



MEDIA RELEASE

STATE OF TENNESSEE
DEPARTMENT OF COMMERCE AND INSURANCE

FOR IMMEDIATE RELEASE

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REGULATORY BOARDS DISCIPLINARY ACTION REPORT April 2011

Alarm Systems Contractors Board

Respondent: Crime Security, Inc. ASC # 0112.
Violation: TCA 62-32-312(a), (c), (d) Failure to register alarm employee within thirty days.
Action: \$ 100 Civil Penalty.

Respondent: James Franklin Breeden QA # 0152.
Violation: TCA 62-32-312(a), (c), (d) Failure to register alarm employee within thirty days.
Action: \$1,000 Civil Penalty.

Respondent: Electronic Security Services, LP d/b/a ADS Security ASC # 0183.
Violation: TCA 62-32-312(a), (c), (d) Failure to register alarm employee within thirty days.
Action: \$700 Civil Penalty and \$200 hearing cost.

Respondent: Jacob Burriss Alarm Employee Reg. # 16886.
Violation: TCA 62-32-319(b)(8).
Action: Revocation.

Respondent: John E. Eaves QA # 0204.
Violation: Administrative Rule 0090-1-.06(9)(i) Failure to notify of registered employee's conviction within thirty (30) days.
Action: \$500 Civil Penalty.

Respondent: SWS, LLC d/b/a Secure Watch ASC # 1403.
Violation: Administrative Rule 0090-1-.07(10) Failure to notify of registered employee's conviction within thirty (30) days.
Action: \$1,000 Civil Penalty.

Auctioneer Commission

Respondent: Kenneth N. Roebuck
Violations: Engaged in conduct constituting operation of an auction in Tennessee without a valid Tennessee Auction Firm license.
Action: \$1000 Civil Penalty

Respondent: John Vincent Trotter & My Auction Connection
Violations: Pursuant to TCA 56-1-302(9)(A)
Action: Summarily Suspended entered on April 4, 2011

Barber Examiners Board

Respondent: Banazze, Clarksville, TN
Violation: Unlicensed shop
Action: \$500.00 Civil Penalty Assessed

Respondent: Marilyn Keaton, Smithville, TN
Violation: Unlicensed shop
Action: \$500.00 Civil Penalty Assessed

Board of Accountancy

Respondent: Deanna L. Thomas, CPA Senatobia, MS
Violation: Failure to Respond to CPE Audit
Action: Voluntary Revocation

Board of Examiners for Land Surveyors

Respondent: Andrew Heard, East Ridge, TN
Violation: Unlicensed advertising as a land surveyor in Tennessee.
Action: \$500.00 civil penalty and investigatory and hearing costs.

Board of Funeral Directors and Embalmers

Respondent: Michelle Gant Curtis, Nashville, TN
Violation: Engaging in funeral directing without being properly qualified nor licensed
Action: \$1000 Civil Penalty

Respondent: Dillow-Taylor Funeral Home, Jonesborough, TN
Violation: Failed to obtain and maintain a copy of the latest inspection report of the crematory that the funeral home uses, no permanent identification device affixed to a deceased human remains and multiple aspects of the establishment's price lists do not comply with the Funeral Rule

Action: \$750 Civil Penalty

Respondent: Feldhaus Memorial Chapel, LLC, Shelbyville, TN
Violation: Failed to obtain and maintain a copy of the current license and latest inspection report of the crematory that the funeral home uses, multiple cremation authorization forms lacked the address and phone number of the crematory, failed to produce a copy of an embalmer's license and multiple aspects of the establishment's price lists do not comply with the Funeral Rule

Action: \$250 Civil Penalty

Respondent: Franklin Family Funeral Service & Cremations, Franklin, TN
Violation: Professional signage which included the name, phone number and address of the establishment was affixed to the brick exterior of the building prior to receiving an establishment license which gave a false and misleading appearance to the public that the establishment was in business

Action: \$500 Civil Penalty

Respondent: Grissom Funeral Home & Cremation Services, Cleveland, TN
Violation: Overcharging a family on a contract and both a contract and a cremation authorization form were signed by an apprentice funeral director who is not licensed as a funeral director

Action: \$2,200 Civil Penalty

Respondent: High Point Funeral Home & Crematorium, Memphis, TN
Violation: Two pieces of jewelry that had been observed by multiple individuals on the decedent were not returned as requested by a family member prior to the cremation of the deceased human remains

Action: \$1000 Civil Penalty

Respondent: Jarnigan & Son Mortuary, Knoxville, TN
Violation: Current funeral director and embalmer licenses were not available for inspection and failed to present documents on correct size paper

Action: \$250 Civil Penalty

Respondent: Jim Rush Funeral Homes, North Chapel, Cleveland, TN
Violation: The funeral director listed as the director in charge was operating the establishment and conducting funerals while license expired

Action: \$700 Civil Penalty

Respondent: Jim Rush Funeral Homes, Wildwood Chapel, Cleveland, TN
Violation: The funeral director listed as the director in charge was operating the establishment and conducting funerals while license expired and overcharging family members on multiple occasions
Action: \$750 Civil Penalty

Respondent: Lewis & Wright Funeral Directors, Nashville, TN
Violation: Failed to obtain and maintain a copy of the latest inspection report of the crematory that the funeral home uses, multiple cremation authorization permits were incorrect and the preparation room was cluttered and not properly sanitized
Action: \$250 Civil Penalty

Respondent: Nelson & Sons Memorial Chapel, LLC, Shelbyville, TN
Violation: Misleading the public by listing many individuals as unlicensed funeral directors on the establishment's web site and several discrepancies on the General Price List that lead to overcharging a consumer
Action: \$750 Civil Penalty

Respondent: Pikeville Funeral Home, Pikeville, TN
Violation: Overcharging customers for services never rendered and charging customers again for services already rendered on multiple occasions and failed to obtain and maintain a copy of the current license of the crematory that the funeral home uses
Action: \$1000 Civil Penalty

Respondent: Sellars Cremation Service, Lebanon, TN
Violation: Allowed an unlicensed individual to sign many cremation permits as the person in charge of the cremation and cremated a decedent one day prior to receiving the required cremation permit
Action: \$1250 Civil Penalty

Respondent: Tennessee Cremations, Inc., Memphis, TN
Violation: Cremated a decedent prior to receiving the required cremation permit, allowed an unlicensed individual to sign as the person in charge of a cremation and failed to properly complete a cremation permit
Action: \$1000 Civil Penalty

Respondent: Margie Beasley White, Cleveland, TN
Violation: Two pieces of jewelry that had been observed by multiple individuals on the decedent were not returned as requested by a family member prior to cremation of a deceased human remains
Action: \$1500 Civil Penalty

Board for Licensing Contractors

Respondent: Gold Star Roofing, Cincinnati, OH
Violation: Unlicensed Activity
Action: \$250 Civil Penalty

Respondent: M & M Construction Company, Sardis, TN
Violation: Contract Violation
Action: \$250 Civil Penalty

Respondent: Owens Home Improvements, Inc., Franklin, TN
Violation: Exceeding Limit
Action: \$500 Civil Penalty

Burial Services

Respondent: Beautiful Greenwood Cemetery, LLC, Chattanooga, TN
Violation: Monuments were not ordered nor the funds trusted, installation fee imposed by cemetery in excess of that allowed by law on multiple occasions, deposits into the trust funds were not made within the timeframe allowed by law, outer burial containers were improperly trusted as cemetery merchandise and the cemetery was offering preneed funeral merchandise prior to being registered as a preneed seller
Action: \$1000 Civil Penalty

Respondent: Greenelawn Memory Gardens, Inc., Greeneville, TN
Violation: Deposits into trust funds were not made within the timeframe allowed by law and failed to accurately file an annual report
Action: \$500 Civil Penalty

Respondent: Hermitage Funeral Home, Hermitage, TN
Violation: An employee sold preneed funeral contracts on multiple occasions without being properly registered as a preneed sales agent
Action: \$1000 Civil Penalty

Respondent: Hibbett & Hailey Funeral Home, Nashville, TN
Violation: Used a preneed funeral contract not previously approved and an employee sold preneed funeral contracts on multiple occasions without being properly registered as a preneed sales agent
Action: \$1500 Civil Penalty

Respondent: Hills of Calvary Cemetery, Nashville, TN
Violation: Failed to obtain fidelity bond coverage on its officers and employees who handle cash and securities, omitted specific language that is required by law in contracts, annual report did not reflect the financial data reported by trustee, failed to make deposits into the trust funds within the timeframe allowed by law and monuments were not ordered nor funds trusted
Action: \$1500 Civil Penalty

Respondent: Peebles Fayette County Funeral Home, Somerville, TN
Violation: Failed to deposit funds received on preneed funeral contracts into trust on numerous occasions, lacked a trust agreement and failed to identify the contract as guaranteed or non-guaranteed
Action: \$2500 Civil Penalty

Respondent: Restlawn Memorial Gardens, Springfield, TN
Violation: Monuments were not ordered nor the funds trusted, failed to make deposits into trust fund within the timeframe allowed by law, failed to utilize contracts to record lot sales, failed to keep interment records and failed to obtain fidelity bond coverage on its officers and employees who handle cash and securities
Action: \$1250 Civil Penalty

Respondent: Sand Springs Memorial Gardens, Monterey, TN
Violation: Failed to timely submit a change of ownership, operating the cemetery on an invalid certificate of registration, failed to utilize contracts to record lot sales, no current trust agreement and failed to pay fees to consumer protection trust fund
Action: \$1500 Civil Penalty

Respondent: Whitson Funeral Home, Cookeville, TN
Violation: Multiple employees had written preneed funeral contracts on multiple occasions without being previously registered as a preneed sales agent
Action: \$1000 Civil Penalty

Respondent: Whitson Funeral Home, Cookeville, TN
Violation: Failed on multiple occasions to submit the enrollment form or application form for a prearrangement insurance policy within the timeframe allowed by law
Action: \$500 Civil Penalty

Cosmetology Board

Respondent: Attitudes Hair & Nail Salon, Memphis, TN
Violation: Shop license not posted, name tags, work station needs to be clean
Action: \$500.00 Civil Penalty Assessed

Respondent: Beauty Express, Chattanooga, TN
Violation: Students working in the shop
Action: \$1000.00 Civil Penalty Assessed

Respondent: Glamour Nails, Clarksville, TN
Violation: Sterilization and sanitation
Action: \$1000.00 Civil Penalty Assessed

Respondent: Gould's Peabody, Memphis, TN
Violation: Sanitation and expired cosmetologist license
Action: \$500.00 Civil Penalty Assessed

Respondent: Great Clips, Goodlettsville, TN
Violation: Expired cosmetologist license
Action: \$500.00 Civil Penalty Assessed

Respondent: La Vogue, Memphis, TN
Violation: Sanitation, sterilization, expired cosmetologist license, fish tank in the shop
Action: \$1000.00 Civil Penalty Assessed

Respondent: Legend Nails & Spa, Chattanooga, TN
Violation: Nail liquid has mma in it
Action: \$1000.00 Civil Penalty Assessed

Respondent: Kim's Nails, Clarksville, TN
Violation: Unlicensed individual
Action: \$500.00 Civil Penalty Assessed

Respondent: Lynn Lupo, McMinnville, TN
Violation: Expired shop license
Action: \$500.00 Civil Penalty Assessed

Respondent: Nail & Day Spa, Murfreesboro, TN
Violation: Sanitation, sterilization, unlicensed operator
Action: \$1500.00 Civil Penalty Assessed

Respondent: Nails Desire Salon, Murfreesboro, TN
Violation: Id tags, unlicensed worker, waxing in the shop
Action: \$1000.00 Civil Penalty Assessed

Respondent: O.P. Nails, Johnson City, TN
Violation: Open shop before initial inspection
Action: \$500.00 Civil Penalty Assessed

Respondent: Shari Anne Rader, Hendersonville, TN
Violation: Relocated salon without proper procedure
Action: \$500.00 Civil Penalty Assessed

Respondent: Rose's Nails Salon, Murfreesboro, TN
Violation: Id tags, sanitation and sterilization
Action: \$500.00 Civil Penalty Assessed

Respondent: Pure Nail Bar, Maryville, TN
Violation: Unlicensed individual
Action: \$500.00 Civil Penalty Assessed

Respondent: Regal Nails, Cordova, TN
Violation: Id tags, expired license
Action: \$1500.00 Civil Penalty Assessed

Respondent: Rose's Nails, Memphis, TN
Violation: Id tags, sanitation and sterilization
Action: \$2000.00 Civil Penalty Assessed

Respondent: Saddlebrook Salon, Lebanon, TN
Violation: Expired shop license
Action: \$500.00 Civil Penalty Assessed

Respondent: Signature Nail Spa, Kingsport, TN
Violation: Unlicensed individual
Action: \$1000.00 Civil Penalty Assessed

Respondent: Star Nails, Knoxville, TN
Violation: Unlicensed individual
Action: \$1000.00 Civil Penalty Assessed

Respondent: Unique Nails & Spa, Cookeville, TN
Violation: Unlicensed individual
Action: \$1000.00 Civil Penalty Assessed

Respondent: U.S. Nail Spa, Clarksville, TN
Violation: Unlicensed individual
Action: \$1000.00 Civil Penalty Assessed

Respondent: Valley View, Whitwell, TN
Violation: Expired cosmetologist license
Action: \$1000.00 Civil Penalty Assessed

Locksmith Licensing Program

Respondent: A- 24 Hour Door America.
Violation: Unlicensed activity.
Action: \$250 Civil Penalty.

Motor Vehicle Commission

Respondent: Shimla Auto Sales, Knoxville, TN
Violation: Failed to Produce Title & Issued More Than 2 Temp Tags
Action: \$500 Civil Penalty

Respondent: Trinity Automotive, Inc., Nashville, TN
Violation: Selling Vehicle with No Title or Determining if a Lien Existed
Action: \$1000 Civil Penalty

Respondent: Fast Lane Automotive, Harrison, TN
Violation: Unlicensed Activity
Action: \$1000 Civil Penalty

Respondent: Lewisburg Auto Cars, Lewisburg, TN
Violation: Misrepresentation of the Vehicle
Action: \$500 Civil Penalty

Respondent: Fann's Auto Parts, Inc., Manchester, TN
Violation: Issuing More Than Two Temporary Tag Logs
Action: \$2000 Civil Penalty

Respondent: I Deal Auto Sales, Maryville, TN
Violation: Incomplete Temporary Tag Log
Action: \$500 Civil Penalty

Respondent: Select Motors, Inc., Knoxville, TN
Violation: Temporary Tag Log Violation
Action: \$500 Civil Penalty

Respondent: Corlew Chevrolet-Cadillac-Olds, Clarksville, TN
Violation: Advertising Violation
Action: \$500 Civil Penalty

Private Protective Security Services

Respondent: Bryan James Garrett Unarmed Guard Reg. # 375758.
Violation: TCA 62-35-120(b) Failure to notify of arrest within thirty (30) days.
Action: \$250 Civil Penalty.

Respondent: Diamond Security, Inc CSC # 11846.
Violation: TCA 62-35-134(a) Unlawful employments.
Action: \$4,000 Civil Penalty.

Respondent: Derrick E. Smith Armed Guard Reg. # 610410.
Violation: TCA 62-35-120(b) Failure to notify of arrest within thirty (30) days.
Action: \$250 Civil Penalty.

Respondent: Antonio D. Hamm Armed Guard Reg. # 614635.
Violation: TCA 62-35-130
Action: Suspension

Respondent: LaCrystal A. Anderson Unarmed Guard Reg. # 348557.
Violation: TCA 62-35-120(b) Failure to notify of arrest within thirty (30) days.
Action: Revocation.

Real Estate Appraisers

Respondent: Melissa H Redler, Franklin, TN
Violation: On an application for registration as a trainee, failed to disclose misdemeanor convictions.
Action: Revocation

Respondent: William R Parrish, Mt. Juliet, TN
Violation: Multiple violations of USPAP in an appraisal report of a property zoned for agricultural use but identified in the appraisal report as having a highest and best use as for airport expansion, including use of inappropriate or unsupported comparable sales.
Action: \$2000.00 civil penalty, plus investigatory and hearing costs, and certification suspended for five (5) months and indefinitely until said penalty and costs are paid.

Respondent: Betty A Sloan, Germantown, TN
Violation: Multiple violations of USPAP in two (2) residential appraisal reports.
Action: One (1) year probationary period during which time will not be allowed to have any trainees.

Real Estate Commission:

Respondent: Stephanie Rust Reece, Nashville, TN
Violation: Failure to exercise adequate supervision over affiliates
Action: \$250 Civil Penalty

Respondent: Sandra K. Green, Memphis, TN
Violation: Failure to maintain E&O insurance
Action: \$100 Civil Penalty

Respondent: Ezzard C. Lott, Memphis, TN
Violation: Failure to respond to complaint in a timely manner
Action: \$1200 Civil Penalty

Respondent: Beth O'Brien, Murfreesboro, TN
Violation: Unlicensed property management company
Action: \$500 Civil Penalty

Respondent: Jerrold L. Smith, Hermitage, TN
Violation: Failure to maintain E&O insurance
Action: \$317 Civil Penalty

Respondent: Carolyne T. Rosa, Nashville, TN
Violation: Failure to timely complete required education
Action: \$250 Civil Penalty