



STATE OF TENNESSEE  
 DEPARTMENT OF COMMERCE AND INSURANCE  
 500 JAMES ROBERTSON PARKWAY  
 NASHVILLE, TENNESSEE 37243-5065  
 615-741-2241

## REGULATORY BOARDS AND COMMISSIONS DISCIPLINARY ACTION FORM

<b>Date</b>	September 2004	<b>Board/Commission</b>	Regulatory Boards Administration
<b>Contact Name</b>	Betty Lassiter	<b>Phone</b>	741-3449

### September Disciplinary Actions

Name	Address	Action/Penalty	Statute/Rule
<b>BOARD OF ARCHITECTURAL AND ENGINEERING EXAMINERS</b>			
Lawrence Tyler Bassett, R. A. #100989	9496 Bartgis Court Frederick, Maryland	Letter of Caution, take and pass the Board's Law and Rules examination, and civil penalty of \$7,500.	Rules 0120-2-.08, 0120-2-.03, and 0120-2-.07. Misconduct in the practice of architecture—affixing seal, and signature, but not date of signature, to plans and specifications to which he lacked competence, and enabled unregistered persons to evade the registration requirements of Tenn. Code Ann. Title 62, Chapter 2.
David K. Khoury, P. E. #5932 Expired	Khoury Brothers, LLC 4009 Hillsboro Road, Suite 111 Nashville, Tennessee 37215	\$1,500 Civil Penalty	Tenn. Code Ann. §§62-2-101, 62-2-105, and 62-2-306(b); practiced engineering on expired registration by affixing his expired engineer's seal to home inspection reports and other documents and representing himself to the public as an engineer.
<b>AUCTIONEER COMMISSION</b>			
John Dixon & Associates, Inc	3908 Tennessee Ave Suite A Chattanooga, TN 37409	\$1,500.00 Civil Penalty	Tenn. Code Ann. § 62-19-102.(a)(1) Unlicensed activity.
The Redfield Group Inc	2810 Rainbow Dr Rainbow City, AL 35906	\$2,500.00 Civil Penalty	Tenn. Code Ann. § 62-19-102.(a)(1) Unlicensed activity.
Donald R. Goff	333 Oak Grove Rd Madisonville, TN 37354	\$100.00 Civil Penalty	Tenn. Code Ann. § 62-19-102. (a)(1) Unlicensed activity. Rule 0160-1-.12. (9)(c) Apprentices – Sponsors – Supervision.
A.D.E.S.A. of Knoxville Margaret Galloway	P. O. Box 40 Lenoir City, TN 37771	\$500.00 Civil Penalty	Tenn. Code Ann. § 62-19-102.(a)(1) Unlicensed activity.
A.D.E.S.A. of Knoxville James V. Roark	P. O. Box 40 Lenoir City, TN 37771	\$500.00 Civil Penalty	Tenn. Code Ann. § 62-19-102.(a)(1) Unlicensed activity
Maverick Land and Auction	183 West Main Street Camden, TN 38320	\$100.00 Civil Penalty	Rule 0160-1-.20 Advertising Guidelines
Nutt Auctions & Realty	375 South Main St	\$100.00 Civil Penalty	Rule 0160-1-.20 Advertising Guidelines

Co	Middleton, TN 38052		
Auctions Unlimited	2001 Wilson Lane Goodlettsville, TN 37072	\$600.00 Civil Penalty	Rule 0160-1-.20 (1)-(4) Advertising Guidelines
<b>BOARD FOR LICENSING CONTRACTORS</b>			
Stricklin Construction (Unlicensed) 200420069	60 Utah Lane Decaturville, TN 38329	\$500 Civil Penalty	Tenn. Code Ann. §62-6-118 Unlicensed Activity
Harlingen Holdings, Inc. (Unlicensed) 200419367	P.O. Box 669 Battleboro, NC 27809	\$1,000.00 Civil Penalty	Tenn. Code Ann. §62-6-118 Unlicensed Activity
Performance Technical Services, Inc. (#39822) 200417903	P.O. Box 14910 Bradenton, FL 34280	\$1,000.00 Civil Penalty	Tenn. Code Ann. §62-6-118 Unlicensed Electrical Activity
Deaton, Larry (Unlicensed) 200316785	517 Cumberland St. Medina, TN 38355	\$1,000.00 Civil Penalty	Tenn. Code Ann. §62-6-118 Unlicensed Activity
Hope Construction (Unlicensed) 200419367	351 Industrial Park Rd. Madisonville, TN 37354	\$1,000.00 Civil Penalty	Tenn. Code Ann. §62-6-118 Unlicensed Activity
Stambaugh Roofing, Inc. (#24480) 200419795	P.O. Box 247 McKenzie, TN 38201	\$1,000.00 Civil Penalty	Tenn. Code Ann. §62-6-118 Exceeding Limit
Schlueter, John (Unlicensed) 200316759	2231 Abednego Road Greenbrier, TN 37073	\$750.00 Civil Penalty	Tenn. Code Ann. §62-6-118 Unlicensed Activity
Graves, James Carl (Unlicensed) 200314870	7317 Rocky Mound Rd. Westmoreland, TN 37186	\$1,000.00 Civil Penalty	Tenn. Code Ann. §62-6-118 Unlicensed Activity
H & J Ditching (Unlicensed) 200418465	8238 Clapps Chapel Rd. Corryton, TN 37721	\$1,000.00 Civil Penalty	Tenn. Code Ann. §62-6-118 Unlicensed Activity
Federal Signal Corp. (Unlicensed) 200003202	2645 Federal Signal Drive University Park, FL 60466	\$1,000.00 Civil Penalty	Tenn. Code Ann. §62-6-118 Unlicensed Activity
Nance, Terry L. Const. (Unlicensed) 200419059	2085 W. Main St. Milan, TN 38358	\$1,000.00 Civil Penalty	Tenn. Code Ann. §62-6-118 Unlicensed Activity
Hodges Backhoe & Trenching, Inc. (Unlicensed) 200314597	450 Womack Rd. Portland, TN 37148	\$3,000.00 Civil Penalty (3 Civil Penalties @ \$1,000.00 each)	Tenn. Code Ann. §62-6-118 Unlicensed Activity
Mast, Stephen (Unlicensed) 200317649	7340 Hwy. 124 McKenzie, TN 38201	\$1,000.00 Civil Penalty	Tenn. Code Ann. §62-6-118 Unlicensed Activity
McMinnville Lawn & Garden (Scottie Keel) (Unlicensed) 200100962	1112 Sparta St. McMinnville, TN 37110	\$250.00 Civil Penalty	Tenn. Code Ann. §62-6-118 Unlicensed Activity

McCulley Siding & Windows, Inc. (Unlicensed) 200419731	152 1 <sup>st</sup> Avenue Crossville, TN 38555	\$500.00 Civil Penalty	Tenn. Code Ann. §62-6-118 Unlicensed Activity
Design Builders of Tennessee, LLC (Unlicensed) 200103627	P.O. Box 1776 Murfreesboro, TN 37133	\$500.00 Civil Penalty	Tenn. Code Ann. §62-6-118 Unlicensed Activity
Massey, Steve (Unlicensed) 200418509	105 Netherwood Dr. Jackson, TN 38305	\$1,000.00 Civil Penalty	Tenn. Code Ann. §62-6-118 Unlicensed Activity
Waldron, Erick (#38966) 200207147	415 W. Northfield Blvd. Murfreesboro, TN 37129	\$750.00 Civil Penalty	Tenn. Code Ann. §62-6-118 Unlicensed Activity
Terry, Ray Construction (Unlicensed) 200210686	1088 Harts Bridge Rd. Jackson, TN 38301	\$500.00 Civil Penalty	Tenn. Code Ann. §62-6-118 Unlicensed Activity
Oswalt, J. & Associates (Unlicensed) 200316327	P.O. Box 535 Oakland, TN 38060	\$1,000.00 Civil Penalty	Tenn. Code Ann. §62-6-118 Unlicensed Activity
Hosea Project Movers (Unlicensed) 200312804	P.O. Box 398 Newport, KY 41072	\$1,000.00 Civil Penalty	Tenn. Code Ann. §62-6-118 Unlicensed Activity
Lauderdale River Terminals, LLC (Unlicensed) 200005359	1691 Hales Point Barr Rd. Hall, TN 38040	\$1,000.00 Civil Penalty	Tenn. Code Ann. §62-6-118 Unlicensed Activity
Tru-Link Fence (Unlicensed) 200104779	530 Douglas Ln. Camden, TN 38320	\$250.00 Civil Penalty	Tenn. Code Ann. §62-6-118 Unlicensed Activity
Dotson, Troy (Unlicensed) 200100888	580 Grassy Branch Rd. Dayton, TN 37321	\$1,000.00 Civil Penalty	Tenn. Code Ann. §62-6-118 Unlicensed Activity
Hudson & Arnold (Unlicensed) 200420457	116 E. Lake St. Camden, TN 38320	\$500.00 Civil Penalty	Tenn. Code Ann. §62-6-118 Unlicensed Activity
Hudson & Arnold (Unlicensed) 200420456	116 E. Lake St. Camden, TN 38320	\$750.00 Civil Penalty	Tenn. Code Ann. §62-6-118 Unlicensed Activity
Hudson & Arnold (Unlicensed) 200420455	116 E. Lake St. Camden, TN 38320	\$250.00 Civil Penalty	Tenn. Code Ann. §62-6-118 Unlicensed Activity
<b>BOARD OF COSMETOLOGY</b>			
Down Town Styles	622 S. Cumberland Lebanon, TN	\$100.00 Civil Penalty	Tenn. Code Ann. § 62-4-125 makes it unlawful for any person to sleep in a shop.
Lien's Nail	6078 S. First Milan, TN	\$500.00 Civil Penalty	Tenn. Code Ann. § 62-4-108 states that all persons are to be duly licensed by the board.

Hollywood Hair Salon	4804 Charlotte Avenue Nashville, TN	\$500.00 Civil Penalty	Tenn. Code Ann. § 62-4-108 requires that all person employed have a current cosmetologist license.
Franklin Nails	329 Ind. Sq. – Hillsboro Road Franklin, TN	\$300.00 Civil Penalty	Tenn. Code Ann. § 62-4-113 states that license must be conspicuously posted.
Elizabeth Garnica	320 Fairlane Drive Nashville, TN	\$500.00 Civil Penalty	Tenn. Code Ann. § 62-4-127 states that unprofessional conduct is a violation of licensing requirement.
Lee Nails by Tuong Le	107 Northgate Mall Chattanooga, TN	\$500.00 Civil Penalty	Tenn. Code Ann. § 62-4-125 states that shops are never to be used for sleeping and/or residential purposes.
New Outlook Salon	10621 Kingston Pike Knoxville, TN	\$300.00 Civil Penalty	Tenn. Code Ann. § 62-4-108 requires that a cosmetologist be duly licensed.
Beautiful Nails	34 N. Cleveland Memphis, TN	\$2,800.00 Civil Penalty	Tenn. Code Ann. § 62-4-108 states that all persons are to be duly licensed by the board; § 62-4-113 states that licenses shall be conspicuously displayed; and § 62-4-118 states that all shops must be licensed; and § 62-4-135 states that certain chemicals/drugs are banned by the FDA for use in salons.
Lee Nails	5112 A Hixson Pike Chattanooga, TN	\$500.00 Civil Penalty	Tenn. Code Ann. § 62-4-108 all personnel must be duly licensed.
Jenny's Nails	955 K. Parkway Jackson, TN	\$1,500.00 Civil Penalty	Tenn. Code Ann. § 62-4-108 a valid license is required to practice cosmetology.
PN Nails Salon	3189 N. Highland Jackson, TN	\$1,000.00 Civil Penalty	Tenn. Code Ann. § 62-4-133 prohibits the use of banned or harmful chemicals.
Nails Desire	1782 W. Northfield Blvd. Murfreesboro, TN	\$500.00 Civil Penalty	Tenn. Code Ann. § 62-4-125 requires that all shops be safe and sanitary which includes adequate ventilation (see Rule 0440-2-.06).
Nancy B. Kouris	1219 17 <sup>th</sup> Avenue So. Nashville, TN	\$300.00 Civil Penalty	Tenn. Code Ann. § 62-4-118 states it unlawful to operate a shop without a valid license.
Nails Desire	3001 Knoxville Center Drive #1101 Knoxville, TN	\$500.00 Civil Penalty	Tenn. Code Ann. § 62-4-125 states that shops and owner/operators are responsible for sanitary/health conditions within the workplace.
Regal Nails	2300 Treasury Drive Cleveland, TN	\$1,000.00 Civil Penalty	Tenn. Code Ann. § 62-4-133 prohibits the use of dangerous chemicals and those banned by the FDA.

HPH Corporation	5030 Hwy 58 Chattanooga, TN	\$600.00 Civil Penalty	Tenn. Code Ann. § 62-4-113 states that a duly issued license must be conspicuously posted and § 62-4-118 states all cosmetology shops must be licensed before opening for business.
Nail 1st	2633 Decherd Road Winchester, TN	\$300.00 Civil Penalty	Tenn. Code Ann. § 62-4-113 states that a license that is issued by the board must be display conspicuously.
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Fashion Nails	333 Main St. #161 Oak Ridge, TN	\$2,000.00 Civil Penalty	Tenn. Code Ann. § 62-4-135 states that certain chemicals/liquids such as MMA are banned from use in shops; and § 62-4-127(1) states that fraud is basis for disciplinary action.
Real Nails	2315 Madison Clarksville, TN	\$2,500.00 Civil Penalty	Tenn. Code Ann. § 62-4-108 states that all persons are to be licensed to work in a shop; and § 62-4-127(2) allows discipline for unprofessional conduct.
<b>BOARD OF FUNERAL DIRECTORS AND EMBALMERS</b>			
M.J. Edwards Whitehaven Funeral Chapel Wendell J. Naylor, Mgr.	5494 Elvis Presley Blvd. Memphis, TN 38116	\$500.00 Civil Penalty	Tenn. Code Ann. § 62-5-317(a)(4) – Unprofessional Conduct (Interment of Incorrect Deceased Human Remains) TCA § 62-5-313(d)(1) – Permanent Identification Device
Superior Funeral Home John W. Love, Mgr.	1609 Elvis Presley Blvd. P.O. Box 140971 Memphis, TN 38114-0971	\$1,000.00 Civil Penalty	Tenn. Code Ann. § 62-5-317(a)(4) – Unprofessional Conduct (Improper Embalming of Deceased Human Remains)
Gowen-Smith Chapel, Inc. J. Dan Buckner, Mgr.	P.O. Box 125 Shelbyville, TN 37162	\$900.00 Civil Penalty	Tenn. Code Ann. § 62-5-306(d), § 62-5-308(d) – Licenses Available for Inspection Rule 0660-6-.02 – Federal Trade Commission Price Requirements
Kyker Funeral Home Paul H. Miles, Mgr.	P.O. Box 69 Kingston, TN 37663	\$300.00 Civil Penalty	Rule 0660-6-.02 – Federal Trade Commission Price Requirements (Alternative containers must be listed on the Casket Price List.) (Price ranges must agree.)

<b>BOARD OF PHARMACY</b>			
Laura Jo Barber, DPH License #4628	1935 St. Gregory Ct. Knoxville, TN 37931	\$1,000 Civil Penalty	Tenn. Code Ann. § 53-10-105 (a) – Possession of prescription drugs without authorization from a licensed prescriber. Forged prescriptions and filled the forged prescriptions.
Ben C. Lott, DPH License #418	5917 Westmere Drive Knoxville, TN 37909	\$250 Civil Penalty	Rule 1140-2-.01 (11) (a) – A pharmacist shall provide pharmaceutical service which is as complete as the public can reasonably expect. Substituting one (1) medication for another without physician authorization.
Jeffrey Alessio, DPH License #4970	159 Paradise Drive Hendersonville, TN 37075	\$500 Civil Penalty	Rule 1140-2-.01 (1) – A pharmacist shall hold the health and safety of patient to be the first consideration and shall render to each patient the full measure of the pharmacist’s ability as an essential health practitioner. Misfilling a prescription.
Leonard Hugh Parton, DPH License #4959	5871 McMinnville Hwy. Woodbury, TN 37190	Indefinite Suspension	Tenn. Code Ann. § 63-10-505 (3) (4) – (3) Been addicted to the use of alcohol, narcotics, or other drugs; (4) Engaged in conduct prohibited or made unlawful by any of the provisions of parts 4-6 of this chapter, or any other laws of the state or of the United States relating to drugs or to the practice of pharmacy.
<b>TENNESSEE REAL ESTATE COMMISSION</b>			
Mullins Land & Appraisal Co.	621 N. Willow Ave. Cookeville, TN 38501	\$500.00 Civil Penalty	Tenn. Code Ann. §62-13-312(b)(14) and §62-13-321- Failing to maintain an escrow account.