



# MEDIA RELEASE

STATE OF TENNESSEE  
DEPARTMENT OF COMMERCE AND INSURANCE

FOR IMMEDIATE RELEASE

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## AUGUST 2006 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 AUGUST 2006.

### **Alarm Systems Contractors Board**

Respondent: Consolidated Alarms, Inc., Clarksville, TN  
Violation: Unregistered employee  
Action: \$300 Civil Penalty

Respondent: Gallaher & Associates, Alcoa, TN  
Violation: Branch office not certified by Board  
Action: \$1500 Civil Penalty

Respondent: Hamilton Alarm Company, Inc., Cleveland, TN  
Violation: Correspondence without certification number  
Action: \$100 Civil Penalty

Respondent: Interactive Security Systems, LLC, Nashville, TN  
Violation: Installed CCTV without certification  
Action: \$1000 Civil Penalty

Respondent: Koorsen Protection Services, Inc., Huntsville, AL  
Violation: Branch office not certified by Board  
Action: \$1000 Civil Penalty

Respondent: Monitronics International, Inc., Dallas, TX  
Violation: Failed to register employee(s) within 30 days  
Action: \$8400 Civil Penalty

Respondent: Safet Systems, Inc., Knoxville, TN  
Violation: Failed to register employee(s) within 30 days  
Action: \$700 Civil Penalty

Respondent: Security Enterprises, Inc., Cordova, TN  
Violation: Correspondence without certification number  
Action: \$100 Civil Penalty

DAVY CROCKETT TOWER, 5TH FLOOR  
500 JAMES ROBERTSON PARKWAY  
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Respondent: WB Technologies, Nashville, TN  
Violation: Failed to notify Board of change of address  
Action: \$500 Civil Penalty

Respondent: WB Technologies, Nashville, TN  
Violation: Failed to register employee(s) within 30 days  
Action: \$200 Civil Penalty

### **Auctioneer Commission**

Respondent: Johnny Barnes, Hohenwald, TN  
Violation: Conducting auctions as an apprentice auctioneer without his sponsor being present and advertising violations.  
Action: Revocation of apprentice auctioneer license

### **Board of Barber Examiners**

Respondent: College Street Barber Shop, Clarksville, TN  
Violation: Expired master barber license  
Action: \$250 Civil Penalty

Respondent: Moore's Barber Shop, Nashville, TN  
Violation: Expired shop license  
Action: \$500 Civil Penalty

Respondent: Richard's Barber Shop, Memphis, TN  
Violation: Expired master barber license  
Action: \$600 Civil Penalty

Respondent: Shear Perfection Barber Shop, Hermitage, TN  
Violation: Expired shop license  
Action: \$300 Civil Penalty

Respondent: The Cutting Edge Barber, Pulaski, TN  
Violation: No shop license  
Action: \$300 Civil Penalty

### **Tennessee Collection Service Board**

Respondent: Consolidated Recovery Systems, Memphis, TN  
Violation: Failure to respond to complaint  
Action: \$250 Civil Penalty

Respondent: Plaza Associates, New York, NY  
Violation: Failure to respond to complaint  
Action: \$250 Civil Penalty

Respondent: TSYS Total Debt Management, Norcross, GA  
Violation: Unlicensed collection activity  
Action: \$1000 Civil Penalty

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Action: \$1000 Civil Penalty

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Violation: Unlicensed collection activity  
Action: \$1000.00 Civil Penalty

Respondent: Capital Management Services, Inc., Buffalo, NY  
Violation: Threatening to take action that agency cannot legally take  
Action: \$250 Civil Penalty

Respondent: Universal Collections, Somerville, TN  
Violation: Unlicensed collection activity  
Action: \$86 Civil Penalty

Respondent: Financial Collection Agency of TN, Bartlett, TN  
Violation: Failure to respond to complaint within twenty days  
Action: \$250 Civil Penalty

### **Board for Licensing Contractors**

Respondent: Artisans A Home Improvement Co., Inc., Thompson Station, TN  
Violation: Hiring an unlicensed electrician  
Action: \$500 Civil Penalty

Respondent: Bickford, Allen, Sevierville, TN  
Violation: Unlicensed activity  
Action: \$250 Civil Penalty

Respondent: Broadrick, Jay, Gallatin, TN  
Violation: Unlicensed activity  
Action: \$2500 Civil Penalty

Respondent: G T L, Inc., Oakfield, TN  
Violation: Unlicensed activity  
Action: \$1000 Civil Penalty

Respondent: Gallihar Construction Company, Inc., Chuckey, TN  
Violation: Misconduct  
Action: Relinquishment of License

Respondent: Jorgensen Builders, LLC, Maryville, TN  
Violation: Terms and conditions  
Action: Revocation

Respondent: Kim's Landscaping & Lawn Care, Knoxville, TN  
Violation: Unlicensed activity  
Action: \$3000 Civil Penalty

Respondent: McColley, Shawn & April, Chattanooga, TN  
Violation: Unlicensed activity  
Action: \$2500 Civil Penalty

Respondent: Molder, John Plumbing Co., Johnson City, TN  
Violation: Exceeding limit and working out of class  
Action: \$2500 Civil Penalty

Respondent: Simmons, Jody & Connie, Centerville, TN  
Violation: Unlicensed activity  
Action: \$500 Civil Penalty

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Violation: Unlicensed activity  
Action: \$500 Civil Penalty

Respondent: Smith, Dan, Parsons, TN  
Violation: Unlicensed activity  
Action: \$1000 Civil Penalty

Respondent: Spann Construction, White Bluff, TN  
Violation: Unlicensed activity  
Action: \$1000 Civil Penalty

Respondent: Universal Window & Siding, Kingsport, TN  
Violation: Unlicensed activity  
Action: \$1000 Civil Penalty

Respondent: Wade, Tony, Buchanan, TN  
Violation: Unlicensed activity  
Action: \$500 Civil Penalty

Respondent: Wright, Jimmie E. Builders, Jamestown, TN  
Violation: Exceeding limit and working out of class  
Action: \$2500 Civil Penalty

### **Cosmetology Board**

Respondent: A Touch of Class, Nashville, TN  
Violation: Practicing barbering in cosmetology shop  
Action: \$500 Civil Penalty

Respondent: Andrei of Dynasty, Knoxville, TN  
Violation: Unlicensed operator  
Action: \$500 Civil Penalty

Respondent: Cali Nails, McMinnville, TN  
Violation: License not displayed, unsanitary  
Action: \$500 Civil Penalty

Respondent: Carmen's Estetica, LaFayette, TN  
Violation: Operating shop without a license, unsanitary tools  
Action: \$1,000 Civil Penalty

Respondent: Cheveux the Salon, Chattanooga, TN  
Violation: Unlicensed operator  
Action: \$500 Civil Penalty

Respondent: Elite Nail, Clarksville, TN  
Violation: Unlicensed operator, wax machine  
Action: \$1,000 Civil Penalty

Respondent: Full Salon & Nail Spa, Smyrna, TN  
Violation: Unlicensed operator  
Action: \$2,000 Civil Penalty

Respondent: Gordon & Company, Nashville, TN  
Violation: Unlicensed operator  
Action: \$500 Civil Penalty

Respondent: Jennifer Nails, Nashville, TN  
Violation: Unlicensed operator, hot wax machine  
Action: \$2,000 Civil Penalty

Respondent: Lina's Nails, Cordova, TN  
Violation: No manager at shop  
Action: \$500 Civil Penalty

Respondent: Magical Nails, Murfreesboro, TN  
Violation: Shop not licensed for waxing  
Action: \$500 Civil Penalty

Respondent: Nail Trix, Johnson City, TN  
Violation: Unlicensed operator, expired license, hot wax machine  
Action: \$2,000 Civil Penalty

Respondent: New Nails, Harriman, TN  
Violation: Unlicensed operator, unsanitary, no fumigants, no tags  
Action: \$2,000 Civil Penalty

Respondent: Perfect Nails, Murfreesboro, TN  
Violation: Unlicensed operator  
Action: \$500 Civil Penalty

Respondent: Pro Top Nails, Lebanon, TN  
Violation: Operating shop before inspection  
Action: \$500 Civil Penalty

Respondent: Regal Nail, Chattanooga, TN  
Violation: Unlicensed operator  
Action: \$1,500 Civil Penalty

Respondent: Sister's African Hair, Clarksville, TN  
Violation: Unlicensed operator  
Action: \$500 Civil Penalty

Respondent: SK Nails, Nashville, TN  
Violation: Unlicensed operator  
Action: \$500 Civil Penalty

Respondent: Snizo's Barber Shop, Jackson, TN  
Violation: Operating shop before inspection  
Action: \$250 Civil Penalty

Respondent: Soddy Nails, Soddy Daisy, TN  
Violation: Unlicensed operator, hot wax machine in manicure shop  
Action: \$1,000 Civil Penalty

Respondent: Stylemasters Academy of Cosmetology, Newport, TN  
Violation: No instructor, unsanitary  
Action: \$1,000 Civil Penalty

Respondent: V.I.P. Nail Salon, Crossville, TN  
Violation: Unsanitary, no sanitizer  
Action: \$1,000 Civil Penalty

Respondent: Vivian's Beauty Boutique, Murfreesboro, TN  
Violation: Unlicensed operator  
Action: \$500 Civil Penalty

Respondent: Vogue Beauty Salon, Oak Ridge, TN  
Violation: Unlicensed operator  
Action: \$250 Civil Penalty

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

Respondent: Robert C. Bean, Alcoa, TN  
Violation: Immoral or unprofessional conduct – possession of drug paraphernalia and addicted to the use of a habit-forming drug  
Action: Suspension of license as a funeral director and embalmer for one year

Respondent: Davis Funeral Home, Harriman, TN  
Violation: Several FTC price violations and expired license of funeral director listed as manager at time of inspection  
Action: \$500 Civil Penalty

Respondent: E. H. Ford Mortuary, Memphis, TN  
Violation: Several FTC price violations  
Action: \$1000 Civil Penalty

Respondent: E. H. Ford Mortuary, Memphis, TN  
Violation: Immoral or unprofessional conduct – late in filing death certificates  
Action: \$250 Civil Penalty

Respondent: Family Mortuary, Inc., Chattanooga, TN  
Violation: Price lists, current licenses of establishment, funeral director and embalmer and crematory license that funeral home uses not available and no permanent ID device  
Action: \$1250 Civil Penalty

Respondent: Family Mortuary, Inc., Chattanooga, TN  
Violation: FTC price violations, current license of establishment, funeral director and embalmer and crematory license and latest crematory inspection report not available and no permanent ID device  
Action: \$1000 Civil Penalty

Respondent: Johnson-Coleman Funeral Home, Inc., Gallatin, TN  
Violation: FTC price violations  
Action: \$250 Civil Penalty

Respondent: Johnson's House of Atena, Nashville, TN  
Violation: FTC price violations, crematory authorization form lacked required data and crematory license that funeral homes uses not available  
Action: \$500 Civil Penalty

Respondent: Lawrence-Sorensen Funeral Home, Inc., Jackson, TN  
Violation: Several FTC price violations  
Action: \$250 Civil Penalty

Respondent: Nashville Embalming, LLC, Nashville, TN  
Violation: FTC price violations, funeral contracts missing and crematory license and latest crematory inspection report not available  
Action: \$1000 Civil Penalty

Respondent: Stephenson-Shaw Funeral Home, Jackson, TN  
Violation: FTC price violations  
Action: \$250 Civil Penalty

Respondent: Woodhaven Funeral Home & Memorial Gardens, Powell, TN  
Violation: FTC price violations  
Action: \$500 Civil Penalty

### **Burial Services Program**

Respondent: Disyal Funeral Home, Lebanon, TN  
Violation: Establishment failed to have current registration as a preneed seller  
Action: \$250 Civil Penalty

Respondent: Jim Rush Funeral Homes, North Chapel, Cleveland, TN  
Violation: Establishment failed to have current registration as a preneed seller  
Action: \$250 Civil Penalty

Respondent: Jim Rush Funeral Homes, Wildwood Chapel, Cleveland, TN  
Violation: Establishment failed to have current registration as a preneed seller  
Action: \$250 Civil Penalty

## **Motor Vehicle Commission**

Respondent: Brinks of Morristown, Morristown, TN  
Violation: Advertising violation  
Action: \$250 Civil Penalty

Respondent: Dalton Tire, Inc., Bean Station, TN  
Violation: Incomplete temporary tag log  
Action: \$500 Civil Penalty

Respondent: Direct Automotive Wholesale, Smyrna, TN  
Violation: Incomplete temporary tag log  
Action: \$500 Civil Penalty

Respondent: Duke Auto Sales, Nashville, TN  
Violation: Incomplete temporary tag log  
Action: \$500 Civil Penalty

Respondent: East Side Motors, Lobelville, TN  
Violation: Unlicensed activity  
Action: \$500 Civil Penalty

Respondent: Erwin Motors, Erwin, TN  
Violation: Operating a dealership without a license  
Action: \$500 Civil Penalty

Respondent: Guinn Used Cars, Inc., Memphis, TN  
Violation: Incomplete temporary tag log  
Action: \$500 Civil Penalty

Respondent: H & D Sales, Decherd, TN  
Violation: All locations not licensed  
Action: \$500 Civil Penalty

Respondent: International Cars Co., Murfreesboro, TN  
Violation: Incomplete temporary tag log  
Action: \$500 Civil Penalty

Respondent: J.H. Sales, Old Hickory, TN  
Violation: Advertising violation  
Action: \$250 Civil Penalty

Respondent: Jackson Equipment, Atwood, TN  
Violation: Incomplete temporary tag log  
Action: \$500 Civil Penalty

Respondent: Michie Auto Sales, Michie, TN  
Violation: Advertising violation  
Action: \$250 Civil Penalty

Respondent: Midtown Motors, Union City, TN  
Violation: Advertising violation  
Action: \$500 Civil Penalty



Respondent: Service and Repair, Nashville, TN  
Violation: Unlicensed sales  
Action: \$500 Civil Penalty

Respondent: Stones River Mitsubishi, Murfreesboro, TN  
Violation: Advertising violation  
Action: \$250 Civil Penalty

Respondent: Thompson Ford Mercury Mazda, Tullahoma, TN  
Violation: Incomplete temporary tag log  
Action: \$500 Civil Penalty

Respondent: Town Auto Sales, Nashville, TN  
Violation: Incomplete temporary tag log  
Action: \$500 Civil Penalty

### **Board of Pharmacy**

Respondent: William B. Badger, DPH, Mt. Juliet, TN  
Violation: Addicted to the use of alcohol, narcotics and other drugs  
Action: Indefinite suspension

Respondent: James M. Bishop, RT, Hermitage, TN  
Violation: Theft of controlled substances from the pharmacy  
Action: Revocation

Respondent: Ronald Blocker, DPH, Lewisburg, TN  
Violation: Failure to provide patient counseling  
Action: \$100 Civil Penalty

Respondent: CVS Pharmacy #6421, Columbia, TN  
Violation: Failure to provide patient counseling  
Action: \$500 Civil Penalty

Respondent: David Douglas, DPH, Maryville, TN  
Violation: Addicted to the use of alcohol, narcotics and other drugs  
Action: Indefinite suspension

Respondent: John Flanders, DPH, Harriman, TN  
Violation: Addicted to the use of alcohol, narcotics and other drugs  
Action: 8-month Suspension and five (5) year term of probation

Respondent: Paula Henderson, DPH, Mt. Pleasant, TN  
Violation: Failure to provide patient counseling  
Action: \$100 Civil Penalty

Respondent: Robert W. Howse, RT, Nashville, TN  
Violation: Theft of controlled substances from the pharmacy  
Action: Revocation

Respondent: Charles M. Jackson, DPH, Manchester, TN  
Violation: Addicted to the use of alcohol, narcotics and other drugs  
Action: Indefinite suspension

Respondent: K-Mart Pharmacy #7461, Clarksville, TN  
Violation: Failure to provide patient counseling  
Action: \$500 Civil Penalty

Respondent: James T. Lewis, DPH, Cleveland, TN  
Violation: Unprofessional conduct – forged prescriptions  
Action: Revocation

Respondent: Amy H. Muiznieks, DPH, Clarksville, TN  
Violation: Failure to provide patient counseling  
Action: \$100 Civil Penalty

Respondent: Paul Neun, DPH, Columbia, TN  
Violation: Failure to properly license pharmacy technician  
Action: \$100 Civil Penalty

Respondent: Miranda E. Pelfrey, RT, Sevierville, TN  
Violation: Theft of controlled substances from the pharmacy  
Action: Revocation

Respondent: Christi Secrest, DPH, Columbia, TN  
Violation: Failure to provide patient counseling  
Action: \$100 Civil Penalty

Respondent: Roger A. Smithson, DPH, Woodbury, TN  
Violation: Violated term of probation  
Action: Revocation

Respondent: John R. Swann, DPH, Signal Mountain, TN  
Violation: Second DUI conviction  
Action: Thirty (30) days suspension

### **Private Protective Services Program**

Respondent: Johnson, Marcus Sherrill, Memphis, TN  
Violation: Failed to notify the Commissioner of Arrest within 30 days  
Action: \$100 Civil Penalty

Respondent: K.A.R.C. Funeral Escort and Security, Nashville, TN  
Violation: Unregistered Employee  
Action: \$500 Civil Penalty

Respondent: McClanahan, Matthew, Nashville, TN  
Violation: Acting as security guard without obtaining registration  
Action: \$100 Civil Penalty

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

Licensee: James C. Davenport, , Chatsworth, GA  
Violation: Failure to calculate gross living area correctly, included carports and utility Rooms as part of the GLA, the mistakes affected the cost/sales approaches  
Action: \$1000 Civil Penalty

Licensee: Rex McCasland, Memphis, TN  
Violation: Failure to analyze current sales contract, accurately describe subject, and failed to appraise subject "as is" when it should be "subject to"  
Action: \$1000 Civil Penalty

### **Tennessee Real Estate Commission**

Respondent: Betty Diane Arnold, Shelbyville, TN  
Violation: Failure to exercise reasonable skill and care  
Action: \$750 Civil Penalty

Respondent: Coldwell Banker Nelson Realtors Inc, Maryville, TN  
Violation: Advertising violation  
Action: \$100 Civil Penalty

Respondent: Darrell Murray Auction & Realty Co., Athens, TN  
Violation: Advertising violation  
Action: \$100 Civil Penalty

Respondent: James T. McCarthy, Memphis, TN  
Violation: Failure to timely remit monies belonging to others  
Action: \$1000 Civil Penalty

Respondent: James C. McSpadden, Knoxville, TN  
Violation: Improper conduct and failure to timely remit monies belonging to others  
Action: \$2000 Civil Penalty

Respondent: On the Lake Realty  
Violation: Advertising violation  
Action: \$100 Civil Penalty

Respondent: J. Thomas Patterson, III, Nashville, TN  
Violation: Failure to adequately supervise affiliates  
Action: \$250 Civil Penalty

Respondent: Re/Max Preferred Group, Cookeville, TN  
Violation: Advertising violation  
Action: \$100 Civil Penalty

Respondent: Re/Max Real Estate Ten of Morristown Inc, Morristown, TN  
Violation: Advertising violation  
Action: \$100 Civil Penalty

Respondent: Re/Max Real Estate Ten of Morristown Inc, Morristown, TN  
Violation: Advertising violation  
Action: \$200 Civil Penalty

Respondent: J. Paul Richardson & Sons, Fayetteville, TN  
Violation: Failure to disclose personal interest  
Action: \$1000 Civil Penalty

Respondent: Brady M. Smith, Nashville, TN  
Violation: Failure to timely complete administrative measures  
Action: \$250 Civil Penalty

Respondent: Town & Country Realtors of East TN Inc, Maryville, TN  
Violation: Advertising violation  
Action: \$100 Civil Penalty

Respondent: Kathryn Whitwell, Columbia, TN  
Violation: Failure to exercise reasonable skill and care  
Action: \$1500 Civil Penalty