



# MEDIA RELEASE

STATE OF TENNESSEE  
DEPARTMENT OF COMMERCE AND INSURANCE

FOR IMMEDIATE RELEASE

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## REGULATORY BOARDS DISCIPLINARY ACTION REPORT MAY 2012

### **Alarm Systems Contractors Board**

Respondent: CTS Protective Services, Inc., C-1210 - Rossville, GA  
Violation: TCA 62-32-304(j) & (k), 62-32-307(d), 62-32-312(a),(c) & (d)  
Rule 0090-01-.05(3) Failure to register alarm employees within thirty (30) days.  
Action: \$18,300 Civil Penalty

Respondent: Harley, Phillip S. d/b/a Well Connected Audio/Visual  
Nashville, TN  
Violation: TCA 62-32-303(2) & 62-32-304(a) Unlicensed activity  
Action: \$ 2,000 Civil Penalty plus \$200 Investigatory and Hearing costs

Respondent: Moore, Justin, G., QA-753, Smyrna, TN  
Violation: Rule 0090-01-.06(7) & (9)(k) Failure to submit termination notices within thirty (30) days  
Action: \$100 Civil Penalty

### **Architectural and Engineering Examiners**

Respondent: Harry Lee Davidson, P.E. #8571  
Violation: Practiced on an expired license.  
Action: \$1,500 civil penalty & take and pass the Board's Law and Rules Exam

### **Barber Examiners Board**

Respondent: Butlers Barber & Hair Salon, Old Hickory, TN  
Violation: Expired shop license  
Action: \$500 Civil Penalty

Respondent: Fade Doc, Antioch, TN  
Violation: Expired license  
Action: \$500 Civil Penalty

## **Board For Licensing Contractors**

Respondent: Anytime Plumbing, Johnson City, TN  
Violation: Unlicensed Activity  
Action: \$500 Civil Penalty

Respondent: CB Roofing Construction Inc., Lenoir City, TN  
Violation: Exceeding Limit; Out of Class  
Action: \$1,000 Civil Penalty

Respondent: Clear Choice Builders, Nashville, TN  
Violation: Unlicensed Activity  
Action: \$500 Civil Penalty

Respondent: East Tennessee Solar, Athens, TN  
Violation: Unlicensed Activity  
Action: \$1,000 Civil Penalty

Respondent: Clifford and Angela Evans, Dayton, TN  
Violation: Poor Workmanship  
Action: \$500 Civil Penalty

Respondent: Walter R. Lane, Knoxville, TN  
Violation: Incompetency and Misconduct  
Action: \$116,030 Civil Penalty w/costs and Revocation

Respondent: Pro Circuit Inc., Kansas City, MO  
Violation: Unlicensed Activity  
Action: \$5,000 Civil Penalty

Respondent: Southeast Painters Inc., Chattanooga, TN  
Violation: Unlicensed Activity  
Action: \$1,000 Civil Penalty

## **Board of Funeral Directors and Embalmers**

Respondent: Beverly Howard Godfrey, Fayetteville, TN  
Violation: Practiced as a funeral director on multiple occasions while license had not been renewed by its expiration date  
Action: \$520 Assessed Hearing Costs and Revocation of License

Respondent: Halls Funeral Home, Inc., Halls, TN  
Violation: Failed to provide a General Price List when consumer initially inquired in person about prices of funeral goods and services  
Action: \$250 Civil Penalty

Respondent: Heritage Funeral Home & Cremation Services, LLC, Columbia, TN  
Violation: Engaged in unfair or deceptive acts or practices defined in the Funeral Rule and failed to designate a specific job title of an unlicensed individual on a business card  
Action: \$2,000 Civil Penalty

Respondent: Howard Funeral Home, Fayetteville, TN  
Violation: Operated an establishment on multiple occasions while license was invalid, failed to have available an embalmer license for inspection, failed to disclose the address and telephone number of the crematory that the establishment used, failed to comply with preventive requirements specified in the Funeral Rule, operated the funeral establishment without being managed and supervised by a licensed funeral director responsible for the establishment and failed to have a copy of the crematory license available for inspection which the funeral homes uses  
Action: \$520 Assessed Hearing Costs and Revocation of License

Respondent: Jones & Son Funeral Home, Oneida, TN  
Violation: Failed to retain multiple copies of cremation authorization forms and an aspect of the establishment's contract did not comply with the Funeral Rule  
Action: \$500 Civil Penalty

Respondent: Llewellyn Funeral Home, Jellico, TN  
Violation: Engaged in unfair and deceptive acts or practices defined in the Funeral Rule  
Action: \$250 Civil Penalty

Respondent: Martin Wilson Funeral Home, LaFollette, TN  
Violation: Engaged in unfair or deceptive acts or practices defined in the Funeral Rule  
Action: \$1,000 Civil Penalty

Respondent: Smith Funeral & Cremation Service, Inc., Maryville, TN  
Violation: Failed to obtain the signature of a funeral director on cremation authorization forms and failed to properly itemize caskets on contracts  
Action: \$250 Civil Penalty

Respondent: West-Murley Funeral Home, Oneida, TN  
Violation: Immoral or unprofessional conduct (placed viscera and soiled clothing at the feet of a deceased inside the casket), failed to retain copies of cremation authorization forms and an aspect of the establishment's contract did not comply with the Funeral Rule  
Action: \$1,000 Civil Penalty

Respondent: Whitson Funeral Home, Cookeville, TN  
Violation: Failed to have a copy of the latest inspection report from the crematory that the funeral home uses, failed to obtain the signature of a funeral director on cremation authorization forms and failed to maintain the preparation room in a clean and orderly manner  
Action: \$500 Civil Penalty

Respondent: Wilson County Funeral Home and Memorial Park, Lebanon, TN  
Violation: Failed to provide the license of an embalmer for inspection, contract referred to the funeral establishment by a name other than the exact name approved by the Board and multiple aspects of the establishment's price lists did not comply with the Funeral Rule  
Action: \$500 Civil Penalty

## **Burial Services**

Respondent: J. Dan Buckner, Charlotte, TN  
Violation: Failed to obtain a certificate of cemetery registration, failed to create and maintain an Improvement Care Trust Fund, failed to make monetary deposits into the trust fund and failed to file annual reports with the Commissioner  
Action: Bring the cemetery into compliance with registration, reporting and improvement care trust account requirements within ninety (90) days and deposit \$7,573.00 into the Improvement Care Trust Fund created for McEwen (Meadowlawn) Cemetery

Respondent: Mountain View Memorial Gardens, Decatur, TN  
Violation: Failed to properly trust outer burial containers sold as funeral merchandise, offered and sold preneed funeral contracts without first registering with the Commissioner as a Preneed Seller and individuals as a Preneed Sales Agent, failed to provide a detailed listing of preneed merchandise and service contracts sold but not yet serviced, failed to order monuments and failed to deposit funds into trusts within the required time  
Action: \$3,000 Civil Penalty

## **Home Inspector Licensing Program**

Respondent: James M. Wall, Rising Fawn, GA  
Violation: Failed to continuously maintain insurance.  
Action: Revocation of home inspection license and assessed all investigatory and hearing costs

Respondent: Brett Blair, Clarksville, TN  
Violation: Failed to adequately report evidence of water penetration in the attic.  
Action: \$250 civil penalty

## **Motor Vehicle Commission**

Respondent: Winters Auto Center, Knoxville, TN  
Violation: Business Hours Not Posted  
Action: \$250 Civil Penalty

Respondent: Victory Nissan West, Dickson, TN  
Violation: Advertising Violation  
Action: \$1,000 Civil Penalty

Respondent: Madison Imports, Inc., Madison, TN  
Violation: Deceptive Acts Regarding Mileage Discrepancy  
Action: \$500 Civil Penalty

Respondent: Latino Auto Sales, Inc., Nashville, TN  
Violation: Unlicensed Salesperson  
Action: \$500 Civil Penalty

Respondent: Kondo Auto, Cleveland, TN  
Violation: Signage  
Action: \$250 Civil Penalty

Respondent: Tennessee Autoplex, Nashville, TN  
Violation: Temporary Tag Violation  
Action: \$1,000 Civil Penalty

Respondent: Honda of Cleveland, Cleveland, TN  
Violation: Temporary Tag Log Violation  
Action: \$4,000 Civil Penalty

Respondent: Auto Credit Lawrence County, LLC, Lawrenceburg, TN  
Violation: Unlicensed Salesperson  
Action: \$500 Civil Penalty

Respondent: Gary Mathews Chrysler Dodge Jeep, Nashville, TN  
Violation: Deceptive Acts  
Action: \$5,000 Civil Penalty

Respondent: Downtown Nashville Nissan, Nashville, TN  
Violation: Multiple Advertising Violations  
Action: \$2,000 Civil Penalty

### **Private Protective Security Services**

Respondent: Settles, Richard D., UG-400721, Memphis, TN  
Violation: TCA 62-35-130(e) Failure to request a hearing within thirty (30) days of the conviction.  
Action: Revocation

### **Real Estate Appraisers**

Respondent: Thomas Matt Davis, Mount Juliet, TN  
Violation: Numerous violations of USPAP in the appraisal of a residential property.  
Action: \$1,500.00 civil penalty and a fifteen (15) hour USPAP course and a four (4) hour course on Supervising Trainees

Respondent: Jeffery Ezell, White House, TN  
Violation: Numerous violations of USPAP in the appraisal of a residential property.  
Action: \$500.00 civil penalty and a thirty (30) hour Sales Comparison and Income Approach course and a fifteen (15) hour USPAP course

Respondent: John A. Hicks, Knoxville, TN  
Violation: Inadequate summary in the neighborhood description, in support of adjustments applied in the sales comparison approach, and in support of the site value in the cost approach.  
Action: A fifteen (15) hour Residential Report Writing course

Respondent: John Pinkston, Cordova, TN  
Violation: Several violations of the reporting standards of USPAP in a residential appraisal report.  
Action: A fifteen (15) hour Site Value and Cost Approach course

## **Real Estate Commission:**

Respondent: Jeffrey "Jeff" D. Petitt, Cottontown, TN  
Violation: Conduct which constitutes improper, fraudulent or dishonest dealing and making a substantial and willful misrepresentation  
Action: Surrendered license

Respondent: Anita C. Deal, Nashville, TN  
Violation: Failure to timely complete required education  
Action: \$400 Civil Penalty

Respondent: Deborah "Debbie" J. Mays, Parsons, TN  
Violation: Failure to timely complete required education  
Action: \$450 Civil Penalty

Respondent: Troy Cornell Richardson, Sevierville, TN  
Violation: Failure to timely complete administrative measures  
Action: \$250 Civil Penalty

The Department of Commerce and Insurance works to protect consumers while ensuring fair competition for industries and professionals who do business in Tennessee. [www.tn.gov/commerce/](http://www.tn.gov/commerce/), [@TNCommerceInsur](https://twitter.com/TNCommerceInsur) (Twitter), <http://on.fb.me/uFQwUZ> (Facebook), <http://bit.ly/ry1GyX> (YouTube)