



# MEDIA RELEASE

STATE OF TENNESSEE  
DEPARTMENT OF COMMERCE AND INSURANCE

FOR IMMEDIATE RELEASE

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## **JANUARY 2007 Disciplinary Action Report**

EDITORS: Tennessee Code Annotated, Section 56-1-302(a)(9) requires the Department of Commerce and Insurance to issue a monthly press release containing a disciplinary report which shall list all disciplinary actions taken by each board during the prior month. Below is a list of actions taken during the month of **JANUARY 2007**.

### **Board of Accountancy**

Respondent: Bacon, Howard, & Co., Oak Ridge, TN  
Violation: Conduct unbecoming a professional  
Action: \$500 Civil Penalty

Respondent: Robert Darrell, Murfreesboro, TN  
Violation: Conduct unbecoming a professional, failure to include taxable income on CPA individual tax return, deduction of non-deductible expenses on CPA individual tax return  
Action: \$750 Civil Penalty

Respondent: Glen D. Melton, Memphis, TN  
Violation: Failure to comply with independent standards  
Action: \$500 Civil Penalty

Respondent: Hope Shelby, Alamo, TN  
Violation: Failure to comply with peer review  
Action: \$250 Civil Penalty

Respondent: Stephen M. Witte, Festus, MO  
Violation: Failure to comply with peer review  
Action: Surrender of Firm License

### **Alarm Systems Contractors Board**

Respondent: NCA USA, Inc., Nashville, TN  
Violation: Failed to notify Board of termination within thirty days  
Action: \$50 Civil Penalty

DAVY CROCKETT TOWER, 5TH FLOOR  
500 JAMES ROBERTSON PARKWAY  
NASHVILLE, TN 37243  
615.741.2241

## **Board of Architectural & Engineering Examiners**

Respondent: Randal W. Parham, RA #15350, Nashville, TN  
Violation: Misconduct-Misrepresented the number of continuing education hours earned on renewal (2005-2007) renewal period  
Action: \$250 Civil Penalty

Respondent: Herbert Campbell, Nonregistrant, Gordo, AL  
Violation: Unlicensed practice of architecture and engineering  
Action: \$5,000 Civil Penalty

## **Boxing and Racing Program**

Respondent: Honda Hills, LLC  
Violation: Unlicensed activity  
Action: \$250 civil penalty

## **Tennessee Board for Licensing Contractors**

Respondent: Blume Tree Services, Inc., Willow Grove, PA  
Violation: Unlicensed activity  
Action: \$1000 Civil Penalty

Respondent: Byrdcorp, Memphis, TN  
Violation: Unlicensed activity  
Action: \$250 Civil Penalty

Respondent: East Side Capital, LLC, Nashville, TN  
Violation: Unlicensed activity  
Action: \$3000 Civil Penalty

## **Home Improvement Commission**

Respondent: Hertz Construction Services, Inc., Antioch, TN  
Violation: Unlicensed activity  
Action: \$250 Civil Penalty

Respondent: Southern Renovations, Murfreesboro, TN  
Violation: Unlicensed activity  
Action: \$250 Civil Penalty

Respondent: Southern Renovations, Murfreesboro, TN  
Violation: Unlicensed activity  
Action: \$250 Civil Penalty

## **Motor Vehicle Commission**

Respondent: Broad Street Motors, Smithville, TN  
Violation: Unlicensed salespeople and issuing more than 2 temporary tags  
Action: \$1,500 Civil Penalty

Respondent: Collier Lincoln Mercury, Memphis, TN  
Violation: Advertising violation

Action: \$250 Civil Penalty

Respondent: Cornerstone Auto Brokers, Chattanooga, TN  
Violation: Temporary tag log violation  
Action: \$500 Civil Penalty

Respondent: Elite Auto Sales, Huntingdon, TN  
Violation: Late annual sales report  
Action: \$100 Civil Penalty

Respondent: Heard (Bill) Chevrolet, Antioch, TN  
Violation: Advertising Violation  
Action: \$250 Civil Penalty

Respondent: Randy Jones, Cleveland, TN  
Violation: Unlicensed sales  
Action: \$500 Civil Penalty

Respondent: Kirby (Jim) Automotive, Inc., Murfreesboro, TN  
Violation: Temporary tag log violation  
Action: \$500 Civil Penalty

Respondent: Knoxville Harley Davidson, Inc., Knoxville, TN  
Violation: Temporary tag log violation  
Action: \$500 Civil Penalty

Respondent: McCowan Transport Systems, Cookeville, TN  
Violation: Late annual sales report  
Action: \$100 Civil Penalty

Respondent: Morgan Motor Co., Chattanooga, TN  
Violation: Temporary tag log violation  
Action: \$500 Civil Penalty

Respondent: Sunshine Auto Sales, Elizabethton, TN  
Violation: Late annual sales report  
Action: \$100 Civil Penalty

Respondent: Tennessee Motors of Murfreesboro, Nashville, TN  
Violation: Temporary tag log violation  
Action: \$500 Civil Penalty

Respondent: Tweety's Auto Sales, Chattanooga, TN  
Violation: Temporary tag log violation  
Action: \$500 Civil Penalty

Respondent: Volvo of Nashville, Inc., Nashville, TN  
Violation: Advertising violation - "Free"  
Action: \$250 Civil Penalty

Respondent: Wilson County Automotive Holdings, Lebanon, TN  
Violation: Temporary tag log violation  
Action: \$500 Civil Penalty

## Board Of Pharmacy

Respondent: Accredo Health Group, Inc., Memphis, TN  
Violation: Distribution of expired drug  
Action: \$250 Civil Penalty

Respondent: Cheryl Basham, DPH, Mt. Juliet, TN  
Violation: Violation of pharmacist to pharmacy technician ratio  
Action: \$250 Civil Penalty

Respondent: Stephanie H. Batey, DPH, Charlotte, TN  
Violation: Failure to properly license pharmacy technician  
Action: \$100 Civil Penalty

Respondent: Edwin Bills, DPH, Knoxville, TN  
Violation: Medication misfill  
Action: \$1,000 Civil Penalty

Respondent: Randy Bledsoe, DPH, Knoxville, TN  
Violation: Medication misfill  
Action: \$1,000 Civil Penalty

Respondent: Jama L. Bos, DPH, Rogersville, TN  
Violation: Insurance fraud  
Action: \$500 Civil Penalty and two (2) year term of probation

Respondent: Stephanie Bourque, DPH, Franklin, TN  
Violation: Failure to provide patient counseling  
Action: \$100 Civil Penalty

Respondent: CVS Pharmacy #6399, Franklin, TN  
Violation: Failure to provide patient counseling  
Action: \$500 Civil Penalty

Respondent: Sheila Caldwell, DPH, Memphis, TN  
Violation: Out-of-date drugs on pharmacy shelves  
Action: \$500 Civil Penalty

Respondent: Natalie Coker, DPH, Sevierville, TN  
Violation: Unprofessional conduct  
Action: Revocation

Respondent: Alice J. Dowell, DPH, Silver Point, TN  
Violation: Filling of unauthorized prescriptions  
Action: \$500 Civil Penalty and two (2) year term of probation

Respondent: John B. Jacobs, DPH, Chattanooga, TN  
Violation: Filling of unauthorized prescriptions and theft of OTC items/merchandise  
Action: \$500 Civil Penalty

Respondent: Terry L. Kincaid, DPH, Clarksville, TN  
Violation: Medication misfill  
Action: \$500 Civil Penalty

Respondent: Kroger Pharmacy #261, Johnson City, TN  
Violation: Failure to provide patient counseling  
Action: \$500 Civil Penalty

Respondent: Dianne Lodge, DPH, Memphis, TN  
Violation: Failure to properly license pharmacy technician  
Action: \$100 Civil Penalty

Respondent: Maria Netterville, DPH, Collierville, TN  
Violation: Failure to provide patient counseling  
Action: \$100 Civil Penalty

Respondent: Kelly B. Mayo, RT, Friendship, TN  
Violation: Theft of controlled substances from the pharmacy  
Action: Revocation

Respondent: Amy L. Moore, RT, Wartrace, TN  
Violation: Theft of controlled substances from the pharmacy  
Action: Revocation

Respondent: Heather C. Porter, RT, Franklin, TN  
Violation: Theft of controlled substances from the pharmacy  
Action: Three (3) year term of probation

Respondent: Lakisha N. Rucker, RT, Ripley, TN  
Violation: Theft of controlled substances from the pharmacy  
Action: Revocation

Respondent: Jason Swallows, DPH, Charleston, TN  
Violation: Failure to properly license pharmacy technician  
Action: \$200 Civil Penalty

Respondent: Walgreens Pharmacy #09465, Dyersburg, TN  
Violation: Failure to provide patient counseling  
Action: \$500 Civil Penalty

Respondent: James R. Webb, DPH, Dyersburg, TN  
Violation: Failure to provide patient counseling  
Action: \$100 Civil Penalty

Respondent: Wallace L. Whitaker, DPH, Johnson City, TN  
Violation: Failure to provide patient counseling  
Action: \$100 Civil Penalty

### **Private Investigation and Polygraph Commission**

Respondent: Veracity Research and Investigation, Cordova, TN  
Violation: Unlicensed activity  
Action: \$2000 Civil Penalty

Respondent: Robert Thomas Wieme, Mt. Juliet, TN  
Violation: Failure to obtain 2004 CPE

Action: \$250 Civil Penalty

### **Tennessee Real Estate Appraiser Commission**

Respondent: Thomas A. Bivens, Talbott, TN  
Violation: Violation of the Ethics Rule-conduction section by valuing the same property on different occasions using different cost figures and including inappropriate comparables and omitting property characteristics of the comparables.

Action: \$300 Civil Penalty

Respondent: Martin Shaver, Dayton, TN  
Violation: Violation of the Competency Rule in performing an appraisal assignment.

Action: \$2,500 Civil Penalty

Respondent: Tena Bosworth, Brentwood, TN  
Violation: Failure to disclose neighborhood factors influencing the value of the subject property. Violation of Standards Rule 1-1.

Action: 30-hour procedures course with exam within 90 days

Respondent: Thomas Etheridge, Old Hickory, TN  
Violation: Violation of the Competency Rule in performing an appraisal assignment on a golf course. Failure to disclose scope of work and Failure to disclose in the certification another who provided significant real property appraisal assistance to the person signing the certification.

Action: \$7,500 Civil Penalty

### **Tennessee Real Estate Commission**

Respondent: American Realty & Cabin Rentals, Inc., Sevierville, TN  
Violation: Failure to answer complaint  
Action: \$1,000 Civil Penalty

Respondent: David W. Apperson, Cordova, TN  
Violation: Failure to timely complete education  
Action: \$2,500 Civil Penalty

Respondent: Mary J. Baker, Cordova, TN  
Violation: Failure to exercise adequate supervision  
Action: \$2,500 Civil Penalty

Respondent: Vicky W. Crigger, Franklin, TN  
Violation: Failure to timely complete education  
Action: \$1,000 Civil Penalty

Respondent: Exit Realty, Gallatin, TN  
Violation: Advertising Violation  
Action: \$100 Civil Penalty

Respondent: Kevin A. Gheens, Memphis, TN  
Violation: Failure to timely complete administrative measures

Action: \$250 Civil Penalty

Respondent: Re/Max Elite, Cordova, TN  
Violation: Failure to exercise adequate supervision  
Action: \$2,500 Civil Penalty

Respondent: Shelia B. Runyon, Clarksville, TN  
Violation: Failure to exercise reasonable skill and care  
Action: \$500 Civil Penalty

Respondent: Sterling Realtors, Nashville, TN  
Violation: Failure to timely deposit earnest money  
Action: \$250 Civil Penalty

Respondent: YOUR-MLS.COM, Inc., Knoxville, TN  
Violation: Advertising violation  
Action: \$100 Civil Penalty