



MEDIA RELEASE

STATE OF TENNESSEE
DEPARTMENT OF COMMERCE AND INSURANCE

FOR IMMEDIATE RELEASE

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MARCH 2009 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 MARCH 2009.

Alarm Systems Contractors Board

Respondent: International Fire Protection, Nashville TN
Violation: Failure
Action: \$300 Civil Penalty

Respondent: Security Fire Protection, Memphis TN
Violation: Failure to Register Employees
Action: \$200 Civil Penalty

Burial Services

Respondent: Norris Memorial Gardens, Clinton, TN
Violation: Failure to maintain an active corporate status with the Secretary of State
Action: \$150 Civil Penalty and assessed hearing costs of \$200

Board of Funeral Directors and Embalmers

Respondent: Harp Funeral Home, Jellico, TN
Violation: Failure to retain cremation authorization forms
Action: \$250 Civil Penalty

Respondent: Family Mortuary, Inc., Chattanooga, TN
Violation: Immoral or unprofessional conduct, operating an establishment without a licensed funeral director in charge of the establishment, falsely represented that the establishment was managed by a funeral director knowing that was not the case, an unlicensed individual misrepresented himself to be a licensed funeral director on monthly establishment reports submitted to the state health department, failure to notify the Board of a change in the licensed funeral director in charge, willfully refused to allow representatives of the Board to conduct a routine inspection of the establishment, numerous FTC Rule violations, failure to maintain a copy of license and latest inspection report of

the crematory that the funeral home uses and failure to pay reinspection fee to the Board
Action: Revocation of license

Board for Licensing Contractors

Respondent: Action Air Conditioning Service, Inc., Clarksville, TN
Violation: Unlicensed activity
Action: \$1,000 Civil Penalty

Respondent: Robert Becht, Hartsville, TN
Violation: Unlicensed activity
Action: \$1,000 Civil Penalty

Respondent: Bess Electrical Services, McMinnville, TN
Violation: Unlicensed activity
Action: \$2,000 Civil Penalty

Respondent: East Tennessee Sprinkler Company, Inc., Johnson City, TN
Violation: Misconduct
Action: \$2,500 Civil Penalty

Respondent: Rob Elkins, Brentwood, TN
Violation: Exceeding limit
Action: \$250 Civil Penalty

Respondent: Appleseed Enterprises DBA Frontier Basement, Clarksville, TN
Violation: Terms and conditions
Action: \$500 Civil Penalty

Respondent: G2 Engineering & Management, Inc., Oak Ridge, TN
Violation: Ineligible qualifying agent
Action: \$1,000 Civil Penalty

Respondent: JMS Plumbing, Spring Hill, TN
Violation: Unlicensed activity
Action: \$250 Civil Penalty

Respondent: Latco, Inc., Lincoln, AR
Violation: Hiring an unlicensed electrical sub
Action: \$500 Civil Penalty

Respondent: Luper Brothers, LLC, Mount Juliet, TN
Violation: Exceeding limit
Action: \$1,000 Civil Penalty

Respondent: Marable-Pirkle Services, LLC a/k/a MPS, LLC a/k/a Marable Pirkle Services, LC
Violation: Exceeding Limit
Action: \$1,000 Civil Penalty

Respondent: Tim Morgan, Crossville, TN
Violation: Unlicensed activity
Action: \$1,000 Civil Penalty

Respondent: Northcross Construction Company, Jackson, TN
Violation: Alteration of expiration date on license certificate
Action: \$1,000 Civil Penalty

Respondent: Bill Patton, Knoxville, TN
Violation: Unlicensed activity
Action: \$500 Civil Penalty

Respondent: John Sparks, Townsend, TN
Violation: Unlicensed activity
Action: \$1,000 Civil Penalty

Respondent: J.A. Street Construction Company, Inc., Blountville, TN
Violation: Misconduct
Action: \$5,000 Civil Penalty

Respondent: Vastland Construction LLC, Nashville, TN
Violation: Terms and conditions of qualifying agent
Action: \$1,000 Civil Penalty

Respondent: Stephen T. Warbritton, Darden, TN
Violation: Unlicensed activity
Action: \$1,000 Civil Penalty

Locksmith Licensing Program

Respondent: No Limit Locksmith, Antioch TN
Violation: Unlicensed Activity
Action: \$1000 Civil Penalty

Real Estate Appraiser Commission

Respondent: Bonnie K. Milliard, Soddy Daisy, TN
Violation: Committed several reporting errors in violation of USPAP by failing to include in the appraisal report a summary of her information analyzed and the reasoning that supports the analysis opinions and conclusions
Action: Required to complete 15 hour Residential Report Writing course

Respondent: Carol A. Smith, Munford, TN
Violation: Within two complaints (involving the same subject property), the Respondent failed to maintain sole control of her electronic signature and allowed someone in her office to communicate a misleading appraisal report. In the third complaint, Respondent incorrectly reported the actual ownership of the subject, she failed to analyze the sales contract, and her reconciliation of the cost and the sales comparison approaches was inadequate. Respondent committed many violations of USPAP and of Tennessee law as agreed to in this order.
Action: 60 day suspension (to run concurrently with an existing 6 month suspension which she is presently serving and which commenced in November, 2008).

Tennessee Real Estate Commission

Licensee: Kimberly "Kim" Masha Bernard, Chattanooga, TN
Violation: Failure to timely complete administrative measures
Action: \$250 Civil Penalty

Licensee: Clark Maples Realty & Auction Co., Murfreesboro, TN
Violation: Escrow account violation
Action: \$250 Civil Penalty

Licensee: Robert Cooper, Jr., Bartlett, TN
Violation: Failure to maintain E&O insurance
Action: \$200 Civil Penalty

Licensee: Landmark Properties of East Tennessee Co., Knoxville, TN
Violation: Agency disclosure violation
Action: \$250 Civil Penalty

Licensee: Lisa Roberts, Cleveland, TN
Violation: Failure to timely complete required education
Action: \$300 Civil Penalty

Licensee: John R. Stump, Jr., Charlotte, NC
Violation: Failure to maintain E&O insurance
Action: \$200 Civil Penalty

Licensee: Darrell A. Thomas, Memphis, TN
Violation: Failure to timely complete required education
Action: \$600 Civil Penalty

Licensee: Mika Denoir Webster, Memphis, TN
Violation: Failure to timely obtain E&O insurance
Action: \$100 Civil Penalty