



# CALIFORNIA LICENSED CONTRACTOR

STEPHEN P. SANDS, REGISTRAR

SPRING 2002

GRAY DAVIS, GOVERNOR

*A number of factors can create licensing delays, such as changes in the law, staff vacancies, whether a bonding company closes its doors, and the time of year.*

## Dealing with Licensing Delays

**A** number of factors can create licensing delays, such as changes in the law, staff vacancies, whether a bonding company closes its doors, and the time of year. The state hiring freeze has exacerbated the backlogs in some units.

Hopefully, the situation is temporary. In the meantime, contractors can help minimize the negative impact backlogs can have by planning ahead and taking the following steps:

- If you are planning a potential change in your operation, submit the paperwork as soon as possible, especially for change of qualifier, or adding a classification.
- Send in proof of insurance and insurance certificates as early as possible. Keep a copy and a record of when the document was sent or delivered to the Board.
- Make sure all forms are filled out completely and accurately. Correcting improper or incomplete paperwork can take a lot of unnecessary extra time.
- Take advantage of the automated phone response system (APRS) toll-free at (800) 321-CSLB (2752). See the article on page 5 for a list of resources available around the clock.
- If you need to talk to our staff in the Call Center at (916) 255-3900, try calling on Fridays, especially early in the morning or late in the afternoon.
- Utilize the Board's Web site at [www.cslb.ca.gov](http://www.cslb.ca.gov) whenever possible.

The Board is implementing changes that should eventually make the application process quicker and more accurate. However, in the meantime, patience and planning will help you in your dealings with the CSLB.

## CSLB Enforcement Cracks Down on Con Artists

**T**he Enforcement Division of the Contractors State License Board had a banner month in March, when several high-profile cases were resolved, resulting in thousands of dollars of restitution to victims and lengthy jail sentences for the con artists who swindled them.

### Unlicensed Contractor Duane Kressen Enters New Court Program to Repay Victims \$68,000

Unlicensed contractor Duane Kressen was recently led away in handcuffs and placed in a Restitution House Program after pleading guilty to 15 felony counts of elder abuse and three counts of felony grand theft. Due in large part to an investigation conducted by the Contractors State License Board, Kressen entered the program recently instituted by the courts to help

victims obtain repayment. Over the next three years, Kressen will work, though not as a contractor, and his paychecks will be intercepted by the courts who will use the money to pay his victims \$68,000 restitution. After that, Kressen faces three years of formal probation.

Kressen's illegal and unethical scam involved telling former customers—falsely—that the heating units he had previously sold them now posed a fire hazard. He then sold the unsuspecting consumers a second heater while promising a rebate—that never materialized—on the first. Upon being bailed out of jail, he showed no remorse and immediately victimized two additional consumers.

*(Continued on page 7)*

## Enforcement Monitor Submits Second Report

**O**n April 1, CSLB Enforcement Monitor Tom Papageorge submitted his second report on the Board's Enforcement Program to the Administration and Legislature. Papageorge, the Head Deputy District Attorney of the Consumer Protection Division in the Los Angeles District Attorney's Office, was appointed to the position by the Department of Consumer Affairs' Director Kathleen Hamilton pursuant to Senate Bill 2029 (Figueroa, Chapter 1005, Statutes of 2000). The law requires the Enforcement Monitor "to

evaluate the Contractors State License Board discipline system and procedures, making as his or her highest priority the reform and re-engineering of the board's enforcement program and operations, and the improvement of its overall efficiency of the board's disciplinary system."

The first report, submitted October 1, 2001, contained 33 recommendations, most of which the Board has begun implementing.

The most recent report addresses the

*(Continued on page 8)*

## Fourth Annual Contractor Education Seminar Series Ends on High Note

**T**he Contractors State License Board wrapped up its fourth annual free, fast, and fascinating contractor education seminar series last month in Carlsbad, California. Held in quick succession, the first seminar of the series was held in Santa Clara late in January. For the convenience of contractors throughout the state, Board staff was on the move after that, holding five more seminars in four other cities in two months.

By all accounts the series was a huge success, with record-setting attendance in all five cities toured. The 70-minute presentation "Does Your Contract Measure Up?" and hour-long Q&A session with a

panel of experts provided valuable information as well as a unique opportunity for contractors to meet face-to-face with Board officials and other building industry experts. This year the seminars also included industry-related exhibits as well as Saturday and daytime sessions.

You will find information about our next series of free, fast and fascinating contractor education seminars in future issues of this newsletter.

If you were unable to attend this year's seminars or would like more information, check out the following Web sites: [www.wfdexter.com](http://www.wfdexter.com); [www.dir.ca.gov/DOSH](http://www.dir.ca.gov/DOSH); and [www.cslb.ca.gov](http://www.cslb.ca.gov).



**THE CALIFORNIA LICENSED CONTRACTOR**

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**State of California**

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**How To Reach Us**

**Location:** 9821 Business Park Drive,  
Sacramento California 95827-1703

**Mailing address:** P.O. Box 26000  
Sacramento CA 95826-0026

**Information:** (800) 321-CSLB (2752)

**Call Center:** (916) 255-3900

**Internet:** [www.cslb.ca.gov](http://www.cslb.ca.gov)

Gina Crawford, *Editor*

**BOARD BRIEFS**

**Benny Y. Yee Appointed to the Board for Fourth Term**

On April 9, Governor Gray Davis appointed Benny Y. Yee as a public member to the CSLB. With this reappointment Mr. Yee becomes the only person ever to be appointed to the Board by four consecutive governors. First appointed to the Board by Governor Jerry Brown in 1982, Mr. Yee was reappointed by Governors Deukmejian and Wilson until his term expired in 1994. In 1986 he became the Board's first Asian American Chairman.

Mr. Yee has been a licensed real estate broker and developer for over three decades in the City and County of San Francisco. He owns and operates Benny Yee and Associates, a real estate investment and property management firm located in the Sunset district of the City. Mr. Yee also generously volunteers his time to many local, statewide and national community groups, associations and commissions.

Along with his current position on the Board, Mr. Yee holds a mayoral appointment to, and is past president of, the San Francisco Redevelopment Agency Commission. He also has a Federal appointment to the U.S. District Court's Merit Selection Panel, where he is one of seven members who evaluate and recommend qualified individuals for appointment and reappointment of Magistrate Judges in Northern California. He is also the current director and past president of the Sunset Merchants and Professional Association, and a co-chair of the Chinatown Night Market.



*Benny Yee*

Mr. Yee has served as president of the Yee Shaw Yan Family Association, as chairman of the San Francisco-Taipei Sister City Committee and as director of the San Francisco Association of Realtors.

Mr. Yee's term will expire in June 2004.

**Gene Hale Joins CSLB**

Gene Hale, appointed by the Governor in March, joins the Board as a contractor member. Mr. Hale brings unique qualifications to his new post as member of the Contractors State



*Gene Hale*

License Board. Some of the many public service groups Mr. Hale currently serves include the Department of Transportation's Small Businesses Resource Board, the Los Angeles Sports and Entertainment Commission, the Children's Hospital of

Los Angeles, the Hugh O'Brian Youth Foundation and the Greater Los Angeles African American Chamber of Commerce.

A firm believer in strong community involvement, Mr. Hale has also served on

the Black Business Association of Los Angeles, the Federation of Minority Business Associations and the Department of Corrections' Advisory Board. Devoted to encouraging minority business development and entrepreneurship, he is also president and founder of G&C Equipment Corporation, and president of Gence Construction Company.

Mr. Hale's term will expire in June 2004.

*There are a total of 15 seats on the Contractors State License Board. The appointed Board is comprised of nine public members (eight noncontractors and one building official), two specialty contractors, two "B" contractors, one "A" contractor and one labor representative. The Governor appoints 11 members while the Senate and Assembly each appoint two members.*

**User-Friendly CSLB Web Site Now Offers More Information**

Recently redesigned to be more user-friendly, the Board's Web site, [www.cslb.ca.gov](http://www.cslb.ca.gov), now features more information than ever before. Separate pages for contractors, license applicants and consumers ensure that everyone has easy access to the latest news, forms, and information they need. The laws and regulations governing the Board are just a few clicks away, as are its services and publications. It's easy to find out about new information on the site too—just visit and click "What's New at CSLB."

Some of the most recent additions to the Web site include the newly-revised *Mandatory and Voluntary Arbitration Program Guides*, the newly-published *Before You Dive Into Swimming Pool Construction* brochure, CSLB press releases, the C-34 study guide and Board news. Also, new links with industry-related associations and organizations, consumer protection organizations and relevant State agencies have been added.

[www.cslb.ca.gov](http://www.cslb.ca.gov)

## Demystifying the RME, RMO and QP Rules

One of the more confusing parts of Contractors License Law has to do with regulations regarding responsible managing employees (RMEs), responsible managing officers (RMOs) and qualifying partners (QPs). The following frequently asked questions and their answers offer some clarification. For even more information, call the Board at (800) 321-CSLB (2752).

### Can an individual be listed as an RME on more than one license?

Yes. However, in order to be an RME on more than one license, one of the following must apply:

- There is a common ownership of at least 20 percent of the equity of each individual or firm for which the person acts in a qualifying capacity; or,
- One additional entity that the RME qualifies must be a subsidiary of the corporate licensee for which the RME provides qualifying experience; or,
- A majority of partners or officers, excluding the RME, listed on the licenses must be the same.

### Is there a limit to the number of licenses a person can be an RME for?

Yes. The Board has determined that an RME can qualify for no more than two licenses at one time, given the fact that the RME must be actively engaged in the applicant's contracting business for "at least 32 hours or 80 percent of the total hours per week" (California Code of Regulations 823).

### Can an individual keep his or her sole-owner license active if he or she wants to be the RME on another license?

No. If an individual wants to qualify as the RME on a license, he or she would be required to inactivate his or her individual license (Business and Professions Code 7068).

### Can an individual be the RMO or QP on more than one license at a time?

Yes. An RMO or QP can qualify more than one license if:

- He or she owns at least 20 percent of the equity or voting stock of each license for which he or she qualifies; or,
- The additional firm is a subsidiary of, or a joint venture with the first; or,
- The majority of partners or officers of each license are the same (Business and Professions Code 7068.1).

### Is there a limit on the number of licenses an individual can qualify for as an RMO or QP?

Yes. An RMO or QP can qualify for no more than three partnerships or corporations in any one-year period. However, one firm does not equate to one license. For example, if you have three individuals listed as partners on two separate partnership licenses, these licenses would be considered one firm since the majority of partners are the same. A person could act as QP for these two licenses and still be allowed to be the qualifier for two other firms. In this situation, a qualifier's individual license would not be counted as one of the three firms (Business and Professions Code 7068.1).

### Can an RMO or QP be the qualifier on a license and keep his or her individual license active?

Yes. An RMO or QP can maintain an active individual license provided he/she owns at least 20 percent of the voting stock or equity of all the licenses for which he or she qualifies.

## When the Business Type Changes, So Must the License

The Contractors State License Board issues four types of licenses: sole ownership, partnership, corporation and joint venture. Licenses are associated with the business and not necessarily the qualifier. Therefore, licenses are not transferable from one business to another, even if the qualifying person is the same for both. A new license is required whenever the business type is changed. For example, if a contractor with a sole ownership business decides to incorporate, or a partnership splits into multiple sole ownership businesses, a new license is required in each case.

Whenever a business type changes and a new license is not issued, that business faces all the legal risks of an unlicensed contractor. Answers to frequently asked questions about new license requirements are below.

### How do I get a license for my new business?

To obtain a license for your new business, you must submit an Application for Original License. Use the 7065 Exam Waiver application if you were the qualifier for the previous license and are applying for the classification previously held. No exam will be required. Applications can be printed from our Web site at [www.cslb.ca.gov](http://www.cslb.ca.gov). You must also pay all the required fees, post a new bond, and provide proof of workers' compensation or file a workers' compensation exemption statement for the new business.

**QP**  
One of the more confusing parts of Contractors License Law has to do with regulations regarding responsible managing employees (RMEs), responsible managing officers (RMOs) and qualifying partners (QPs).

??

**RMO**

### Can I keep my old license number?

Only in some cases. If the original license is for a sole ownership business which is being incorporated and the qualifier on the sole ownership business owns 51 percent or more of the voting stock or equity of the new corporation, the original license number may be reissued. In this situation, a written request asking that your sole ownership license be reissued to the corporation must accompany your application. The written request must include the contractor's percent of ownership in the corporation. You can also contact the Board and the appropriate form will be sent to you.

Often, corporate restructuring will require a new license. Under limited circumstances, a corporation may be allowed to keep their original license number.

Under any other circumstances, such as when a business changes from a sole ownership to a partnership or a corporation to a sole ownership, a new license number will be issued.

### Can the license number be changed back to a sole ownership license after it has been reissued as a corporate license?

No. Once your license number is reissued to a corporation, it cannot be changed back to a sole ownership license. You will be issued a new license number if you apply for a sole ownership license.

Information about new license requirements can be found on the Board's Web site at [www.cslb.ca.gov](http://www.cslb.ca.gov). You can also contact the Board's automated phone line at (800) 321-2752 or the Board's Call Center at (916) 255-3900.

**RME RMO**

**QP RME ??**

## Product Recalls

### The Consumer Product Safety Commission and Ingersoll-Rand Company Announce Recall of Portable Air Compressors

In cooperation with the U.S. Consumer Product Safety Commission (CPSC), Ingersoll-Rand Company has voluntarily recalled about 458,000 portable air compressors sold between 1983 and 1991. Internal corrosion to the inner wall of the air receiver tank can cause the air tank to unexpectedly rupture, posing risk of injury to consumers.

Ingersoll-Rand has received 11 reports of sudden tank failure in these portable air compressors sold from 1983 through 1991 by hardware and construction supply stores nationwide for \$150–\$400.

The recalled portable compressors were marketed under various brand names,

including Ajax, Charge Air Pro, Energair, Guardian Power, MacTool, Power Force, Rallye, Rand 4000, and Steel Driver. The compressors have serial numbers beginning with the prefix "C" or "DC". The model numbers begin with the following prefixes - 1B, 1D, 1E, 1I, 2B, 2D, 2E, 3B, 3D, 3E, 4B, 4E, 5E, 5G, 15E, 23HP, 75, 75E, 250E, AB, AIR, AJ, C, CAP, CB, CL, CO, CP, CR, CS, CT, EA, GC, GP, HP, HPC, IR, IRC, LTD, MT, OI, PF, RA, RL, RP, RY, SC, SDS, SE, THP, and WB. Model and serial numbers are located on a plate or sticker attached to the outside housing of the air compressor. On some oil-less models, the model and serial numbers are affixed to an internal floor baffle beneath a removable plastic cabinet.

Consumers should stop using the air compressors immediately and contact Ingersoll-Rand for instructions on returning the compressor, freight paid. **Consumers will have the option of being sent a check for \$100 or receiving a \$200 credit towards the purchase of a new DD2T2 air compressor.**

For more information, consumers can contact Ingersoll-Rand at (877) 552-2952 between 5 a.m. and 2 p.m. Monday through Friday or visit the firm's Web site at [www.air.ingersoll-rand.com](http://www.air.ingersoll-rand.com).

To see a picture of the recalled product(s) visit: <http://www.cpsc.gov/cpsc/pub/prerel/prhtml02/02108.html>.

### CPSC and Roto Zip Tool Corporation Announce Recall of Handheld Saws

In cooperation with the U.S. Consumer Product Safety Commission (CPSC), Roto Zip Tool Corporation is voluntarily recalling about 1.9 million handheld saws. The handles on these saws can separate from the body, causing the operator to be cut.

CPSC and Roto Zip Tool Corp. have received 360 reports of loose or separating handles on the saws. As a result, there have been 19 reports of injuries to consumers, including some cuts requiring stitches.

The recall includes Revolution(R), RebelTM and SolarisTM model Spiral

SawTM power tools. The brand name and "ROTOZIP SPIRAL SAW" are written on the side of the tools. The saws are mostly black or red. The recalled saws include the serial numbers listed below:

- Revolution(R) Serial Number Range: 01 through 1,145,000
- RebelTM Serial Number Range: 01 through 415,000
- SolarisTM Serial Number Range: 01 through 270,000

These saws were sold nationwide through home, hardware and department stores, and infomercials from December 1999

through January 2002 for \$50–\$190.

**Consumers should remove the handle from their recalled saw if there is a loose fit between the tool handle and the tool body, and contact Roto Zip Tool Corp. to receive a free replacement handle.**

For more information, contact the Roto Zip Tool Corp. toll-free at (800) 920-1467 between 5 a.m. and 5 p.m. any day of the week, or visit the firm's Web site at [www.rototip.com](http://www.rototip.com).

To see a picture of the recalled product(s) visit: <http://www.cpsc.gov/cpsc/pub/prerel/prhtml02/02109.html>.

### 30,000 Recalled California Furnaces Pose Fire Hazard

The U.S. Consumer Product Safety Commission (CPSC) has recalled approximately 30,000 furnaces sold in California for about \$2,000 by home, hardware and specialty stores, and independent contractors from January 1983 through December 1992. Seven companies are offering to repair or replace certain furnaces, which were sold under their own labels, but were manufactured by Consolidated Industries Inc. The units involved are gas-fired horizontal furnaces equipped with steel "NOx" rods installed above the burners and are commonly called NOx rod furnaces. These furnaces pose a substantial risk of fire.

CPSC has received 50 reports of fires associated with the 140,000 horizontal furnaces manufactured by Consolidated Industries Inc. No injuries have been reported.

All the furnaces can be identified by the steel rods installed above the burners. The firms participating in this recall are Amana Company; Bard Manufacturing; Carrier Corporation; Goettl Air Conditioning Inc.; Goodman Manufacturing Company; Heat Controller Inc.; and The Trane Company.

Consumers should check to see if their furnace is part of this recall immediately. If so, or for more information, consumers should call (877) 347-6456 anytime, or contact the recall Web site at [www.furnaceinspect.com](http://www.furnaceinspect.com). Consumers should have the brand name, model number and serial number of their furnace available when they call or contact the web site. The recall program offers free inspection and repair of the furnaces. Consumers can elect to receive a new furnace, free of charge, except for installation costs.

Private labelers sold these furnaces in California under the brand names and

model numbers shown in the table at right. They can also be found on a label on an outside panel of the furnace.

CPSC issued a safety alert warning about these furnaces in September 2000. Consolidated Industries (formerly Premier Furnace Co.), which is being liquidated under Chapter 7 bankruptcy laws, manufactured approximately 140,000 of these furnaces for sale in California between 1983 and 1994 under many different brand names. About 110,000 of these furnaces were manufactured and distributed under the Premier/Consolidated labels. They are not covered by this recall program. However, there is on-going private litigation which could enable consumers to recover at least some of their out-of-pocket expenses for replacement or repair of the Premier/Consolidated brand furnaces. For more information about the private litigation, call (408) 808-1410 or visit the Web site at [www.white-macdonald.com](http://www.white-macdonald.com).

## Automated Phone Response System to the Rescue

The Contractors State License Board maintains an automated phone response system that can be used anytime to get information regarding applying for a license, license maintenance, answers to frequently-asked questions, and ordering printed materials like forms and publications. Best of all, the system and all the information it holds can be accessed day or night, on weekends and holidays and yes, even during regular business hours.

To make the system even more convenient, you can use the shortcuts below. Simply dial (800) 321-CSLB (2752) then enter the codes for the information you need. It is not necessary to wait for individual prompts.

### Maintaining Your Contractor's License

- 1221 ..... License Renewal
- 122211 ..... Bond Requirements
- 122212 ..... Workers' Compensation Insurance Requirements
- 12222 ..... Qualifying Person Requirements
- 122223 ..... Replacing the Qualifying Person
- 12223 ..... Home Improvement Certification
- 122241 ..... Civil Court Judgment Information
- 122242 ..... Family Support Information
- 122311 ..... Business Name Changes
- 1223121 ... Adding a Classification
- 1223122 ... Adding a Certification
- 122313 ..... Officer Changes
- 1223141 ... Inactivating a License
- 1223142 ... Reactivating a License

- 1223143 ... Canceling a License
- 12232 ..... License Business Structure
- 1224 ..... Laws and Classification Information
- 1241 ..... How to Resolve a Complaint
- 1242 ..... Types of Complaints
- 1243 ..... Complaint Disclosure
- 1244 ..... SWIFT Info

### Ordering Forms for License Maintenance

- 1231 ..... Order Original Application for Contractors License
- 1231 ..... Order Condensed Version of an Original Application
- 1231 ..... Order Additional Classification Application
- 1231 ..... Order RME/O Replacement Application
- 12315 ..... Order Asbestos Removal Certification Application
- 12315 ..... Order Hazardous Removal Certification Application
- 12315 ..... Order Home Improvement Certification Application
- 1232 ..... Order Renewal Application
- 1232 ..... Order Inactivation Application
- 1232 ..... Order Reactivation Application
- 1233 ..... Order Business Name/Address Change Form
- 1233 ..... Order Officer Change Form
- 1233 ..... Order Disassociation Form
- 1234 ..... Order Bond/Cash Alternative Forms
- 1234 ..... Order Workers' Compensation Exemption Form
- 1234 ..... Order Joint Venture Application
- 1234 ..... Order Home Improvement Salesperson Application

### Contractor Information & Pamphlets

- 142 ..... Order "Asbestos, A Contractors Guide and Open Book Exam"
- 142 ..... Order "Blueprint for Becoming a California Licensed Contractor"
- 142 ..... Order Home Improvement Contracts Application and Exam"
- 142 ..... Order the Contractor Kit
- 11 ..... Contractor License Status

### Consumer Information & Pamphlets

- 141 ..... Order "What You Should Know Before You Hire a Contractor"
- 141 ..... Order "Get Information to Build on" Kit
- 141 ..... Order "A Consumer Guide to Asbestos"
- 141 ..... Order "A Consumer Guide to Filing Construction Complaints"
- 132 ..... How to File a Complaint
- 141 ..... Order a Complaint Form
- 131 ..... Complaint Disclosure Information
- 132 ..... Info about Your Pending Complaint
- 1323 ..... Reporting Civil Court Judgments

### Documents in Writing

- 1332 ..... General Status Letters
- 1332 ..... Bond Status Letters
- 1333 ..... Verified Certificates
- 1334 ..... Copies of Public Documents

### Applying for a Contractor's License

- 1211 ..... Who Needs a License?
- 1212 ..... Classification Information
- 12131 ..... Application Requirements
- 12132 ..... Exam Information
- 12133 ..... Waiver of Exam Information
- 12134 ..... License Issuance Information

## Recalled California Furnaces by Company Name, Trade Name, and Model Number

### AMANA COMPANY

Amana  
GSE50DN3X  
GSE75DN3X  
GSE100DN5X

### BARD MANUFACTURING

Bard  
ESG040D36B  
ESG050D36B  
ESG060D36B  
ESG060D48B  
ESG080D60B  
ESG100D60B  
ESG120D60B  
ESG140D60B  
ESG050D36D  
ESG060D48D  
ESG075D48D  
ESG080D60D  
ESG100D60D  
ISG060D36AX  
ISG080D48AX  
ISG100D60AX  
ISG120D60AX

### CARRIER CORPORATION

Sunburst by Carrier Southern California  
HAC 040N(D,E, or F)3RXC  
HAC 050N(D,E, or F)5RXC  
HAC 060N(D,E, or F)4RXC  
HAC 075N(D,E, or F)4RXC  
HAC 080N(D,E, or F)5RXC  
HAC 100N(D,E, or F)5RXC

### GOETTL AIR CONDITIONING INC.

American Best, Goettl  
HAC 040N(D,E, or F)3RCX  
HAC 050N(D,E, or F)3RCX  
HAC 040N(D,E, or F)3RXd  
HAC 050N(D,E, or F)3RXd  
HAC 040N(D,E, or F)3RXC  
HAC 050N(D,E, or F)3RXC  
HAC 060N(D,E, or F)4RXC  
HAC 075N(D,E, or F)4RXC  
HAC 080N(D,E, or F)5RXC  
HAC 100N(D,E, or F)5RXC  
HCC 040N(D,E, or F)3RX  
HCC 050N(D,E, or F)3RX

HCC 060N(D,E, or F)4RX  
HCC 075N(D,E, or F)4RX  
HCC 100N(D,E, or F)5RX  
HBA 040N(D,E, or F)3RX  
HBA 060N(D,E, or F)3RX  
HBA 080N(D,E, or F)4RX  
HBA 100N(D,E, or F)5RX  
HBA 120N(D,E, or F)5RX

### GOODMAN MANUFACTURING CO.

Franklin Electric, Goodman, GMC, Hamilton Electric, Janitrol, Johnstone, Liberty  
HBA 040 ND 3(X, RX, XC or RXC)  
HBA 060 ND 3(X, RX, XC or RXC)  
HBA 080 ND 4(X, RX, XC or RXC)  
HBA 100 ND 5(X, RX, XC or RXC)  
HBA 120 ND 5(X, RX, XC or RXC)  
HCA 040 ND 3(X, RX, XC or RXC)  
HCA 060 ND 3(X, RX, XC or RXC)  
HCA 080 ND 4(X, RX, XC or RXC)  
HCA 100 ND 5(X, RX, XC or RXC)  
HCA 120 ND 5(X, RX, XC or RXC)

HCA 140 ND 5(X, RX, XC or RXC)  
HCC 040 ND 3(X, RX, XC or RXC)  
HCC 050 ND 3(X, RX, XC or RXC)  
HCC 060 ND 4(X, RX, XC or RXC)  
HCC 075 ND 4(X, RX, XC or RXC)  
HCC 080 ND 5(X, RX, XC or RXC)  
HCC 100 ND 5(X, RX, XC or RXC)

### HEAT CONTROLLER INC.

Comfort-Aire  
GSH40-T3N-X  
GSH50-T3N-X  
GSH60-T4N-X  
GSH75-T4N-X  
GSH80-T5N-X  
GSH100-T5N-X

### THE TRANE COMPANY

Trane  
American Standard  
THN050A936A  
THN060A948A  
THN075A948A  
THN100A960A

## Disciplinary Actions

### January–March 2002

*NOTE: Disciplinary actions do not include licenses suspended for failure to maintain required bonds.*

### Business & Professions Code Sections

*The following B&P Codes may be referenced in the list of Disciplinary Actions:*

|         |   |
|---------|---|
| 490     | Relationship of conviction of a crime to licensed activity  |
| 7018.5  | Failing to provide notice to owner regarding lien provisions  |
| 7026.7  | Advertising as a contractor without a license   |
| 7028    | Acting in the capacity of a contractor without license  |
| 7029    | Contracting as a joint venture without the required license   |
| 7029.5  | Failing, as a plumbing, electrical sign or well drilling contractor, to display identification on business vehicles   |
| 7030    | Failing to include in a contract the notice that contractors are licensed by the Contractors State License Board  |
| 7030.5  | Failing to fulfill the requirement that the contractor's license number be placed on all contracts, subcontracts, calls for bid, and other forms of advertising |
| 7071.11 | Judgment or admitted claim against bond   |
| 7083    | Failing to report a change of address, namestyle, or personnel within 90 days   |
| 7085.6  | Failing to comply with an arbitration award   |
| 7090.1  | Failing to comply with civil penalty or "order to correct" in Registrar's citation  |
| 7097    | Suspension of additional licenses   |
| 7098    | Revocation of additional licenses   |
| 7099.6  | Non-compliance with a final citation  |
| 7107    | Abandonment of a project without legal excuse   |
| 7108    | Diverted funds or property received for a specific job to other purposes  |
| 7109    | Willfully disregarded plans and specifications, or failing to complete the job in a good and workmanlike manner   |
| 7109.5  | Violation of Safety Laws resulting in death or serious injury   |
| 7110    | Willful disregard and violation of building laws  |
| 7110.1  | Violating Section 206.5 of the Labor Code   |
| 7111    | Failing to keep records and to make them available to a representative of the Registrar   |
| 7111.1  | Refusing to or failing to cooperate with deputy in investigation  |
| 7112    | Misrepresentation of a material fact on an application  |
| 7113    | Failing to complete a project for the price stated in the contract  |
| 7113.5  | Avoiding or settling for less than lawful obligations as a contractor through the various bankruptcy proceedings  |
| 7114    | Aiding and abetting an unlicensed person  |
| 7115    | Failing to comply with the Contractors' Law   |
| 7116    | Committing a willful or fraudulent act as a contractor  |
| 7117    | Acting as a contractor out of namestyle   |
| 7117.5  | Contracting with inactive license   |
| 7118    | Contracting with unlicensed person  |
| 7119    | Failing to prosecute a job with diligence   |
| 7120    | Failing to pay for materials or services  |
| 7121    | Prohibition against associating with suspended or revoked license   |
| 7122    | Participation of license in violating Contractors Law   |
| 7122.5  | Responsibility of Qualifying Person for acts committed by his/her principal   |
| 7123    | Conviction of a Felony in connection with construction activities   |
| 7124    | A plea of nolo contendere is considered a conviction  |
| 7154    | Employment of unregistered home improvement salesman  |
| 7155    | Participation in violation by a home improvement salesman   |
| 7157    | Model Home kickback prohibition   |
| 7159    | Failing to comply with contract requirements  |
| 7161(b) | False advertising   |

### License Revocations

| Name  | City               | License No. | Date    | Sections Violated   |
|---|--------------------|-------------|---------|---|
| 101 CONSTRUCTION CO.                            | LOS ANGELES        | 698681      | 2/1/02  | 7107, 7117.6, 7109(A), 7113, 7111.1, 7097, 7098, 7121, 7121.5,  |
| ABRACADABRA ROOFING                             | HESPERIA           | 772721      | 2/25/02 | 7090.1  |
| ADAMS DARRYL CONSTRUCTION                       | LONG BEACH         | 719605      | 1/22/02 | 7085.6  |
| ALLEGRO COMPLETE SERVICE CO                     | THERMAL            | 342894      | 2/5/02  | 7090.1  |
| ALLEN ELECTRIC                                  | SUNNYVALE          | 712271      | 2/1/02  | 7090.1  |
| AMADO P. SALDANA & SONS                         | MODESTO            | 353718      | 3/29/02 | 7107, 7113, 7115/7159/ 7097, 7098, 7121, 7121.5   |
| AMERICAN CONTRACTORS                            | PLAYA DEL REY      | 648310      | 3/5/02  | 7090.1  |
| AMERICAN GENERAL CONTRACTING & AMERICAN GLAZING | LANCASTER          | 463512      | 2/14/02 | 7090.1  |
| AMERICAN PIONEER CONSTRUCTION                   | RNCHO SANTA MRGRTA | 645619      | 1/22/02 | 7085.6  |
| AMPAC CORP*AMPAC INVEST & DEV CO                | LOS ANGELES        | 776878      | 2/1/02  | 7097, 7098, 7121, 7121.5  |
| AQUALINE POOL SERVICES                          | ALTA LOMA          | 770405      | 2/7/02  | 7090.1  |
| ARROWHEAD PLG                                   | RUNNING SPRINGS    | 737250      | 2/15/02 | 7090.1  |
| ARTISTIC TILES                                  | PALMDALE           | 594121      | 2/14/02 | 7090.1  |
| BATAN FIRE PROTECTION                           | BEVERLY HILLS      | 616663      | 3/28/02 | 7097, 7098, 7121, 7121.5  |
| BATAN FIRE PROTECTION, INC                      | BEVERLY HILLS      | 753534      | 3/28/02 | 7097, 7098, 7121, 7121.5  |
| BATAN FIRE PROTECTION, INC*/                    |                    |             |         |   |
| APOLLO FIRE SYSTEM                              | BEVERLY HILLS      | 758890      | 3/28/02 | 7106, 7097, 7098, 7121, 7121.5, 7122.5  |
| BERRY ROOFING AND CONSTRUCTION                  | MORGAN HILL        | 724224      | 2/19/02 | 498, 7112, 7097, 7098, 7121, 7121.5   |
| BEST BUY CONSTRUCTION                           | WOODLAND HILLS     | 733950      | 1/5/02  | 7107, 7108, 7109(A, B), 7113, 7115, 7030@, 7159, 7116, 7154, 7151(A), 7097, 7098, 7121, 7121.5, 7122.5            |
| BET-ER ROOFING INC                              | MONTEBELLO         | 351072      | 2/25/02 | 7090.1  |
| BLAKE'S CONSTRUCTION AND ROOFING                | SAN JOSE           | 621661      | 3/29/02 | 7107, 7113, 7030(A, B), 7071.11, 7110, 7115, 7159, 7159(D, E, F, K, L)  |
| BOULDER CITY POOLS & SPAS                       | BAKERSFIELD        | 719043      | 2/19/02 | 7107, 7109A, 7123, 7154, 7097, 7098, 7121, 7121.5   |
| BRABON ROBERT CONSTRUCTION                      | MOKELUMNE HLL      | 359645      | 3/7/02  | 7085.6  |
| BTI BUILDING TECHNOLOGY                         | SPRING VALLEY      | 737295      | 1/2/02  | 7083, 7107, 7108.5, 7109(A), 7113   |
| BUILDERS DISCOUNT HOME REMODELG, INC            | LOS ANGELES        | 741167      | 1/5/02  | 7107, 7109(A), 7110, 7113, 7115, 7030, 7117(A), 7117.5(B), 7117.6, 7154, 7097, 7098, 7121, 7121.5, 7122.5         |
| CABINET WORKS INC                               | NORTHRIDGE         | 458243      | 2/14/02 | 7090.1  |
| CADVELL CONSTRUCTION                            | FREMONT            | 746989      | 3/8/02  | 7107, 7109B, 7110, 7113, 7115/7125, 7159/ 7097, 7098, 7121, 7121.5  |
| CARTER TRACEY                                   | LOS ANGELES        | 675727      | 3/1/02  | 7090.1  |
| CHO'S PAINTING CO                               | LA PALMA           | 632656      | 3/18/02 | 7112, 498, 7097, 7098, 7121, 7121.5   |
| CMG & ASSOCIATES INC                            | SACRAMENTO         | 444835      | 3/5/02  | 7090.1  |
| CONSTRUCTION NETWORK COMPANY                    | APTOS              | 503595      | 2/26/02 | 7085.6  |
| CUSTOM BUILDER                                  | MADERA             | 777270      | 2/19/02 | 7112, 7123, 7097, 7098, 7121, 7121.5, 7122.5  |
| CUSTOM BUILDERS                                 | MADERA             | 678223      | 2/19/02 | 7107, 7109A, 7109B, 7113, 7114, 7115, 7116,   |
| DARRYL ROTHWELL CONSTRUCTION                    | PORT HUENEME       | 569501      | 3/29/02 | 7030A, 7030B, 7107, 7109A, 7110, 7113, 7115, 7071.11, 7159, 7159(B, F, G, J, K, L) 7123, 7097, 7098, 7121, 7121.5 |
| DEL RIO DESIGN & CONSTRUCTION                   | BURBANK            | 751143      | 3/18/02 | 7107, 7109(A), 7113, 7030.5, 7097, 7098, 7121, 7121.5   |
| DESIGN 2000                                     | MORENO VALLEY      | 616025      | 2/5/02  | 7090.1  |
| DJ FENCE & MASONRY INC                          | EL MONTE           | 511585      | 3/18/02 | 7107, 7113, 7159(A, E, F, G, K, L) 7030(A, B), 7068.1, 7154, 7097, 7098, 7121, 7121.5, 7122.5                     |
| DJ FENCE COMPANY                                | CHATSWORTH         | 360568      | 3/18/02 | 7097, 7098, 7121, 7121.5  |
| DOUBLE D CONSTRUCTION                           | SIMI VALLEY        | 761720      | 3/21/02 | 7097, 7098, 7121, 7121.5  |
| E B CONSTRUCTION                                | LAKESIDE           | 519353      | 2/28/02 | 7090.1  |
| E B ERICKSON                                    | ESCONDIDO          | 400519      | 1/17/02 | 7109(A), 7113, 7115, 7159, 7097, 7098, 7121, 7121.5   |
| ENVIRO TEK WOOD PRESERVING                      | SAN FRANCISCO      | 715417      | 2/1/02  | 7090.1  |
| EXOTIC CUSTOM POOLS & SPAS                      | NORTH HOLLYWOOD    | 744410      | 3/28/02 | 7107, 7120, 7113, 7159(B, D, E), 7159, 7117(A), 7068.1, 7117.5(B), 7028.5   |
| EXOTIC POOLS & SPAS                             | HUNTINGTON BEACH   | 222726      | 3/28/02 | 7097, 7098, 7121, 7121.5  |
| FACTORY DIRECT:THE WINDOW PROS INC.             |                    |             |         |   |
| DBA:PETER K CONSTRUCTION                        | CAMPBELL           | 743758      | 1/18/02 | 7107, 7113, 7115/7159/ 7116, 7154, 7097, 7098, 7121, 7121.5   |
| FAMILY HOME REMODELING                          | CARLSBAD           | 772599      | 1/17/02 | 7112, 7121, 7121.5  |
| FITZGERALD GARY CONSTRUCTION                    | WOODLAND HILLS     | 266679      | 2/1/02  | 7090.1  |
| FLINTRIDGE DESIGN AND CONSTRUCTION              | PASADENA           | 717120      | 3/1/02  | 7090.1  |
| G DOUGLAS INCORPORATED                          | ESCONDIDO          | 756589      | 1/16/02 | 7097, 7098, 7121, 7121.5, 7122.5  |
| GALVAN PHIL                                     | MONTEREY PARK      | 662963      | 3/1/02  | 7090.1  |
| GARDINA CONSTRUCTION                            | EL CAJON           | 516330      | 1/2/02  | 7097, 7098, 7121, 7121.5  |
| GEIGER PAINTING                                 | SAN DIMAS          | 422679      | 2/1/02  | 7090.1  |
| GHAZANFARPOUR MIKE                              |                    |             |         |   |
| DBA GHAZAN CONSTRUCTION                         | SAN RAFAEL         | 565764      | 3/6/02  | 7085.6  |
| GUARANTEED SERVICE CORP*                        |                    |             |         |   |
| SIGNATURE KITCHEN AND BATH                      | ORANGE             | 590260      | 1/17/02 | 7108.5, 7120, 7068.1, 7083, 7097, 7098, 7121, 7121.5, 7122.5  |
| HCT CONSTRUCTION                                | WEST COVINA        | 718749      | 3/18/02 | 7107, 7109(A), 7113, 7117.6, 7071.11, 7159(B, C, D, E, F, G, J), 7097, 7098, 7121, 7121.5                         |
| HILO GENERAL CONSTRUCTION COMPANY               | SANTA CLARA        | 747105      | 3/18/02 | 7107, 7109A, 7113, 7115/7159/ 7097, 7098, 7121, 7121.5  |
| HOBBS WENDELL N JR                              | JULIAN             | 742942      | 2/5/02  | 7090.1  |
| HOWARD WOLPIN                                   | JACKSONVILLE       | 380264      | 2/1/02  | 7097, 7098, 7121, 7121.5, 7122.5  |
| IDC BUILDING& SUPPLIES                          | ORANGE             | 771603      | 2/1/02  | 498, 7112   |
| INTERIORS WEST & ASSOCIATES                     | ANAHEIM            | 708769      | 2/7/02  | 7085.6  |
| INTERNATIONAL HOME REMODELING                   | NORTH HOLLYWOOD    | 728318      | 2/5/02  | 7090.1  |
| J B CONSTRUCTION                                | ANAHEIM            | 661319      | 3/18/02 | 7107, 7109(A), 7113, 7117.5(B), 7117.6, 7150.2, 7159(B, D, F, G, J, L)  |
| J M I CONSTRUCTION INC                          | HACIENDA HEIGHTS   | 742792      | 2/21/02 | 7085.6  |
| JOHN R VARNER                                   | HESPERIA           | 647597      | 3/15/02 | 7109(A), 7113, 7097, 7098, 7121, 7121.5   |
| KLUDJIAN DICK INC                               |                    |             |         |   |
| DBA BUILDERS CARPET SHOWROOM                    | SACRAMENTO         | 392565      | 2/1/02  | 7090.1  |
| KNIGHTS LANDSCAPING                             | SAN JOSE           | 763346      | 1/17/02 | 7112, 7097, 7098, 7121, 7121.5  |
| KUMMER ORNAMENTAL IRON WORKS INC                |                    |             |         |   |
| DBA KUMMER IRON WORKS                           | SANTA BARBARA      | 727919      | 2/25/02 | 7090.1  |
| KUSH CONSTRUCTION                               | RIVERSIDE          | 624168      | 3/28/02 | 7107, 7109(B), 7113, 7159(B, D, F, G, J, L), 7083, 7097, 7098, 7121, 7121.5                                       |
| LA JOLLA PAVING                                 | LA JOLLA           | 735881      | 2/21/02 | 7107, 7108, 7116, 7083, 7159(A, B, F, G, K, L), 7110, 7097, 7098, 7121, 7121.5                                    |
| LAWAL BUILDERS                                  | LOS ANGELES        | 640738      | 2/28/02 | 7085.6  |



## License Revocations

| Name   | City            | License No. | Date    | Sections Violated   |
|--|-----------------|-------------|---------|---|
| LNIV HOLDINGS, INC.* SDS CONSTR              | NEWPORT BEACH   | 761654      | 1/22/02 | 7107, 7109(A), 7113, 7115, 7030(A), 7159, 7097, 7098, 7121, 7121.5, 7122.5  |
| LOWERY WILLIAM E.                            | ORINDA          | 622721      | 1/17/02 | 7115/7030(A), 7030(B), 7030.5, 7117(B), 7120, 7097, 7098, 7121, 7121.5  |
| M K CONTRACTING                              | SACRAMENTO      | 592809      | 3/1/02  | 7090.1  |
| MAKELANI CONSTRUCTION CO                     | WESTMINSTER     | 754754      | 2/5/02  | 7090.1  |
| MAN OF THE SOIL LANDSCAPING                  | TUCSON          | 638609      | 3/1/02  | 7090.1  |
| MANT FLOOR COVERING                          | ANDERSON        | 692623      | 1/4/02  | 7097, 7098, 7121, 7121.5  |
| MAPLES & ASSOCIATES                          | MURRIETA        | 701704      | 3/1/02  | 7090.1  |
| MASON STEPHEN M                              | LOS ANGELES     | 280040      | 3/1/02  | 7090.1  |
| MASTERS APPLIANCE INSTALLATION               | SAN DIEGO       | 774341      | 2/21/02 | 7112, 7097, 7098, 7121, 7121.5  |
| MCCLEOD LANDSCAPE                            | OCEANSIDE       | 623843      | 1/2/02  | 7107, 7109(A, B), 7113, 7159(B, D, E, F, G, J, K, L), 7097, 7098, 7121, 7121.5  |
| MIKE FRANCISCO LANDSCAPING                   | EL CAJON        | 749364      | 3/28/02 | 7109(A), 7110, 7113, 7117.6, 7159(B, D, F, G, J, K, L), 7097, 7098, 7121, 7121.5  |
| MILROD SHEMUEL                               | WOODLAND HILLS  | 700718      | 2/21/02 | 7107, 7109(A, B), 7110, 7113, 7114, 7115, 7030(B), 7125(A), 7097, 7098, 7121, 7121.5  |
| MIRAGE ENTERPRISES                           | CANYON LAKE     | 699778      | 1/17/02 | 7109(A), 7113, 7117.6, 7159(B, D, J, K, L),   |
| MORALES DEVELOPMENT CO., GENERAL CONTRACTORS | LOS ANGELES     | 747051      | 3/28/02 | 7097, 7098, 7121, 7121.5, 7122.5  |
| MOUNTAIN TILE COMPANY                        | PLACERVILLE     | 624653      | 2/14/02 | 7085.6  |
| MYRON DEMOLITION & EXCAVATION                | SAN FRANCISCO   | 283349      | 2/1/02  | 7090.1  |
| NALL MARTY CONCRETE CONSTRUCTION             | LA MIRADA       | 746788      | 2/14/02 | 7090.1  |
| NEW DELTA DOOR COMPANY THE                   | CHATSWORTH      | 663378      | 2/7/02  | 7085.6  |
| NEWPORT ENGINEERING                          | NEWPORT BEACH   | 580311      | 2/5/02  | 7090.1  |
| NICOLAS M BENEDICTO                          | UNION CITY      | 593863      | 3/28/02 | 7071.11, 7107, 7109(A), 7113, 7115/7159/ 7097, 7098, 7121, 7121.5   |
| OAKCREST CONSTRUCTION INC                    |                 |             |         |   |
| DBA CARL BERGER CONSTRUCTION                 | SAN DIEGO       | 292528      | 2/18/02 | 7085.6  |
| PACIFIC WEST CONTRACTORS                     | MISSION VIEJO   | 340097      | 3/5/02  | 7090.1  |
| PATTERSON ALFRED S JR GEN CONTRACTR          | SIMI VALLEY     | 381780      | 2/5/02  | 7090.1  |
| PCS HOME IMPROVEMENT                         | LOS ANGELES     | 682305      | 1/5/02  | 7107, 7109(A), 7110, 7113, 7115, 7030(A), 7159, 7117(A), 7154, 7097, 7098, 7121, 7121.5   |
| PRESSON GUY DRYWALL                          | SANGER          | 335923      | 2/1/02  | 7090.1  |
| PRO ASPHALT CO                               | ALAMEDA         | 775268      | 3/8/02  | 7109(A), 7115, 7028, 7161(A), 7027.1, 7159(B, D, F, G, J, K, L), 7097, 7098, 7121, 7121.5   |
| PROCO STEEL INC                              | FONTANA         | 571995      | 2/1/02  | 7090.1  |
| PROFESSIONAL BUILDING CORP.                  | MIDWAY CITY     | 749518      | 3/18/02 | 7108, 7108.5, 7120, 7116, 7030(A), 7097, 7098, 7121, 7121.5, 7122   |
| PROFESSIONAL COATINGS                        | MIDWAY CITY     | 681600      | 3/18/02 | 7097, 7098, 7121, 7121.5  |
| PROWSE                                       | FONTANA         | 436012      | 2/1/02  | 7090.1  |
| RAY HARKER POOL CONSULTANT                   | ANAHEIM         | 401978      | 3/18/02 | 7107, 7109(A), 7113, 7115, 7159, 7117.6, 7097, 7098, 7121, 7121.5   |
| RAYMOND CONSTRUCTION CO                      | LOS ANGELES     | 714490      | 2/5/02  | 7090.1  |
| REANDRA REAL ESTATE CO., INC                 | BEVERLY HILLS   | 746401      | 3/28/02 | 7117(A), 7030(A, B), 7159(E), 7109(A), 7110, 7111.1, 7113, 7117.(b), 7097, 7098, 7121, 7121.5, 7122.5   |
| REGAL CONSTRUCTION                           | REDDING         | 423890      | 2/1/02  | 7090.1  |
| RENCO BUILDERS                               | HUNTINGTON PARK | 414265      | 2/18/02 | 7085.6  |
| RENIG INC DBA: ENVIRON                       | HERMOSA BEACH   | 758962      | 2/19/02 | 7112, 7123, 7118.5, 7110, 7114, 7097, 7098,   |
| ROYAL DECK & STAIR *                         |                 |             |         |   |
| ROYAL DECK & STAIR COATINGS                  | LOS ANGELES     | 702565      | 3/15/02 | 7109(A), 7110, 7113, 7115, 7027.1, 7159, 7154, 7097, 7098, 7121, 7121.5   |
| ROYALE DECK & STAIR WATERPROOFING CO         | LOS ANGELES     | 706614      | 3/15/02 | 7097, 7098, 7121, 7121.5  |
| RUBEN R. RODRIGUEZ                           | PALMDALE        | 495953      | 2/1/02  | 7109(A), 7113, 7115, 7159, 7117(A), 7117.5(B), 7117.6, 7097, 7098, 7121, 7121.5   |
| RUGBY FLOOR COVERING                         | REDDING         | 766399      | 1/4/02  | 7108, 7111.1, 7097, 7098, 7121, 7121.5, 7122.5  |
| RUSSELL E WOLFORD                            | MOORPARK        | 449109      | 3/21/02 | 7109(B), 7113, 7115, 7159, 7097, 7098, 7121, 7121.5   |
| SATURN CONSTRUCTION                          | MORGAN HILL     | 617432      | 3/29/02 | 7107, 7109(A), 7109(B), 7110, 7113, 7115/7030(A), 7030(B), 7159/7116, 7117(A), 7117.5(B), 7120, 7097, 7098, 7121, 7121.5                              |
| SB TILE                                      | THOUSAND OAKS   | 601681      | 2/21/02 | 7109(A), 7113, 7159(B, E, J), 7097, 7098, 7121, 7121.5  |
| SB WATER WORLS POOLS AND SPAS INC            | VAN NUYS        | 709549      | 2/1/02  | 7097, 7098, 7121, 7121.5, 7122.5  |
| SHEILA LYK                                   | YUCCA VALLEY    | 761654      | 1/22/02 | 7097, 7098, 7121, 7121.5  |
| SLAYTER BROTHERS INC                         | SAN DIEGO       | 623677      | 2/25/02 | 7090.1  |
| SOUTHLAND SPRINKLERS INC                     | LONG BEACH      | 492436      | 1/10/02 | 7083, 7068.1, 7071.11, 7110(1689.6 & 3700), 7107, 7109(A), 7113, 7108.5, 7116, 7159(B, E, F, G, J, K, L), 7125(B), 7097, 7098, 7121, 7121.5, 7122.5   |
| STRICKER ORGANIZATION INC                    | ESCONDIDO       | 471555      | 1/16/02 | 7123, 7097, 7098, 7121, 7121.5, 7122.5  |
| TARTAN POOL COMPANY INC                      | VAN NUYS        | 241341      | 2/1/02  | 7030, 7099.6(A), 7107, 7108, 7108.5, 7113, 7154, 7159(B, E, F, G, J, K, L)  |
| TAXSTAR INC DBA MCLOR CONSTRUCTION           | SAN DIEGO       | 741346      | 2/25/02 | 7090.1  |
| UNIVERSAL MECHANICAL CONTRACTORS             | HEALDSBURG      | 584458      | 3/1/02  | 7090.1  |
| WESLEY BURNETT DBA: ENVIRON                  | HERMOSA         | 529761      | 2/19/02 | 7121, 7121.5, 7118  |
| WHEELER QUALITY PAINTING                     | CERRITOS        | 537259      | 2/12/02 | 7085.6  |
| WHITE ORCHID CONSTRUCTION                    | LAKE ISABELLA   | 331937      | 3/1/02  | 7090.1  |
| WIZARD CONSTRUCTION INC                      | NAPA            | 607059      | 1/29/02 | 7090.1  |
| WORK IN PROGRESS                             | LONG BEACH      | 394230      | 1/10/02 | 7083, 7068.1, 7071.11, 7110, (1689.6 & 3700), 7107, 7109(A), 7113, 7108.5, 7116, 7159(B, E, F, G, J, K, L), 7125(B), 7097, 7098, 7121, 7121.5, 7122.5 |
| WORK IN PROGRESS                             | LONG BEACH      | 650962      | 1/10/02 | 7083, 7068.1, 7071.11, 7110, (1689.6&3700), 7107, 7109(A), 7113, 7108.5, 7116, 7159(B, E, F, G, J, K, L), 7125(B), 7097, 7098, 7121, 7121.5, 7122.5   |
| WORLD CONSTRUCTION COMPANY                   | UPLAND          | 751855      | 2/1/02  | 7109(A), 7110(106.1), 7113, 7117(A), 7161(E), 7030(A), 7159(B, D, E, F, J), 7097, 7098, 7121, 7121.5  |
| ZACHARY WILLIAMS                             | EL SEGUNDO      | 739553      | 3/12/02 | 7107, 7108, 7108.5, 7109(B), 7113, 7117.5, 7120, 7097, 7098, 7121, 7121.5   |

## Enforcement Actions

(Continued from page 1)

## One Year County Jail for Travelers Harry and Anthony John

As a result of a Contractors State License Board investigation, unlicensed contractors Harry and Anthony John pled *nolo contendere* on March 20 to felony counts of burglary, elder financial abuse and illegal use of a contractors license. The pair was ordered to pay nearly \$20,000 restitution to their victims and serve one year in the San Joaquin county jail. Each also received a felony strike, the first ever issued in California for contracting-related crimes. Three elderly victims received nearly \$20,000 restitution when a Board investigator delivered the checks on March 26.

In one case, while pointing to drops of water on her ceiling, Harry John solicited an elderly couple to repair their roof. After the couple paid him \$300 that day, Harry John drove the woman to a Manteca bank to cash a \$9,000 check. When the bank refused to cash her check, she withdrew \$4,000 from another bank and gave it to the crooks. Later, CSLB investigators arrived at the couple's home to find Anthony John and a small crew working on the roof. When Harry John joined the group, the two were arrested.

Travelers are usually unlicensed home repair contractors who work in organized groups, moving from town to town scamming consumers. Typically, they approach a business or homeowner and offer to perform work with materials they claim are left over from another job in the neighborhood. After a deal is made, the Travelers perform unnecessary, substandard or destructive work. They quickly move on, often before the homeowners know they've been ripped off.

## Paea Heloto Hausia to Pay \$42,000 Restitution and Serve Jail Sentence

Crime certainly didn't pay for Paea Heloto Hausia, an unlicensed contractor who in March pled guilty to seven criminal counts including felony grand theft, felony false use of a contractors license number and misdemeanor contracting without a license. A February sting operation conducted jointly by the Board, Concord police, and detectives for the Contra Costa County District Attorney's Office nabbed Hausia as he attempted to collect \$73,000 cash from an elderly woman for trumped-up landscaping bills. He had already cashed checks from her totaling \$77,000.

After meeting his victim in front of her newly re-sided home on January 14, Hausia conned her into hiring him to "upgrade" her landscaping. He then drastically over-charged for landscaping work performed below industry standards, during a two-week period in January. After one of the victim's checks bounced, Hausia demanded further payment in cash and harassed her by knocking on her window one night to remind her that he'd be back for an additional \$36,000. When he returned he increased his demand to \$73,000 cash.

For his offenses, Hausia received a 270 day county jail sentence, a six-year suspended prison sentence and five years probation. Furthermore, Hausia forfeited the contents of his bank account—more than \$42,000—to offset his restitution obligation.

## Home Improvement Certification Totals Continue to Grow



As of April 1, 2002 more than 153,000 contractors have added Home Improvement Certification (HIC) to their license. Nearly two years after the certification became mandatory, little more than one half of all licensed contractors are now certified.

HIC does not increase the scope of work allowed by a contractor's license, but instead, enables these contractors to contract with homeowners on home improvement projects. Without this important certification, it is illegal, even for an otherwise licensed contractor, to contract for home improvement work. The requirement applies to subs, too. Any subcontractor working on a home improvement project must also have his or her own HIC.

Your HIC status can also affect your bottom line. Many local building departments will now deny permits to contractors lacking HIC.

Don't delay. Log on to [www.cslb.ca.gov](http://www.cslb.ca.gov) to take the 20-question open-book exam today. Or if you prefer, order your hard-copy testing materials by calling the Board at (800) 321-CSLB (321-2752).

## Enforcement Monitor Submits Second Report

(Continued from page 1)

remedies available to consumers. The report summarizes this issue:

*"The overwhelming majority of experts we have consulted from CSLB, the Legislature, law enforcement agencies, consumer groups, and the construction industry believe that the present remedial provisions fail—more often than not—to adequately protect the consumers whose interests are CSLB's prime mandate.*

*"Reform of consumer remedies is an issue of great complexity, and has been the subject of numerous studies over a period of years. Virtually everyone agrees that the time for lengthy debate is past: Consumer remedies today are inadequate and the status quo is unacceptable. Concrete proposals for solutions should be the subject of legislation during the present session.*

*"The two most prominent features of the consumer remedies problem concern are (1) the issue of double payments (implicating issues of mechanic's lien rights and third-party claims on consumers), and (2) the issue of inadequate consumer restitution (insufficient redress or recovery for consumer harm and losses associated with improper contractor conduct)."*

*"Virtually everyone agrees that the time for lengthy debate is past: Consumer remedies today are inadequate and the status quo is unacceptable."*

The monitor recommended the legislature consider four consumer remedy proposals:

- A home improvement contractor's bond for the exclusive benefit of consumers, as part of the Home Improvement Certification program;
- A good faith payment defense for homeowners against lien claims in home improvement contracts of \$25,000 or less;
- Clarification of the payment standard applicable to the contractor's license bond;
- A new lien expungement provision to assist consumers with unjustified and void liens.

The legislature and interested parties will be discussing these proposals in the months ahead. For those interested in reviewing the entire report, visit the Board's Web site at [www.cslb.ca.gov](http://www.cslb.ca.gov).

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