administrative proceeding has been set for hearing before the Construction Industry Licensing Board ("BOARD") at **6:00 P.M. on the 4th day of August, 2016**, or as soon thereafter as it may be heard, in the Commissioner Meeting Room 119. Charlotte County Administration Center, 18500 Murdock Circle, Port Charlotte, Florida, 33948.

JOHN KENNETH TEAGUE is presently a State of Florida **Certified Air Conditioning Contractor** under license number **CAC1815111**. Your failure to attend this administrative proceeding may result in an order of the BOARD being issued adverse to your interests. You have the right to be represented by an attorney; and, you will be given an opportunity to present witnesses, to take testimony, to call or cross examine witnesses, and to present written evidence and oral argument. If you decide to appeal a decision of this BOARD, you will need a record of the proceedings and therefore you may need to ensure that a verbatim record of the proceedings is made upon which the appeal is to be based.

EXHIBIT " 9 "
40812

COMPLAINT

Charlotte County files this complaint against **JOHN KENNETH TEAGUE** who holds a license as a **Certified Air Conditioning Contractor** under license number **CAC1815111**. Pursuant to the provisions of Chapter 489 of the Florida Statutes and by virtue of the authority vested in it as an enforcing authority, pursuant to Chapter 3-2 of the Charlotte County Code, Charlotte County having reason to believe that **JOHN KENNETH TEAGUE** has violated the provisions of **Florida Building Codes 110.3 and 110.5, Charlotte County Code 3-2-47(b)(4) and Charlotte County Code 3-2-47(b)(20)** and it appearing to Charlotte County that an administrative proceeding would be in the public interest, hereby seeks to revoke or suspend or restrict the license or permit privileges of **JOHN KENNETH TEAGUE** or place **JOHN KENNETH TEAGUE** on probation with such conditions as may be determined by the BOARD based upon the following allegations:

CHARGE 1: Florida Building Codes 110.3 and 110.5 - adopted by Charlotte County Code 3-2-23: The building official upon notification from the permit holder or his or her agent, shall make the following inspections, and shall either release that portion of the construction or shall notify the permit holder or his or her agent of any violations which must be corrected in order to comply with the technical codes. The building official shall determine the timing and sequencing of when inspections occur and what elements are inspected at each inspection. Additionally, it shall be the duty of the holder of the building permit or their duly authorized agent to notify the building official when work is ready for inspection. It shall be the duty of the permit holder to provide access to and means for inspections of such work that are required by this code **(4 counts)**.

CHARGE 2: Charlotte County Code 3-2-47(b)(4) - Willful or deliberate disregard and violation of any lawful order of the board, any provisions of Charlotte County Code, chapter 3-2, chapter 3-9, any provisions of any

EXHIBIT " 9 "
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code adopted pursuant to this chapter, or any state law regulating the construction industry, including Chapter 489 and Part I of Chapter 455 (4 counts).

CHARGE 3: Charlotte County Code 3-2-47(b)(20) - Failing to obtain inspections including but not limited to final inspections (4 counts).


Erin Mullen-Travis
Manager, Licensing Division

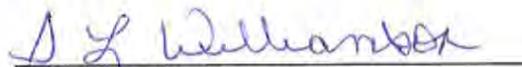
6/22/2016
Date


Terri Barnett
Certified Code Compliance Officer
Contractor Licensing Investigator

June 22, 2016
Date

CERTIFICATE OF SERVICE

I certify that on this 22nd day of June, 2016, I have furnished a true and correct copy of the foregoing by U.S. Mail and certified return receipt requested (7008 1300 0000 0982 5944) to John Kenneth Teague, Annotated Air & Refrigeration Inc., 1110 NE Pine Island Road, Unit 5, Cape Coral, FL 33909 and email to annotatedairandref@yahoo.com.


Sandra Williamson
Administrative Assistant I

TB/slw

EXHIBIT " 9 "
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Sec. 3-2-1. Definitions.

- (a) *General.* As used in this chapter, "the board" will mean construction industry license board, and the following words and terms shall have meanings as found in F.S. section 489.105: certificate, certified contractors, contractor, contracting, air conditioning contractors (class A), air conditioning contractors (class B), air conditioning contractors (class C), building contractors, general contractors, mechanical contractors, plumbing contractors, residential contractors, roofing contractors, sheet metal contractors, commercial swimming pool/spa contractors, residential swimming pool/spa contractors, maintenance swimming pool/spa contractors, underground utility and excavation contractors, specialty contractors, primary qualifying agent, secondary qualifying agent, registered contractors, and registration. The term electrical contractor shall have the meaning as found in F.S. section 489.505.
- (b) *Journeyman electrician* means any person qualified to perform work in the electrical trade while employed and supervised by a master electrician and who is licensed under the provisions of this chapter.

All electricians, whether master or journeyman will be issued cards indicating the type of license held and will be required to exhibit them upon the request of the building official, building inspectors or code compliance officers.

- (c) *Local specialty contractors:* Local specialty contractors are engaged in, but not necessarily limited to, one (1) or more of the following trades:
- (1) *Acoustical and insulation contractors* are those who are qualified to install, maintain, repair, alter, or extend any insulation primarily installed to prevent loss or gain of heat from rooms or buildings. They are also those who are qualified to install, maintain, repair, alter, or extend any insulation primarily installed to prevent loss or gain of heat from internal or external sources in pipes, vessels, ducts, or built-up refrigerated boxes or rooms. They are also qualified to install acoustical materials and non-structural domed ceilings.
 - (2) *Aluminum contractors* are those who are qualified to work with aluminum and vinyl products and whose services are limited to the erection, repair, and alteration of aluminum carports, screened areas, sliding glass doors, retractable screens, storm shutters, porches on existing foundations, roofovers of mobile homes, soffit and fascia, and gutters and downspouts; the installation of vinyl and aluminum siding on residential and commercial projects; and the replacement of glass or vinyl windows in existing openings of porch enclosures on existing slabs but not in the primary structure or other habitable spaces. An aluminum contractor may perform limited carpentry necessary and incidental to such work but may not perform any work which affects the structural integrity of the building or structure. Aluminum contractors may not perform concrete or masonry work.
 - (3) *Asphalt paving and coating contractors* are those who have the knowledge and skills to construct driveways, parking lots, sidewalks, and patios with asphalt materials, and may also coat, seal or paint the striping of the above-mentioned areas.
 - (4) *Building demolition contractors, explosive.* State license only. Permits for this type of demolition will be issued at the discretion of the building official on an "as needed" basis, with the approval of the authorized zoning, public safety, and fire prevention officials, and upon notification to the sheriff's office.
 - (5)

Building demolition contractors, non-explosive are those who are qualified and have the knowledge and skill to demolish buildings and structures or interior demolitions of existing structures. A building demolition contractor, non-explosive, is limited to demolishing buildings two (2) habitable stories in height or less. A state certified or registered contractor or local specialty contractor shall not be required to obtain a local building demolition, non-explosive, contractor license if said contractor is licensed to build the type of structure or improvement being demolished.

- (6) *Building movers* are those who are qualified to move buildings or structures from one site to another in accordance with all applicable building, zoning and traffic laws. Permits for building moving will be issued at the discretion of the building official on an "as needed" basis.
- (7) *Cabinet and trim carpentry contractors* are those who have the knowledge and skills to install or maintain non-structural finished wood products including paneling, flooring, trim, cabinetry, countertops, non-structural dome ceilings, interior doors and all hardware incidental thereto, soffit and fascia, weatherproofing and install gutters and downspouts. Such contractor may not perform any work which affects the structural integrity of the building. Cabinet and trim carpentry contractors may install countertops made from materials other than wood or laminate, may perform minor "punch-out" type work on new construction such as minor drywall repair or painting touch up and may install manufactured partitions in restrooms.
- (8) *Carpentry contractors* are those who are qualified to and have the knowledge and skill to construct wooden structures and install wood products, including but not limited to, rough framing, including metal studs, structural and non-structural walls, trusses, sheathing, paneling, trim carpentry, roof dry-ins, soffit and fascia, gutters and downspouts, all types of siding materials applied to existing framework, dome ceilings, weatherproofing and installation of storm and security shutters, and doors and preglazed windows, but not garage doors. Carpentry contractors shall also be permitted to perform the work of a cabinet and trim carpenter. They may also perform the work of a drywall and paint contractor as provided herein when in conjunction with the work performed above.
- (9) *Ceramic tile, terrazzo, and marble contractors* are those who are qualified to mix, prepare, seal or finish terrazzo, prepare the base and set tile, including pool tile, set marble, granite counter tops or install brick, stone or faux brick pavers horizontally (on ground only).
- (10) *Concrete place and finish contractors* are those who are qualified to batch and mix aggregates, cement, and water to agreed specifications, to construct forms and framework for the casting and shaping of concrete including placement of mesh reinforcement bars, and steel reinforcement bars (rods) incidental thereto, to pour, place, and finish concrete. This section would also apply to concrete sidewalks and driveways. Concrete place and finish contractors can install brick pavers and apply decorative materials to driveways, lanais and patios and can perform concrete cutting on existing slabs but cannot cut structural or vertical walls.
- (11) *Concrete/masonry contractors* are those who are qualified to select, cut and lay brick and concrete block or any other unit masonry products, lay brick and other clay products, rough cut and dress stone, artificial stone and precast blocks, glass brick or block, or any person who is qualified to batch and mix aggregates, cement and water to agreed specifications, to construct forms and framework for the casting and shaping of concrete, to place and erect reinforcing steel and miscellaneous embedded steel, to place mesh reinforcement, plastic vapor barriers and edge forms, and to

HIBIT " 9 "

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pour, place and finish concrete including flatwork. Concrete/masonry contractors can apply decorative materials to driveways, lanais and patios. This category shall also include those who are qualified to install tie beams and alternative wall systems, erect pre-cast or pre-stressed concrete products, and those who are qualified to install poured concrete roof deck systems. Concrete/masonry contractors shall also be permitted to perform the work of a plaster stucco and spraycrete contractor as provided herein.

- (12) *Door, window and garage door contractors* are those who are qualified and have the knowledge and skill to install, repair or replace any door, window and garage door, including storm and security shutters, including any work necessary and incidental to such installation, repair or replacement. May perform the installation of vinyl and aluminum siding on residential and commercial projects. Such contractor may not perform any work which affects the structural integrity of the building.
- (13) *Drywall contractors* are those who are qualified to install gypsum drywall products to wood and metal studs, to wood and steel joists and to metal runners in buildings of unlimited area and height. The scope of work shall include the preparation of the surface over which the drywall product is to be applied, including the placing of non-structural metal studs, runners and all necessary trim, and to spray coat drywall with a plaster aggregate mixture.
- (14) *Fence contractors* are those who are qualified to install, maintain or repair fencing on grade, including pre-cast concrete and pre-fabricated fences, and swimming pool mesh safety barriers which meet all applicable safety, zoning and building codes.
- (15) *Glass and glazing contractors* are those who are qualified to install all types of windows, select, cut, assemble and install all makes and kinds of glass and glass work, and execute the glazing frames, panels, sash and door and holding metal frames, ornamental decorations, mirrors, and glass tub and shower enclosures.
- (16) *Grade, fill, and clearing contractors* are those who are qualified to grade and fill lots, remove materials such as rock, gravel, sand, surface debris, and vegetation, including the grubbing of roots, removal of trees, clearing the land and leveling the surface incidental and necessary thereto, install driveway culverts and stormwater collection systems incidental thereto, including non-marine rip rap, in compliance with local building and zoning regulations and environmental laws. This is not to be construed as a license to perform underground utility work as defined herein nor to demolish buildings or structures, unless a permit has been obtained by a contractor licensed to perform these services and said contractor has listed the grade, fill and clear contractor as the subcontractor of record.
- (17) *Job site cleanup contractors* are those who are responsible for the removal of all non-usable construction materials, trash, etc., from commercial and residential construction sites.
- (18) *Landscaping contractors, commercial* are those who are qualified to install trees, shrubs, plants and accessory materials, including non-marine rip rap on commercial jobsites.
- (19) *Lawn irrigation contractors* are those who are qualified to install, maintain, repair, alter, or extend all piping and sprinkler heads for the irrigation of laws. Such contractor may connect lawn irrigation piping to the pump, and the electrical controller to a service disconnect provided for that purpose, but may not otherwise connect to, alter, or repair any source of water intended for potable use, or connect to, alter or repair

IBIT " 9 " 9/12

any electrical pump or any electrical pump wiring system or power supply in conjunction with the irrigation system.

- (20) *Marine construction contractors* are those who are qualified with the experience and skill to construct, maintain, alter or repair seawalls, retaining walls, bulkheads, revetments, docks, decks, boat lifts, piers, wharves, groins and other marine structures, including pile driving. Marine construction contractors may also perform dredging operations, install and maintain rip rap, and perform concrete work incidental to davit installation. Marine construction contractors shall also be permitted to perform the work of a pile driving contractor as provided herein.
- (21) *Painting contractors* are those who are qualified to use spraying equipment as well as hand tools to finish both exterior and interior work. A painting contractor may do paper hanging, sandblasting, and roof painting. A painting contractor may also apply paint, acrylic, or other materials for coating of driveways, lanais, and patios.
- (22) *Pile driving contractors* are those who are qualified with the experience and skill to drive piling, including sheet piling, and construction foundations, including the excavating, forming and placing of reinforcing steel and concrete, and performing other work incidental thereto.
- (23) *Plaster, stucco, and spraycrete contractors* are those who are qualified to coat surfaces with a mixture of sand or other aggregate, including river rock, gypsum plaster, Portland cement, or quick-lime and water, or any combination of such material as to create a permanent surface coating. May also apply paint, acrylic, or other materials for coating of driveways, lanais, and patios. This shall include the installation of pre-manufactured or decorative stone. Such contractor may apply and affix gypsum or metal lath or any other product prepared or manufactured, including the placing of metal studs and runners to which lath is to be applied, to provide key or suction bases for the support of plaster coatings. Such contractors cannot form a structural concrete pool shell.
- (24) *Sign contractors* are those who are qualified to install, repair, add to or change non-electrical signs in accordance with building and zoning codes.
- (25) *Sign contractors, electrical* are those who are qualified to install, repair, alter, add to, or change any electrical wires, apparatus, raceways, conduit, or any part thereof on electrical signs and are qualified to erect signs. Such contractor may connect to an existing sign circuit and may contract for and take out building permits for the erection of signs in accordance with building and zoning codes.
- (26) *Structural steel contractors* are those who are qualified to erect structural steel shapes and plates, including such minor field fabrication as may be necessary, of any profile, perimeter or cross-section that are or may be used as structural members for buildings and structures, including riveting, bolting, welding and rigging, only in connection therewith. Structural steel contractors may install handrails.
- (27) *Swimming pool/spa water treatment and cleaning provider* means any person whose scope of work involves the water treatment and cleaning of any swimming pool, hot tub, or spa, whether public or private. The scope of such work does not include any piping and piping repairs, replacement and repair of existing equipment, installation or repair of equipment, tile, coping, filter equipment or chemical feeders, replastering, construction of decks, footers, stemwalls and steps, and reinstallation or addition of pool heaters. A state certified or registered commercial pool/spa contractor, residential pool/spa contractor or swimming pool/spa servicing contractor shall not be required to obtain a local swimming pool/spa water treatment and cleaning contractor license. A

EXHIBIT " 9 "

10.07.12

swimming pool/spa water treatment and cleaning provider is not permitted to drain a swimming pool of more than twenty (20) percent of its capacity.

- (d) Certificates of competency for the following specialty contractors will remain valid so long as the contractor renews the certificate of competency in accordance with section 3-2-22. However, no new certificates of competency will be issued.
- (1) *Reinforcing steel contractors* are those who are qualified to fabricate, place and tie steel reinforcing bars (rods) of any profile, perimeter, or cross-section, that are or may be used to reinforce concrete buildings and structures in such a manner that under all agreed specifications, steel reinforcing bars (rods) for concrete buildings and structures can be fabricated, placed and tied. In addition, these contractors will also be allowed to install swimming pool reinforcing steel bars (rods).
 - (2) *Rip rap contractors* are those who are qualified to use stone, compressed shell, and similar material to prevent the erosion of the soil, and to form or construct an erosion prevention wall or embankment.
 - (3) *Shed tie-down contractors* are those who are qualified to place and tie down all types of portable utility sheds in accordance with local building and zoning regulations.
 - (4) *Swimming pool shell contractors* are those who are qualified to excavate form and install concrete pool shells according to methods approved by applicable state and county codes.
 - (5) *Tennis court contractors* are those who are qualified to construct, maintain or repair tennis courts, including the preparation of the surface, drainage, paving, surface topping, concrete, asphalt, posts and fencing; provided, however, that any required electrical installations shall only be performed by a licensed electrical contractor.
- (e) Only state certified contractors are recognized for the following specialty contractors.
- (1) Alarm system contractors.
 - (2) Alarm system contractor I.
 - (3) Alarm system contractor II.
 - (4) Elevator installation contractors.
 - (5) Fire extinguish dry.
 - (6) Fire sprinkler system.
 - (7) Fire suppression system.
 - (8) Liquid petroleum gas.
 - (9) Mobile home dealers and manufacturers.
 - (10) Mobile home set up contractor.
 - (11) Specialty structure contractor.
- (f) The following are also regulated by this chapter:
- (1) *Swimming pool/spa water treatment and cleaning providers* as defined in section 3-2-1(c)(27). Swimming pool/spa water treatment and cleaning providers licensed by Charlotte County will be required to display a sticker, provided by the county, on their vehicle, which states that they are licensed to perform the services listed in section 3-2-1(c)(27).
 - (2) *Home inspectors* are those who are qualified to inspect one-family, two-family and three-family residences not exceeding two (2) habitable stories in height. Any person performing home inspections must hold his/her own certificate of competency. The home inspector, the company which is qualified by the home inspector, and the company which employs the home inspector, are prohibited from performing, or

contracting to perform, any work requiring a contractor's license on a residence for one (1) year following an inspection of that residence pursuant to this authority.

(Ord. No. 83-04, § 5, 3-8-83; Ord. No. 83-07, § 2, 3-22-83; Ord. No. 84-13, § 1, 7-14-84; Ord. No. 84-24, § 1, 11-6-84; Ord. No. 88-45, § 1, 12-20-88; Ord. No. 89-58, §§ 1, 2, 7-11-89; Ord. No. 92-16, § 1, 2-26-92; Ord. No. 92-86, §§ 1—3, 10-20-92; Ord. No. 97-117, § 1, 12-2-97; Ord. No. 2000-001, § 1, 1-11-00; Ord. No. 2002-042, § 1, 9-24-02; Ord. No. 2006-057, § 1, 6-13-06; Ord. No. 2009-019, § 1, 5-12-09; Ord. No. 2012-026, § 1, 11-13-12)

State law reference— Contracting, F.S. Ch. 489; definitions, F.S. §§ 489.105, 489.505; qualifications for practice, F.S. § 489.113.

EXHIBIT " 9 "
12/12

7008 1300 0000 0982 5944

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

CIL-15-00396 / TB / slw
 John Kenneth Teague,
 Annotated Air & Refrigeration Inc.
 1110 NE Pine Island Road, Unit 5
 Cape Coral, FL 33909

COMPLETE THIS SECTION ON DELIVERY

A. Signature X
 Agent

B. Received by (Printed Name) Addressee
 [Signature]

C. Date of Delivery

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No
 [Signature]



3. Service Type
- Adult Signature
 - Adult Signature Restricted Delivery
 - Certified Mail®
 - Certified Mail Restricted Delivery
 - Collect on Delivery
 - Collect on Delivery Restricted Delivery
 - Priority Mail Express®
 - Registered Mail™
 - Registered Mail Restricted Delivery
 - Return Receipt for Merchandise
 - Signature Confirmation™
 - Signature Confirmation Restricted Delivery

2. Article Number (Transfer from service label)
 7008 1300 0000 0982 5944

PS Form 3811, July 2015 PSN 7530-02-000-9053 Domestic Return Receipt

EXHIBIT " 10 / 102 "

Tracking Number: 7008130000009825944



Delivered

Product & Tracking Information

Postal Product:

Features:
Certified Mail™

Available Actions

Text Updates

Email Updates

DATE & TIME	STATUS OF ITEM	LOCATION
June 24, 2016, 11:24 am	Delivered, Left with Individual	CAPE CORAL, FL 33909
Your item was delivered to an individual at the address at 11:24 am on June 24, 2016 in CAPE CORAL, FL 33909		
June 23, 2016, 10:14 pm	Departed USPS Facility	FORT MYERS, FL 33913
June 23, 2016, 8:56 pm	Arrived at USPS Facility	FORT MYERS, FL 33913

EXHIBIT " 10 / 2 of 2 "

BEFORE THE CONSTRUCTION INDUSTRY LICENSING
BOARD IN AND FOR CHARLOTTE COUNTY, FLORIDA

CHARLOTTE COUNTY,

Petitioner,

v.

CASE NO. CIL-15-00396

JOHN KENNETH TEAGUE,
Anointed Air & Refrigeration Inc.,
Certified Air Conditioning Contractor,
License No. CAC1815111,

Respondent.

CONTINUANCE

THIS CAUSE was scheduled to go before the Charlotte County Construction Industry Licensing Board on **August 4, 2016**. This case has been rescheduled. **If you have any questions regarding the hearing date, please call Terri Barnett at 941.743.1949 or email Terri.Barnett@CharlotteCountyFL.gov.**

THEREFORE, this case will be rescheduled as follows:

1. The above-styled case has been rescheduled to **March 2 2017, at 6:00 pm.**, or as soon thereafter as this case may be heard, in Room 119, Charlotte County Administration Center, 18500 Murdock Circle, Port Charlotte, Florida.

Your failure to attend this administrative proceeding may result in an order of the Charlotte County Construction Industry Licensing Board being issued adverse to your interests. You have the right to be represented by an attorney and you will be given an opportunity to present witnesses, to take testimony, to call or cross examine witnesses, and to present written evidence and oral argument.

If you decide to appeal a decision of this Board, you will need a record of the proceedings pertaining thereto, and, therefore, you may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

CERTIFICATE OF SERVICE

I hereby certify that on this 11th day of August, 2016, I have furnished a true and correct copy of the foregoing by U.S. mail to John Kenneth Teague, Anointed Air & Refrigeration Inc., 1110 NE Pine Island Road, Unit 5, Cape Coral, FL 33909 and email at annointedairandref@yahoo.com.

EXHIBIT " 11 "
1 of 2

S. L. Williamson
Sandra Williamson
Administrative Assistant I

Barnett, Terri

From: Barnett, Terri
Sent: Thursday, August 04, 2016 3:01 PM
To: Williamson, Sandy
Cc: Mullen-Travis, Erin
Subject: Continuance John Teague CIL-15-00396

Sandy, Please continue case CIL-15-00396 for 6 months. Mr. Teague renewed all 4 expired permits. I advised him that he would receive a continuance letter in the mail.

EXHIBIT " 11 "
2 of 2

21923 Calvin Ln. Port Charlotte

Annointed Air

John Teague

21923 Calvin Ln., Port Charlotte, 9/9/16, TB



EXHIBIT " 12 "
1 of 4

21923 Calvin Ln., Port Charlotte, 9/9/16, TB



21923 Calvin Ln., Port Charlotte, 9/9/16, TB



EXHIBIT " 12 "
2084

21923 Calvin Ln., Port Charlotte, 9/9/16, TB



21923 Calvin Ln., Port Charlotte, 9/9/16, TB



EXHIBIT " 12 "
3 of 4

21923 Calvin Ln., Port Charlotte, 9/9/16, TB



EXHIBIT " 12 "
494

Barnett, Terri

From: john tope <jvt5481@gmail.com>
Sent: Friday, September 09, 2016 4:08 PM
To: Barnett, Terri
Subject: John Teague Anointed Air and Refrigeration
Attachments: charlotte code letter terri barnett.odt

Hello Ms. Barnett. Please find attached the brief summary of events which took place in my dealing with Mr Teague. Should you have any questions please do not hesitate to call. ALSO i will obtain a copy of the police report for you when i am in PC in the next day or so. Thank you so much for looking into this matter for me. Best regards,

John Tope

EXHIBIT " 13 "
10/3

September 11, 2016

John Tope
1374 Lincoln Ave.
N. Ft Myers, FL 33917
(239) 440-9651

Ms. Terri Barnett
Charlotte County Code Compliance
18400 Murdock Cir.
Port Charlotte, FL 33948

Dear Ms. Barnett.

Pursuant to our conversation re my property located at 21923 Calvin Lane, Port Charlotte and the problems I am having with Mr John Teague of Anointed Air & Refrigeration. FL license number CAC1815111. I am writing this brief summary of events. I hired Mr. Teague as a licensed contractor to upgrade the Ac system in my home. He was to be responsible for pulling the permit and completing all the work including installation of the condensor, Air Handler and related items to make they AC operational. The total for the job quoted was \$2500 He required 1/2 down \$1250. which I paid by check. The project start date was August 14th and to take 3-4 days to completion. Mr Teague contacted me on the 16th and requested \$500 as a milestone payment and then again on the 17st for final payment \$775 saying the job was complete and operating. Normally I would not conduct business this way however I was referred to Mr Teague by my neighbor Brett Hyde who used Mr. Teague in the past and was a reputable contractor for him. Upon my inspection of my home the house was a disaster. Holes in the exterior and interior walls, Drywall removed. Load Center exposed, Live wires exposed from the load center laying on the ground.

EXHIBIT " 13 "
 2013

Registers installed crooked and improperly. The Ac Equipment damaged with valves opened losing all precharged freon. System was never installed or hooked up. The damage to my home is significant. I Contacted Mr. Teague to complain and he said he was sorry that he would correct the work. He returned to make matters worse. I went to my home to inspect the work and at that point I told him I wanted my money back. He Refused. Said he would make the job right. This went on for almost 3 weeks with him coming to my home a couple times for an hour or so not doing any corrective measures. I fired Mr. Teague. I filed a Small Claims Suit against him in Ft Myers Court yesterday. I also contacted the State of Florida Licensing Bureau to file a Formal Complaint.

I am also missing power tools from my home A Milwaukee Reciprocating saw, a Bosch Rotary Hammer Drill and an industrial Extension cord which I contacted Mr Teague about them and first he said he had them and then said they were Stolen. Total Value of these items to replace is over \$1221.00. I Contacted the Charlotte County Sheriffs office today 9/11/2016 to file a complaint against Mr Teague. The Case Number is 004059 filed with Deputy DFC Brooks. Mr Teague has tried to contact me since the Sheriffs office called him today attempting to appease me with offers of returning my tools but I referred him to the Sheriffs office.

I have contacted another Licensed Ac Company who will be taking over this project. They are aware of the problems and will be pulling the necessary permit to complete the work on my home. Please feel free to contact me at any time to discuss this matter and I apologize for any inconvenience Mr. Teague has created for you or any additional problems this may have caused with my project for your office.

Yours Truly

John V. Tope

EXHIBIT " 13 "
3 of 3

Barnett, Terri

From: john tope <jvt5481@gmail.com>
Sent: Monday, September 12, 2016 1:43 PM
To: Barnett, Terri
Subject: Re: John Teague Anointed Air and Refrigeration
Attachments: john teague check final payment.jpg; john teague check milestone payment.jpg; John teague 50% deposit.jpg

Hi Ms Barnette. he is lying. here are the 3 checks i wrote to him and he cashed from Bank America website. i do not have a scanner but my friend does i will ask him to scan the work order/receipt showing the total amount due and deposit. He has contacted me numerous time and in fact 7 texts i have received from him today the last 10 minutes ago trying to meet me to return one of my tools he stole. If you are local i would be glad to meet with you to let you copy the receipt and look at my telephone and communications he has sent me. Please let me know i can come by anytime. Thanks john tope

On Fri, Sep 9, 2016 at 4:08 PM, john tope <jvt5481@gmail.com> wrote:

Hello Ms. Barnett. Please find attached the brief summary of events which took place in my dealing with Mr Teague. Should you have any questions please do not hesitate to call. ALSO i will obtain a copy of the police report for you when i am in PC in the next day or so. Thank you so much for looking into this matter for me. Best regards,

John Tope

EXHIBIT " 14 "
1 of 4

102 s/e

JOHN V TOPE
DEBORAH L TOPS
DAVID P THORNTON

1374 LINCOLN AVE
NORTH FORT MYERS FL 33917-3427

8/13/14
Date

1056
63-27631 FL
194

Pay To The
Order Of

John Teasdale \$1250
Dollars

Bank of America

ACH N/T 083100277

For Justin A

Numbered Checks

EXHIBIT " 14 " 2 of 4

JOHN V TOPE
DEBORAH L TOPE
DAVID P THORNTON

10330

1374 LINCOLN AVE
NORTH FORT MYERS FL 33917-3427

8/16/16

1058

63-27631 FL
199

Pay To The
Order Of

John Teague

\$ 500

Dollars



Bank of America

ACH NT 003100277

For

[Redacted]

[Signature]

Unauthorized Change

EXHIBIT " 14 " 3084

21923 Calvin Ln., Port Charlotte, 9/12/16, TB



21923 Calvin Ln., Port Charlotte, 9/12/16, TB



EXHIBIT " 16 "
1072

21923 Calvin Ln., Port Charlotte, 9/12/16, TB



EXHIBIT " 14 " 2 of 2

Barnett, Terri

From: john tope <jvt5481@gmail.com>
Sent: Monday, September 12, 2016 4:50 PM
To: Barnett, Terri
Subject: Re: John Teague Anointed Air and Refrigeration
Attachments: john teague 50% deposit both sides.jpg; john teague milestone both sides.jpg; John teague final.jpg

Hello Ms Bennett, it was a pleasure to meet you. Please find attached copies of my checks to John Teague including both sides of the documents. If you have any additional questions or need any further information please do not hesitate to contact me.

Thank you for your assistance.

regards, john tope

On Mon, Sep 12, 2016 at 1:42 PM, john tope <jvt5481@gmail.com> wrote:

Hi Ms Barnette. he is lying. here are the 3 checks i wrote to him and he cashed from Bank America website. i do not have a scanner but my friend does i will ask him to scan the work order/receipt showing the total amount due and deposit. He has contacted me numerous time and in fact 7 texts i have received from him today the last 10 minutes ago trying to meet me to return one of my tools he stole. If you are local i would be glad to meet with you to let you copy the receipt and look at my telephone and communications he has sent me. Please let me know i can come by anytime. Thanks john tope

On Fri, Sep 9, 2016 at 4:08 PM, john tope <jvt5481@gmail.com> wrote:

Hello Ms. Barnett. Please find attached the brief summary of events which took place in my dealing with Mr Teague. Should you have any questions please do not hesitate to call. ALSO i will obtain a copy of the police report for you when i am in PC in the next day or so. Thank you so much for looking into this matter for me.

Best regards,

John Tope

EXHIBIT " 17 "
1084

J. H.

EXHIBIT " 17 "
4094

Record ID: 20160918130

Menu Help

Description of Work:

Application Status: Issued

Application Detail: Detail

Application Type: Building/Trade Permits/Residential/Mechanical

Address: 21923 CALVIN LN, PORT CHARLOTTE, FL 33952

Owner Name: TOPE JOHN V

Owner Address: 21923 CALVIN LN, PORT CHARLOTTE, FL 33952

Application Name:

Application Comments:	View	Comment	Date
ID			

Application Spec Info.:

GENERAL

Work is on or above a body of water: -

Expiration Date: 3/15/2017

Construction Cost: \$800.00

In Flood Zone?: No

Storm related repair/replacement?: -

REQUIRED HVAC INFORMATION

Type of Work: Replacement

Scope: Complete System

If this is a replacement - list size of existing unit: 2.5

Changes to Ductwork: No

Package Unit?: No

SEER: 14

KW: 5

Tons: 2.5

Electric or Gas Installation?: -

Total Fee Assessed: \$94.00

Total Fee Invoiced: \$94.00

Balance: \$0.00

Job Value: \$0.00

EXHIBIT " 18 " 1 of 2

Parcel No: 402215432007

Contact Info:	Name	Organization Name	Contact Type	Relationship	Address
	<u>TOPE</u> <u>JOHN V</u>	-	Owner		21923 CALVIN L CHARLOTTE, FI

Licensed Professionals Info:	Primary	License Number	License Type	Name	Business Name	Business L
	Yes	<u>CAC1817444</u>	C HARV CLASS A	PAUL EZE AIR G SOLUTIONS FARIA LLC		26389

File Date: 09/15/2016

Workflow Status:	Task	Status	Status Date	Action By
	<u>Permit Issuance</u> <u>Finaled</u>	Issued	09/16/2016	Heidi Clement

Adhoc Task Status:	Task	Status	Status Date	Action By

Tracking #: 434453092993

Condition Status:	Condition Name	Status	Apply Date	Severity	Action By
	<u>QUAD FEE</u>	Met	09/06/2012		Rhonda Leo

Inspections: Scheduled / Pending

Inspection Type	Scheduled Date	Inspector	Status	Con
<u>HVAC Final</u> <u>Resulted</u>			Pending	
Inspection Type	Inspection Date	Inspector	Status	Con

Asset Detail: Total Assets: 0

Asset Group	Asset Type	Asset ID	Description	Status	Class Type	Asset Size

Costing: Total Cost: \$0.00

Cost Type	Cost

Parts: Total Cost: \$0.00

Part Type	Cost

EXHIBIT " 18 "
2012

**BEFORE THE CHARLOTTE COUNTY
CONSTRUCTION INDUSTRY LICENSING BOARD**

**CHARLOTTE COUNTY, a Political
Subdivision of the State of Florida,**

Petitioner,

v.

CASE NO. CIL-15-00396

**JOHN KENNETH TEAGUE,
Annointed Air & Refrigeration Inc.,
Certified Air Conditioning Contractor,
License No. CAC1815111,**

Respondent,

_____ /

AMENDED NOTICE OF VIOLATION

You are hereby notified that you are in violation of Florida Statutes, Charlotte County Code and/or the Florida Building Code governing the licensing and code of the construction industry, specifically:

CHARGE 1: Florida Building Code 105.1 - Florida Building Code 105.1, adopted by Charlotte County Code 3-2-23: Any owner or authorized agent who intends to construct, enlarge, alter, repair, move, demolish, or change the occupancy of a building or structure, or to erect, install, enlarge, alter, repair, remove, convert or replace any electrical, gas, mechanical or plumbing system, the installation of which is regulated by this code, or to cause any such work to be done, shall first make application to the building official and obtain the required permit **(1 count)**.

IN THAT YOU violated Florida Building Code Chapter 1, Section 105.1, adopted by Charlotte County Code 3-2-23, and Charlotte County Building Code 3-2-27(a), **by failing to obtain the required Charlotte County Building Permit prior to installing an A/C unit at 21923 Calvin Lane, Port Charlotte, Florida.**

CHARGE 2: Florida Building Codes 110.3 and 110.5, adopted by Charlotte County Code 3-2-23: The building official upon notification from the permit holder or his or her agent, shall make the following inspections, and shall either release that portion of the construction or shall notify the permit holder or his or her agent of any violations which must be corrected in order to comply with the technical codes. The building official shall determine the timing and sequencing of when inspections occur and what elements are inspected at each inspection. Additionally, it shall be the duty of the holder of the building permit or their duly authorized agent to notify the building official when work is ready for inspection. It shall be the duty of the permit holder to provide access to and means for inspections of such work that are required by this code **(4 counts)**.

EXHIBIT " 19 "
10/9

CHARGE 3: Charlotte County Code 3-2-47 (b)(4) - Willful or deliberate disregard and violation of any lawful order of the board, any provisions of Charlotte County Code, chapter 3-2, chapter 3-9, any provisions of any code adopted pursuant to this chapter, or any state law regulating the construction industry, including Chapter 489 and Part I of Chapter 455 **(4 counts)**.

CHARGE 4: Charlotte County Code 3-2-47 (b)(20) - Failing to obtain inspections including but not limited to final inspections **(4 counts)**.

IN THAT YOU obtained Charlotte County building permits as indicated in the attached comprehensive expired permit report and that you have failed to obtain inspections including but not limited to final inspections which resulted in the permits expiring. A job is not considered to be completed until the final inspection is approved by the Building Department (Florida Building Code 110.3 - Required Inspections).

You are hereby directed by Charlotte County to appear before the Construction Industry Licensing Board at the date and time shown on the enclosed Notice of Administrative Proceeding.

Should you have any questions you may contact me at one of the following: by email at Terri.Barnett@CharlotteCountyFL.gov or by phone - 941.743.1949 or fax - 941-764-4905.

Dated at Port Charlotte, Florida October 4, 2016.

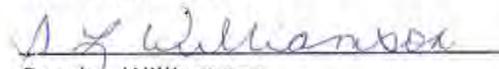
Received: _____
Signature of Qualifier


Terri Barnett
Certified Code Compliance Officer


Erin T. Mullen-Travis
Manager, Licensing/Code
Enforcement Division

CERTIFICATE OF SERVICE

I certify that on this 4th day of October, 2016, I have furnished a true and correct copy of the foregoing by U.S. Mail and certified return receipt requested (7008 1300 0000 0982 4633) to John Kenneth Teague, Anointed Air & Refrigeration Inc., 1110 NE Pine Island Road, Unit 5, Cape Coral, FL 33909 and email to annointedairandref@yahoo.com.


Sandra Williamson
Administrative Assistant I

TB/slw

EXHIBIT " 19 "
2019

COMPREHENSIVE EXPIRED PERMIT REPORT

September 28, 2016

JOHN K TEAGUE

ANNOUNCED AIR & REFRIGERATION INC

License #: CAC1815111

Permit Number	Permit Type	Address	Expired Date
20150507650	Residential/Mechanical	513 CICERO	9/15/16
20150814277	Residential/Mechanical	225 FLAMINGO	9/15/16
20141219005	Residential/Mechanical	1512 WOODLAWN	9/15/16
20141219007	Residential/Mechanical	1626 WOODLAWN	9/15/16

EXHIBIT " 19 "
3 of 9

**BEFORE THE CHARLOTTE COUNTY
CONSTRUCTION INDUSTRY LICENSING BOARD**

**CHARLOTTE COUNTY, a Political
Subdivision of the State of Florida,**

Petitioner,

v.

CASE NO. CIL-15-00396

**JOHN KENNETH TEAGUE,
Annointed Air & Refrigeration Inc.,
Certified Air Conditioning Contractor,
License No. CAC1815111,**

Respondent,

AMENDED NOTICE OF ADMINISTRATIVE PROCEEDINGS

ADMINISTRATIVE PROCEEDING

YOU ARE HEREBY NOTIFIED that Charlotte County files this COMPLAINT, and an administrative proceeding has been set for hearing before the Construction Industry Licensing Board ("BOARD") at **6:00 P.M. on the 3rd day of November, 2016**, or as soon thereafter as it may be heard, in the Commissioner Meeting Room 119. Charlotte County Administration Center, 18500 Murdock Circle, Port Charlotte, Florida, 33948.

JOHN KENNETH TEAGUE is presently a State of Florida **Certified Air Conditioning Contractor** under license number **CAC1815111**. Your failure to attend this administrative proceeding may result in an order of the BOARD being issued adverse to your interests. You have the right to be represented by an attorney; and, you will be given an opportunity to present witnesses, to take testimony, to call or cross examine witnesses, and to present written evidence and oral argument. If you decide to appeal a decision of this BOARD, you will need a record of the proceedings and therefore you may need to ensure that a verbatim record of the proceedings is made upon which the appeal is to be based.

EXHIBIT " 19 "
4 of 9

COMPLAINT

Charlotte County files this complaint against **JOHN KENNETH TEAGUE** who holds a license as a **Certified Air Conditioning Contractor** under license number **CAC1815111**. Pursuant to the provisions of Chapter 489 of the Florida Statutes and by virtue of the authority vested in it as an enforcing authority, pursuant to Chapter 3-2 of the Charlotte County Code, Charlotte County having reason to believe that **JOHN KENNETH TEAGUE** has violated the provisions of **Florida Building Codes 110.3 and 110.5, Charlotte County Code 3-2-47(b)(4) and Charlotte County Code 3-2-47(b)(20)** and it appearing to Charlotte County that an administrative proceeding would be in the public interest, hereby seeks to revoke or suspend or restrict the license or permit privileges of **JOHN KENNETH TEAGUE** or place **JOHN KENNETH TEAGUE** on probation with such conditions as may be determined by the BOARD based upon the following allegations:

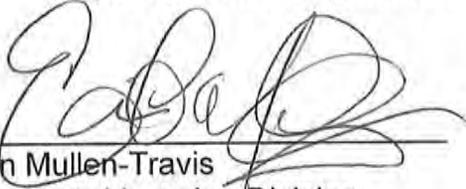
CHARGE 1: Florida Building Code 105.1 - Florida Building Code 105.1, adopted by Charlotte County Code 3-2-23: Any owner or authorized agent who intends to construct, enlarge, alter, repair, move, demolish, or change the occupancy of a building or structure, or to erect, install, enlarge, alter, repair, remove, convert or replace any electrical, gas, mechanical or plumbing system, the installation of which is regulated by this code, or to cause any such work to be done, shall first make application to the building official and obtain the required permit **(1 count)**.

CHARGE 2: Florida Building Codes 110.3 and 110.5 - adopted by Charlotte County Code 3-2-23: The building official upon notification from the permit holder or his or her agent, shall make the following inspections, and shall either release that portion of the construction or shall notify the permit holder or his or her agent of any violations which must be corrected in order to comply with the technical codes. The building official shall determine the timing and sequencing of when inspections occur and what elements are inspected at each inspection. Additionally, it shall be the duty of the holder of the building permit or their duly authorized agent to notify the building official when work is ready for inspection. It shall be the duty of the permit holder to provide access to and means for inspections of such work that are required by this code **(4 counts)**.

EXHIBIT " 19 "
5089

CHARGE 3: Charlotte County Code 3-2-47(b)(4) - Willful or deliberate disregard and violation of any lawful order of the board, any provisions of Charlotte County Code, chapter 3-2, chapter 3-9, any provisions of any code adopted pursuant to this chapter, or any state law regulating the construction industry, including Chapter 489 and Part I of Chapter 455 (4 counts).

CHARGE 4: Charlotte County Code 3-2-47(b)(20) - Failing to obtain inspections including but not limited to final inspections (4 counts).



Erin Mullen-Travis
Manager, Licensing Division

10/4/16

Date



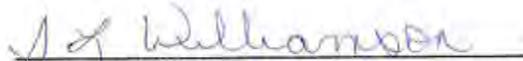
Terri Barnett
Certified Code Compliance Officer
Contractor Licensing Investigator

10/4/16

Date

CERTIFICATE OF SERVICE

I certify that on this 4th day of October, 2016, I have furnished a true and correct copy of the foregoing by U.S. Mail and certified return receipt requested (7008 1300 0000 0982 4633) to John Kenneth Teague, Anointed Air & Refrigeration Inc., 1110 NE Pine Island Road, Unit 5, Cape Coral, FL 33909 and email to annointedairandref@yahoo.com.



Sandra Williamson
Administrative Assistant I

TB/slw

EXHIBIT " 19 "
6079

CHARLOTTE COUNTY CODE

Section 3-2-47 - Disciplinary Action

- (a) The county, through its authorized agents, upon the verified written complaint of any person, or upon other evidence of a violation, shall investigate the action of any holder of a certificate of competency, whether certified, registered or local, and hold a hearing to determine the necessity for disciplinary action. The certificate holder shall be notified by certified mail, pursuant to F.S. section 489.124, of the time and place of such hearing and shall be furnished a copy of the complaint or a short and plain statement of the matters asserted by the code compliance officer. All parties shall have the opportunity to be heard and present evidence and argument on the issues involved, to conduct cross examination and submit rebuttal evidence. In all disciplinary proceedings before the board, the burden of proof shall be on the county. Proof shall be by substantial competent evidence presented to the board by the code compliance officer or anyone having standing in the matter.
- (b) The following acts are unlawful and constitute cause for disciplinary action:
- (1) Any violation of F.S. section 489.129 or section 489.533, whether by a certified, registered or local contractor.
 - (2) The making of a material false statement in the application for or renewal or updating of any certificate or registration, or for the issuance of any permit.
 - (3) Any act which results in a reprimand, censure, revocation, suspension or other discipline by any board of the Florida Department of Professional Regulation.
 - (4) Willful or deliberate disregard and violation of any lawful order of the board, any provisions of Charlotte County Code, chapter 3-2, chapter 3-9, any provisions of any code adopted pursuant to this chapter, or any state law regulating the construction industry, including F.S. Chapter 489 and Part I of Chapter 455.
 - (5) Abandoning a construction project in which the contractor is engaged or under contract as a contractor. A project shall be considered abandoned after ninety (90) days if the contractor terminates the project without just cause, or without proper notification to the owner, including the reason for termination, or fails to substantially perform work under the contract. Construction is considered to be commenced when the contract is executed and the contractor has accepted funds from the customer or lender.
 - (6) Using or attempting to use a certificate of competency, whether certified, registered or local, which has been suspended, revoked, placed inactive, expired or voluntarily surrendered.
 - (7) Refusing certified mail directed to the contractor by the Community Development Department.
 - (8) Failing to notify the Community Development Department in writing of any change in the physical address or mailing address of the business within thirty (30) days of said change.
 - (9) Failing to appear in person or through an attorney at any scheduled hearing on a complaint filed against the contractor.
 - (10) Failing to stop work on a project after being ordered to do so by the building official, building inspector or code compliance officer.
 - (11) Failing to comply with the provisions of this Code Section 3-2-48 regarding workers' compensation and liability insurance.
 - (12) Failing to register any local certificate of competency with the state when required to do so.

- (13) If a state certified contractor, failing to register with Charlotte County prior to contracting or commencing work in Charlotte County.
- (14) Failing to post any required building permit in a conspicuous place in front of the premises where the work is being performed.
- (15) Failing to present for inspection any certificate of competency, along with proper identification, upon request of the building official, building inspector or code compliance officer.
- (16) Failing to keep all payroll, including time cards and time sheets, salary, withholding tax, social security and FICA records pertaining to the workers on the job, and to make these documents available as required by section 3-2-5 of this chapter.
- (17) Failing to cause to appear on any bid, business proposal, contract, newspaper advertisement, airwave transmission advertisement, paid telephone directory listing or other advertising medium used by the contractor, the certificate of competency number (license number) whether state or local.
- (18) If the name of the business or type of work performed by the business appears on a vehicle, failing to also display the certificate of competency number (license number) in numbers and letters not less than two (2) inches in height, and in colors contrasting the background color.
- (19) Failing to file with the building construction services department a subcontractor change form prior to permitting any subcontractor not on the subcontractor worksheet, or the most recent previously filed subcontractor change form, to work on the jobsite.
- (20) Failing to obtain inspections including but not limited to final inspections.
- (21) Swimming pool/spa water treatment provider failing to display pool sticker on vehicle used for pool/spa cleaning.
- (22) Being convicted or found guilty of, or entering a plea of nolo contendere to, regardless of adjudication, a crime in any jurisdiction which directly relates to the practice of contracting or the ability to practice contracting.
- (23) Performing any act which assists a person or entity in engaging in the prohibited uncertified, unregistered or unlicensed practice of contracting, if the certificateholder or registrant knows or has reasonable grounds to know that the person or entity was uncertified, unregistered or unlicensed.
- (24) Knowingly combining or conspiring with an uncertified, unregistered person by allowing his or her certificate or registration to be used by the uncertified, unregistered or unlicensed person with intent to evade the provisions of this part. When a certificateholder or registrant allows his or her certificate or registration to be used by one or more business organizations without having any active participation in the operations, management, or control of such business organizations, such act constitutes prima facie evidence of an intent to evade the provisions of this part.
- (25) Acting in the capacity of a contractor under any certificate or registration issued hereunder except in the name of the certificateholder or registrant as set forth on the issued certificate or registration, or in accordance with the personnel of the certificateholder or registrant as set forth in the application for the certificate or registration, or as later changed as provided in this part.
- (26) Committing mismanagement or misconduct in the practice of contracting that causes financial harm to a customer. Financial mismanagement or misconduct occurs when:
 1. Valid liens have been recorded against the property of a contractor's customer for supplies or services ordered by the contractor for the customer's job; the contractor has received funds from the customer to pay for the supplies or services; and the contractor has not had the liens removed from the property, by payment or by bond, within 75 days after the date of such liens;

EXHIBIT " 19 "
8089

2. The contractor has abandoned a customer's job and the percentage of completion is less than the percentage of the total contract price paid to the contractor as of the time of abandonment, unless the contractor is entitled to retain such funds under the terms of the contract or refunds the excess funds within 30 days after the date the job is abandoned; or
 3. The contractor's job has been completed, and it is shown that the customer has had to pay more for the contracted job than the original contract price, as adjusted for subsequent change orders, unless such increase in cost was the result of circumstances beyond the control of the contractor, was the result of circumstances caused by the customer, or was otherwise permitted by the terms of the contract between the contractor and the customer.
- (27) Signing a statement with respect to a project or contract falsely indicating that the work is bonded; falsely indicating that payment has been made for all subcontracted work, labor, and materials which results in a financial loss to the owner, purchaser, or contractor; or falsely indicating that workers' compensation and public liability insurance are provided.
 - (28) Committing fraud or deceit in the practice of contracting.
 - (29) Committing incompetency or misconduct in the practice of contracting.
 - (30) Committing gross negligence, repeated negligence, or negligence resulting in a significant danger to life or property.
 - (31) Proceeding on any job without obtaining applicable local building department permits and inspections.
 - (32) Intimidating, threatening, coercing, or otherwise discouraging the service of a notice to owner under part I of chapter 713 or a notice to contractor under chapter 255 or part I of chapter 713.
 - (33) Failing to satisfy within a reasonable time, the terms of a civil judgment obtained against the licensee, or the business organization qualified by the licensee, relating to the practice of the licensee's profession.
 - (34) Violating chapter 633 or the rules of the State Fire Marshal.
 - (35) Practicing beyond the scope of a certification or registration.
 - (36) Being disciplined by any municipality or county for a violation directly related to the practice of the licensee's profession.

For the purposes of this subsection, construction is considered to be commenced when the contract is executed and the contractor has accepted funds from the customer or lender.

(Ord. No. 83-04, § 16, 3-8-83; Ord. No. 84-14, § 1, 7-14-84; Ord. No. 84-15, § 2, 7-17-84; Ord. No. 88-45, § 11, 12-20-88; Ord. No. 92-16, § 11, 2-26-92; Ord. No. 92-86, §§ 7, 8, 10-20-92; Ord. No. 97-078, § 2, 9-2-97; Ord. No. 2000-001, § 12, 1-11-00; Ord. No. 2009-019, § 1, 5-12-09; Ord. No. 2012-026, § 10, 11-13-12; Ord. No. 2014-012, § 10, 5-13-14)

Cross reference— Zoning, Ch. 3-9.

State Law reference— Felons, removal of disqualifications for employment, F.S. § 112.01; disciplinary proceeding, F.S. § 489.129.

EXHIBIT " 19 "

9 of 9

JOHN KENNETH TEAGUE,
Annoted Air & Refrigeration Inc.,
Certified Air Conditioning Contractor,
License No. CAC1815111,

JOHN KENNETH TEAGUE,
Annoted Air & Refrigeration Inc.,
Certified Air Conditioning Contractor,
License No. CAC1815111,

AMENDED NOTICE OF VIOLATION

AMENDED NOTICE OF ADMINISTRATIVE PROCEEDING

You are hereby notified that you are in violation of Florida Statutes, Charlotte County Code and/or the Florida Building Code governing the licensing and code of the construction industry, specifically:

ADMINISTRATIVE PROCEEDING

YOU ARE HEREBY NOTIFIED that Charlotte County files this COMPLAINT, and an administrative proceeding has been set for hearing before the Construction Industry Licensing Board ("BOARD") at 6:00 P.M. on the 1st day of December, 2016, or as soon thereafter as it may be heard, in the Commissioner Meeting Room 119, Charlotte County Administration Center, 18500 Murdock Circle, Port Charlotte, Florida, 33948.

CHARGE 1: Florida Building Code 105.1 - Florida Building Code 105.1, adopted by Charlotte County Code 3-2-23: Any owner or authorized agent who intends to construct, enlarge, alter, repair, move, demolish, or change the occupancy of a building or structure, or to erect, install, enlarge, alter, repair, remove, convert or replace any electrical, gas, mechanical or plumbing system, the installation of which is regulated by this code, or to cause any such work to be done, shall first make application to the building official and obtain the required permit (1 count)

John Kenneth Teague is presently a State of Florida Certified Air Conditioning Contractor under license number CAC1815111. Your failure to attend this administrative proceeding may result in an order of the BOARD being issued adverse to your interests. You have the right to be represented by an attorney; and, you will be given an opportunity to present witnesses, to take testimony, to call or cross examine witnesses, and to present written evidence and oral argument. If you decide to appeal a decision of this BOARD, you will need a record of the proceedings and therefore you may need to ensure that a verbatim record of the proceedings is made upon which the appeal is to be based.

IN THAT YOU violated Florida Building Code Chapter 1, Section 105.1, adopted by Charlotte County Code 3-2-23, and Charlotte County Building Code 3-2-27(a), by failing to obtain the required Charlotte County Building Permit prior to the work performed a 21923 Calvin Lane, Port Charlotte, Florida.

COMPLAINT

Charlotte County files this complaint against John Kenneth Teague who holds is a Certified Air Conditioning Contractor, License No. CAC1815111. Pursuant to the provisions of Chapter 489 of the Florida Statutes and by virtue of the authority vested in it as an enforcing authority, pursuant to Chapter 3-2 of the Charlotte County Code, Charlotte County having reason to believe that John Kenneth Teague has violated the provisions of Florida Building Codes 105.1, 110.3, & 110.5, Charlotte County Code 3-2-47(b)(4) and Charlotte County Code 3-2-47(b)(20) and it appearing to Charlotte County that an administrative proceeding would be in the public interest, hereby seeks to revoke or suspend or restrict the license or permit privileges of John Kenneth Teague, or place John Kenneth Teague on probation with such conditions as may be determined by the BOARD based upon the following allegations:

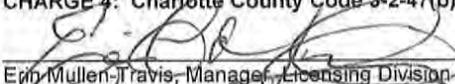
CHARGE 2: Florida Building Codes 110.3 and 110.5, adopted by Charlotte County Code 3-2-23: The building official upon notification from the permit holder or his or her agent, shall make the following inspections, and shall either release that portion of the construction or shall notify the permit holder or his or her agent of any violations which must be corrected in order to comply with the technical codes. The building official shall determine the timing and sequencing of when inspections occur and what elements are inspected at each inspection. Additionally, it shall be the duty of the holder of the building permit or their duly authorized agent to notify the building official when work is ready for inspection. It shall be the duty of the permit holder to provide access to and means for inspections of such work that are required by this code (4 counts).

CHARGE 3: Charlotte County Code 3-2-47 (b)(4) - Willful or deliberate disregard and violation of any lawful order of the board, any provisions of Charlotte County Code, chapter 3 2, chapter 3 9, any provisions of any code adopted pursuant to this chapter, or any state law regulating the construction industry, including Chapter 489 and Part I of Chapter 455 (4 counts).

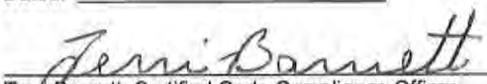
- CHARGE 1: Florida Building Code 105.1 (1 count).
- CHARGE 2: Florida Building Codes 110.3 and 110.5 (4 counts).
- CHARGE 3: Charlotte County Code 3-2-47(b)(4) (4 counts).
- CHARGE 4: Charlotte County Code 3-2-47(b)(20) (4 counts).

CHARGE 4: Charlotte County Code 3-2-47 (b)(20) Failing to obtain inspection including but not limited to final inspection (4 counts).

IN THAT YOU obtained Charlotte County Building Permit as indicated in the attached comprehensive expired permit report and that you have failed to obtain inspections including but not limited to final inspections which resulted in the permits expiring. A job is not considered to be completed until the final inspection is approved by the Building Department (Florida Building Code 110.3 - Required Inspections).


Erin Mullen-Travis, Manager, Licensing Division
Dated: _____

You are hereby directed by Charlotte County to appear before the Board at the date and time shown on the enclosed Notice of Administrative Proceeding.

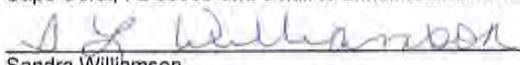

Terri Barnett, Certified Code Compliance Officer
Licensing Division
Dated: 10/27/16

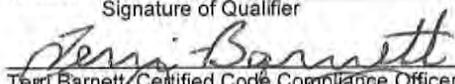
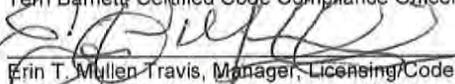
Should you have any questions you may contact me at one of the following; email at Terri.Barnett@CharlotteCountyFL.gov or by phone - 941.743.1949 or fax - 941-764.4905.

CERTIFICATE OF SERVICE

I certify that I have posted a true and correct copy of the foregoing at the Charlotte County Administrative Building, 18500 Murdock Circle, Port Charlotte, Florida and a copy sent by U.S. mail to John Kenneth Teague, Annoted Air & Refrigeration Inc., 1110 NE Pine Island Road, Unit 5, Cape Coral, FL 33909 and email to annotedairandref@yahoo.com.

Dated at Port Charlotte, Florida, on October 27, 2016


Sandra Williamson
Administrative Assistant I

Received: _____
Signature of Qualifier

Terri Barnett, Certified Code Compliance Officer

Erin T. Mullen-Travis, Manager, Licensing/Code Enforcement Division, Certified Code Compliance Officer

POSTED: 10/27/16

BEFORE THE CONSTRUCTION INDUSTRY LICENSING
BOARD IN AND FOR CHARLOTTE COUNTY, FLORIDA

CHARLOTTE COUNTY,

Petitioner,

v.

CASE NO. CIL-15-00396

JOHN KENNETH TEAGUE,
Annointed Air & Refrigeration Inc.,
Certified Air Conditioning Contractor,
License No. CAC1815111,

Respondent.

CONTINUANCE

THIS CAUSE was scheduled to go before the Charlotte County Construction Industry Licensing Board on **August 4, 2016**. This case has been rescheduled. **If you have any questions regarding the hearing date, please call Terri Barnett at 941.743.1949 or email Terri.Barnett@CharlotteCountyFL.gov.**

THEREFORE, this case will be rescheduled as follows:

1. The above-styled case has been rescheduled to **March 2 2017, at 6:00 pm.**, or as soon thereafter as this case may be heard, in Room 119, Charlotte County Administration Center, 18500 Murdock Circle, Port Charlotte, Florida.

Your failure to attend this administrative proceeding may result in an order of the Charlotte County Construction Industry Licensing Board being issued adverse to your interests. You have the right to be represented by an attorney and you will be given an opportunity to present witnesses, to take testimony, to call or cross examine witnesses, and to present written evidence and oral argument.

If you decide to appeal a decision of this Board, you will need a record of the proceedings pertaining thereto, and, therefore, you may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

CERTIFICATE OF SERVICE

I hereby certify that on this 11th day of August, 2016, I have furnished a true and correct copy of the foregoing by U.S. mail to John Kenneth Teague, Annointed Air & Refrigeration Inc., 1110 NE Pine Island Road, Unit 5, Cape Coral, FL 33909 and email at annointedairandref@yahoo.com.

S. L. Williamson

Sandra Williamson
Administrative Assistant I