

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
BOARD OF RESIDENTIAL BUILDERS AND
MAINTENANCE & ALTERATION CONTRACTORS

DEPARTMENT OF LICENSING AND
REGULATORY AFFAIRS,
CORPORATIONS, SECURITIES & COMMERCIAL
LICENSING BUREAU,

Docket No. 14-020042-CSCLB
Complaint No. 317518

Complainant,

v

JAMES D. COMPO INC.
JANET L. COMPO, QUALIFYING OFFICER
License No. 21-02-005608

Respondent.

FINAL ORDER

WHEREAS, this matter having come before the Michigan State Board of Residential Builders and Maintenance & Alteration Contractors, hereafter the "Board" on February 10, 2015;

WHEREAS, the Board having received a Hearing Report under MCL 339.514 for this case and the Board having considered the Findings of Fact and Conclusions of Law in the Hearing Report of Shawn Downey, Administrative Law Judge, dated October 10, 2014;

WHEREAS, the hearing report is hereby incorporated by reference;

WHEREAS, the Respondent having been found in violation of the Michigan Occupational Code, PA 299 of 1980, hereafter the "Code," or rules promulgated thereunder, and the Board having elected to exercise its authority pursuant to MCL 339.514 to impose penalties different than those recommended by the Administrative Law Judge, now, therefore,

IT IS ORDERED, that the following penalties authorized by Section 602 of the Code are imposed:

1. Respondent shall pay a FINE in the amount of One Thousand Dollars and 00/100 cents (\$1,000.00). The fine is payable to the State of Michigan and must be received by the Department by no later than Six (6) months from the mailing date of this Final Order. Complaint No. 317518 and 322929 must be clearly indicated on the check or money order, and the payment sent to the Department of Licensing and Regulatory Affairs, Corporations, Securities & Commercial Licensing Bureau, Final Order Monitoring, P.O. Box 30018, Lansing, Michigan 48909.
2. Respondent shall pay RESTITUTION in the amount of \$5,344.19 by certified check made payable to Rebecca Hayes within Six (6) months from the mailing date of this Final Order. Documentary proof of payment acceptable to the Department must be received by the Department by no later than the due date.

3. It is the intent of the Board that the fine and restitution be assessed one time in order to satisfy the Final Orders issued for complaint numbers 317518 and 322929. Once the fine and restitution in one of the Final Orders are satisfied, the fine and restitution in the other Final Order will be considered satisfied.

4. Failure to satisfy the fine and restitution requirements of this Final Order shall result in the SUSPENSION of the article 24 license held by Respondent. If the fine is paid and proof of restitution is received by the Department more than six (6) months from the date of the mailing of the Final Order but within twelve (12) months of the date of the mailing of the Final Order then the license will remain suspended for an additional thirty (30) days after the fine is paid and proof of restitution is received by the Department. If the fine is not paid and proof of restitution is not received by the Department within twelve (12) months from the date of the mailing of the Final Order then the license will remain suspended. No application for licensure, relicensure, reinstatement or renewal shall be considered or granted by the Department until the fine has been paid and proof of restitution has been received by the Department.

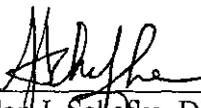
5. Respondent shall submit in writing to the Michigan Department of Licensing and Regulatory Affairs, Corporations, Securities & Commercial Licensing Bureau, Final Order Monitoring, P.O. Box 30018, Lansing, Michigan 48909, proof of compliance with each and every requirement of this Final Order, in a form acceptable to the Department.

This Final Order shall not be construed as limiting the Department of Licensing and Regulatory Affairs, any other agency of the State of Michigan, or any individual as to the use of a lawful method of collection of the payment imposed by this Final Order.

Failure to comply with the provisions of this Final Order is considered a violation of the Code pursuant to Section 604(k) and may result in further disciplinary action.

This Final Order is effective immediately upon its mailing.

Given under my hand at Okemos, Michigan, this 26th day of February, 2015.

BY: 
Alan J. Schelke, Director
Corporations, Securities & Commercial Licensing Bureau

Date mailed: February 26, 2015

Proof of Compliance should be filed with:
Department of Licensing and Regulatory Affairs
Corporations, Securities & Commercial Licensing Bureau
Final Order Monitoring
P.O. Box 30018
Lansing, MI 48909

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
BOARD OF RESIDENTIAL BUILDERS AND
MAINTENANCE & ALTERATION CONTRACTORS

DEPARTMENT OF LICENSING AND
REGULATORY AFFAIRS,
CORPORATIONS, SECURITIES & COMMERCIAL
LICENSING BUREAU,

Docket No. 14-025174-CSCLB
Complaint No. 319420

Complainant,

v

OAKCREST BUILDING GROUP INC.
STEVEN PATRICK LAROCCA, QUALIFYING OFFICER
License No. 21-02-181884

Respondent.

FINAL ORDER

WHEREAS, this matter having come before the Michigan State Board of Residential Builders and Maintenance & Alteration Contractors, hereafter the "Board" on February 10, 2015;

WHEREAS, the Board having received a Hearing Report under MCL 339.514 for this case and the Board having considered the Findings of Fact and Conclusions of Law in the Hearing Report of Peter L. Plummer, Administrative Law Judge, dated December 19, 2014;

WHEREAS, the hearing report is hereby incorporated by reference;

WHEREAS, the Respondent having been found in violation of the Michigan Occupational Code, PA 299 of 1980, hereafter the "Code," or rules promulgated thereunder, and the Board having elected to exercise its authority pursuant to MCL 339.514 to impose penalties different than those recommended by the Administrative Law Judge, now, therefore,

IT IS ORDERED, that the following penalties authorized by Section 602 of the Code are imposed:

1. Respondent shall pay a FINE in the amount of Two Thousand Dollars and 00/100 cents (\$2,000.00). The fine is payable to the State of Michigan and must be received by the Department by no later than Ninety (90) days from the mailing date of this Final Order. Complaint No. 319420 must be clearly indicated on the check or money order, and the payment sent to the Department of Licensing and Regulatory Affairs, Corporations, Securities & Commercial Licensing Bureau, Final Order Monitoring, P.O. Box 30018, Lansing, Michigan 48909.
2. Respondent shall pay RESTITUTION in the amount required to satisfy the judgment entered in the 41A Judicial District Court, Sterling Heights, Michigan in case no. S-11-1759-

GC within Ninety (90) days of the mailing date of this Final Order. Documentary proof of payment acceptable to the Department must be received by the Department by no later than the due date.

3. The Article 24 license of the Respondent shall be and hereby is IMMEDIATELY SUSPENDED upon issuance of this Final Order, until the fine and restitution are satisfied in full. No application for licensure, relicensure, reinstatement or renewal shall be considered or granted by the Department until the fine and restitution are satisfied in full.

4. Failure to comply with the fine and restitution requirements of this Final Order shall result in the REVOCATION of the article 24 license held by Respondent. No application for licensure, relicensure, reinstatement or renewal shall be considered or granted by the Department until all final orders have been satisfied in full.

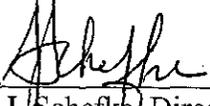
5. Respondent shall submit in writing to the Michigan Department of Licensing and Regulatory Affairs, Corporations, Securities & Commercial Licensing Bureau, Final Order Monitoring, P.O. Box 30018, Lansing, Michigan 48909, proof of compliance with each and every requirement of this Final Order, in a form acceptable to the Department.

This Final Order shall not be construed as limiting the Department of Licensing and Regulatory Affairs, any other agency of the State of Michigan, or any individual as to the use of a lawful method of collection of the payment imposed by this Final Order.

Failure to comply with the provisions of this Final Order is considered a violation of the Code pursuant to Section 604(k) and may result in further disciplinary action.

This Final Order is effective immediately upon its mailing.

Given under my hand at Okemos, Michigan, this 26th day of February, 2015.

BY: 
Alan J. Scheffe, Director
Corporations, Securities & Commercial Licensing Bureau

Date mailed: February 26 2015

Proof of Compliance should be filed with:
Department of Licensing and Regulatory Affairs
Corporations, Securities & Commercial Licensing Bureau
Final Order Monitoring
P.O. Box 30018
Lansing, MI 48909



STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

RICK SNYDER
GOVERNOR

MIKE ZIMMER
DIRECTOR

Complaint No.: 321776

DEPARTMENT OF LICENSING AND
REGULATORY AFFAIRS,
CORPORATIONS, SECURITIES &
COMMERCIAL LICENSING BUREAU,

Complainant,

V

STEVEN J. REINKE
License No. 21-01-127501

Respondent.

FINAL ORDER

WHEREAS, this matter having come before the Board of Residential Builders and Maintenance & Alteration Contractors, and

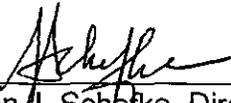
WHEREAS, Steven J. Reinke, License No. 21-01-127501, has agreed with the requirements, conditions and terms set forth with specificity in a Stipulation attached hereto, signed by Respondent, on October 23, 2014, Joseph H. Fields, Respondent's attorney, on October 23, 2014, and approved by Barrington Carr, Enforcement Division Director, on November 24, 2014, on behalf of the Corporations, Securities & Commercial Licensing Bureau, Department of Licensing and Regulatory Affairs.

NOW, THEREFORE, IT IS HEREBY ACKNOWLEDGED that the Board of Residential Builders and Maintenance & Alteration Contractors, pursuant to MCL 339.508(3); having considered and found said Stipulation acceptable, does hereby incorporate same by reference thereto in this Final Order.

LARA is an equal opportunity employer/program.
Auxiliary aids, services and other reasonable accommodations are available upon request to individuals with disabilities.

This Final Order is effective immediately upon its mailing.

Given under my hand at Okemos, Michigan, this 26th day of
February, 2015.

By: 
Alan J. Scherke, Director
Corporations, Securities & Commercial Licensing Bureau

Date mailed: February 26, 2015

Proof of Compliance Should be Filed With:

Department of Licensing and Regulatory Affairs
Corporations, Securities & Commercial Licensing Bureau
Regulatory Compliance Division - Final Order Monitoring
P.O. Box 30018
Lansing, MI 48909
Telephone: (517) 241-9272
Fax: (517) 241-9296

This is the last and final page of the Final Order in the matter of Steven J. Reinke, Complaint No. 321776, before the Board of Residential Builders and Maintenance & Alteration Contractors.

LARA is an equal opportunity employer/program.
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CORPORATIONS, SECURITIES & COMMERCIAL LICENSING BUREAU
P.O. BOX 30018 • LANSING, MICHIGAN 48909
www.michigan.gov/csl

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
CORPORATIONS, SECURITIES & COMMERCIAL LICENSING BUREAU

DEPARTMENT OF LICENSING AND
REGULATORY AFFAIRS,
CORPORATIONS, SECURITIES &
COMMERCIAL LICENSING BUREAU,
Complainant,

v

STEVEN J. REINKE
License No. 21-01-127501,
Respondent. /

Complaint No. 321776

Board: Residential Builders

STIPULATION

This matter was scheduled for a compliance conference on September 24, 2014, following the issuance of a Formal Complaint ("Complaint"), dated June 9, 2014, filed under the provisions of the Michigan Occupational Code, 1980 PA 299, MCL 339.101 et seq., against Steven J. Reinke ("Respondent") by the Department of Licensing and Regulatory Affairs, Corporations, Securities & Commercial Licensing Bureau ("Department").

In attendance at the conference were the following: James C. Nelson, Department Conferee, on behalf of the Department, Steven J. Reinke, Respondent, and Joseph H. Fields, attorney on behalf of the Respondent. All parties agree to the following:

1. Respondent admits to the following factual and legal violations alleged in the Complaint:

A. Respondent entered into a contract to perform services regulated by 1980 PA 299, as amended, with Rita Marsala Griffin on or about January 24, 2013.

B. Respondent, in performance of the contract, failed to comply with § R105.1, of the 2009 Michigan Residential Code, which was adopted pursuant to the Stille-DeRossett-Hale single state construction code act, effective March 9, 2011, contrary to MCL 339.2411(2)(e) and 2006 AACR, R 338.1551(5).

C. Respondent has violated a rule of conduct in practicing an occupation, contrary to MCL 339.604(c).

If there are other allegations in the Complaint, those allegations are hereby dismissed.

2. Respondent shall pay a FINE in the amount of **One Thousand Dollars (\$1000.00)**. This fine shall be paid by check or money order, with Complaint No. 321776 clearly indicated on the check or money order, made payable to the State of Michigan, within sixty (60) days of the date of mailing of the Final Order in this matter. This check or money order shall be mailed to the Department of Licensing and Regulatory Affairs, Corporations, Securities & Commercial Licensing Bureau, Final Order Monitoring, P.O. Box 30018, Lansing, Michigan 48909. Please note that the Department will not consent to any type of payment plan with Respondent that results in the last payment being made after the time frame specified in this Stipulation. In addition, once it has been overdue for six (6) months, the FINE will be referred to the Department of Treasury for collection action against Respondent.

3. Failure to comply with the terms set forth in this Stipulation within sixty (60) days of the date of mailing of the Final Order shall result in a **SUSPENSION** or **CONTINUED SUSPENSION** of all licenses or registrations held under **Article 24** of the Occupational Code by Respondent and in the denial of any license or registration renewal and the denial of future applications for licensure or registration. Unless otherwise specified in this Stipulation, requirements imposed on Respondent must be fulfilled within sixty (60) days of the date of mailing of a final order incorporating this Stipulation.

4. Failure to comply with the terms set forth in this Stipulation within six (6) months of the date of mailing of the Final Order shall result in a **REVOCATION** or **CONTINUED REVOCATION** of all licenses or registrations held under **Article 24** of the Occupational Code by Respondent. It shall also result in the denial of any license or registration renewal and the denial of future applications for licensure or registration.

5. Respondent agrees to submit written proof of having complied with each requirement of this Final Order, in a form acceptable to the Department, to the Michigan Department of

Licensing and Regulatory Affairs, Corporations, Securities & Commercial Licensing Bureau,
Final Order Monitoring, P.O. Box 30018, Lansing, MI 48909.

6. The parties considered the following factors in reaching this agreement:

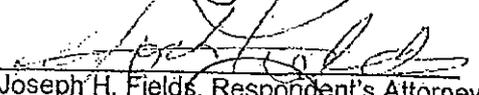
- A. Respondent desired to resolve the allegations without the need for and expense of an administrative hearing.
- B. Respondent has cooperated fully in the resolution of this Complaint.

7. **IT IS FURTHER STIPULATED**, by and between the parties hereto, that the Director of the Enforcement Division of the Corporations, Securities & Commercial Licensing Bureau, or designee, must approve this Stipulation before it is submitted to the Board for final approval. Should the Enforcement Division Director, or that person's designee, or the Board reject this Stipulation, the Department will schedule a contested case hearing in this matter without prejudice to either party.

8. Respondent understands and intends that by signing this Stipulation, Respondent is waiving the right, under the Occupational Code, supra, the associated administrative rules, and the Administrative Procedures Act, 1969 PA 306, MCL 24.201 et seq., to a hearing before an administrative law judge, at which the Department would be required to prove the charges set forth in the Complaint by presentation of evidence and legal authority and at which Respondent would be entitled to appear with or without an attorney to cross-examine all witnesses presented by the Department and to present such testimony or other evidence or legal authority deemed appropriate as a defense to the charges.

Agreed to: 
Steven J. Reinke, Respondent

Date: 10-23-14


Joseph H. Fields, Respondent's Attorney

Date: 10/23/14

Approved by: 
Barrington Carr, Director
Enforcement Division

Date: 11-24-14

Corporations, Securities & Commercial Licensing Bureau:

Drafted by: James C. Nelson, Regulatory Compliance Division

c. File



STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

RICK SNYDER
GOVERNOR

MIKE ZIMMER
DIRECTOR

Complaint No.: 321870

DEPARTMENT OF LICENSING AND
REGULATORY AFFAIRS,
CORPORATIONS, SECURITIES &
COMMERCIAL LICENSING BUREAU,

Complainant,

V

MICHELE LEONE
License No. 21-01-130192

Respondent.

FINAL ORDER

WHEREAS, this matter having come before the Board of Residential Builders and Maintenance & Alteration Contractors, and

WHEREAS, Michele Leone, License No. 21-01-130192, has agreed with the requirements, conditions and terms set forth with specificity in a Stipulation attached hereto, signed by Respondent, on January 16, 2015, Joseph P. Ciaramitaro, III, Respondent's attorney, on January 16, 2015, and approved by Barrington Carr, Enforcement Division Director, on January 22, 2015, on behalf of the Corporations, Securities & Commercial Licensing Bureau, Department of Licensing and Regulatory Affairs.

NOW, THEREFORE, IT IS HEREBY ACKNOWLEDGED that the Board of Residential Builders and Maintenance & Alteration Contractors, pursuant to MCL 339.508(3); having considered and found said Stipulation acceptable, does hereby incorporate same by reference thereto in this Final Order.

LARA is an equal opportunity employer/program.
Auxiliary aids, services and other reasonable accommodations are available upon request to individuals with disabilities.

This Final Order is effective immediately upon its mailing.

Given under my hand at Okemos, Michigan, this 26th day of February, 2015.

By: 
Alan J. Schefke, Director
Corporations, Securities & Commercial Licensing Bureau

Date mailed: February 26, 2015

Proof of Compliance Should be Filed With:

Department of Licensing and Regulatory Affairs
Corporations, Securities & Commercial Licensing Bureau
Regulatory Compliance Division - Final Order Monitoring
P.O. Box 30018
Lansing, MI 48909
Telephone: (517) 241-9272
Fax: (517) 241-9296

This is the last and final page of the Final Order in the matter of Michele Leone, Complaint No. 321870, before the Board of Residential Builders and Maintenance & Alteration Contractors.

LARA is an equal opportunity employer/program.
Auxiliary aids, services and other reasonable accommodations are available upon request to individuals with disabilities.

CORPORATIONS, SECURITIES & COMMERCIAL LICENSING BUREAU
P.O. BOX 30018 • LANSING, MICHIGAN 48909
www.michigan.gov/cscl

**STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
CORPORATIONS, SECURITIES & COMMERCIAL LICENSING BUREAU**

**DEPARTMENT OF LICENSING AND
REGULATORY AFFAIRS,
CORPORATIONS, SECURITIES &
COMMERCIAL LICENSING BUREAU,
Complainant,**

v

**MICHELE LEONE
License No. 21-01-130192,
Respondent. /**

Complaint No. 321870

Board: Residential Builders

STIPULATION

This matter was scheduled for a compliance conference on November 24, 2014, following the issuance of a Formal Complaint ("Complaint"), dated September 5, 2014, filed under the provisions of the Michigan Occupational Code, 1980 PA 299, MCL 339.101 et seq., against Michele Leone ("Respondent") by the Department of Licensing and Regulatory Affairs, Corporations, Securities & Commercial Licensing Bureau ("Department").

In attendance at the conference were the following: James C. Nelson, Department Conferee, on behalf of the Department and Michele Leone on behalf of the Respondent.

All parties agree to the following:

1. Respondent admits to the following factual and legal violations alleged in the Complaint:

A. On or about June 5, 2012, Respondent entered into a purchase agreement to sell to Otis Lockhart, a residential structure which was constructed by and under the license of Respondent and Empire Home Building Co. Inc. and which construction was regulated by the Occupational Code, 1980 PA 299, as amended.

B. Respondent has acted as agent, partner, or associate with Empire Home Building Co. Inc., an entity not licensed under 1980 PA 299, as amended, although required to be licensed pursuant to 1980 PA 299, supra, contrary to MCL 339.2411(2)(j).

C. Respondent has violated a rule of conduct in practicing an occupation, contrary to MCL 339.604(c).

If there are other allegations in the Complaint, those allegations are hereby dismissed.

2. Respondent shall pay a FINE in the amount of **One Thousand Two Hundred Fifty Dollars (\$1,250.00)**. This fine shall be paid by check or money order, with Complaint No. **321870** clearly indicated on the check or money order, made payable to the State of Michigan, within sixty (60) days of the date of mailing of the Final Order in this matter. This check or money order shall be mailed to the Department of Licensing and Regulatory Affairs, Corporations, Securities & Commercial Licensing Bureau, Final Order Monitoring, P.O. Box 30018, Lansing, Michigan 48909. Please note that the Department will not consent to any type of payment plan with Respondent that results in the last payment being made after the time frame specified in this Stipulation. In addition, once it has been overdue for six (6) months, the FINE will be referred to the Department of Treasury for collection action against Respondent.

3. Failure to comply with the terms set forth in this Stipulation within sixty (60) days of the date of mailing of the Final Order shall result in a **SUSPENSION** or **CONTINUED SUSPENSION** of all licenses or registrations held under **Article 24** of the Occupational Code by Respondent and in the denial of any license or registration renewal and the denial of future applications for licensure or registration. Unless otherwise specified in this Stipulation, requirements imposed on Respondent must be fulfilled within sixty (60) days of the date of mailing of a final order incorporating this Stipulation.

4. Failure to comply with the terms set forth in this Stipulation within six (6) months of the date of mailing of the Final Order shall result in a **REVOCATION** or **CONTINUED REVOCATION** of all licenses or registrations held under **Article 24** of the Occupational Code by Respondent. It shall also result in the denial of any license or registration renewal and the denial of future applications for licensure or registration.

5. Respondent agrees to submit written proof of having complied with each requirement of this Final Order, in a form acceptable to the Department, to the Michigan Department of

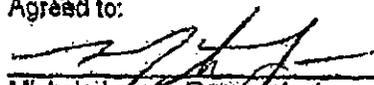
Licensing and Regulatory Affairs, Corporations, Securities & Commercial Licensing Bureau,
Final Order Monitoring, P.O. Box 30018, Lansing, MI 48909.

6. The parties considered the following factors in reaching this agreement:
- A. Respondent desired to resolve the allegations without the need for and expense of an administrative hearing.
 - B. Respondent has cooperated fully in the resolution of this Complaint.
 - C. Respondent has been licensed since January 11, 1996, with no previous disciplinary history.

7. **IT IS FURTHER STIPULATED**, by and between the parties hereto, that the Director of the Enforcement Division of the Corporations, Securities & Commercial Licensing Bureau, or designee, must approve this Stipulation before it is submitted to the Board for final approval. Should the Enforcement Division Director, or that person's designee, or the Board reject this Stipulation, the Department will schedule a contested case hearing in this matter without prejudice to either party.

8. Respondent understands and intends that by signing this Stipulation, Respondent is waiving the right, under the Occupational Code, supra, the associated administrative rules, and the Administrative Procedures Act, 1969 PA 306, MCL 24.201 et seq., to a hearing before an administrative law judge, at which the Department would be required to prove the charges set forth in the Complaint by presentation of evidence and legal authority and at which Respondent would be entitled to appear with or without an attorney to cross-examine all witnesses presented by the Department and to present such testimony or other evidence or legal authority deemed appropriate as a defense to the charges.

Agreed to:


Michele Leone, Respondent

Date: 1-16-15


Joseph P. Ciaramitaro III, Respondent's Attorney
Joseph P. Ciaramitaro, P.C.
42850 Garfield Suite 104
Clinton Township, Michigan 48038
(586)-286-4454

Date: 1-16-15

Corporations, Securities & Commercial Licensing Bureau:

Approved by:


Barrington Carr, Director
Enforcement Division

Date:

1/30/15

Drafted by: James C. Nelson, Regulatory Compliance Division



STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

RICK SNYDER
GOVERNOR

MIKE ZIMMER
DIRECTOR

Complaint No.: 321874

DEPARTMENT OF LICENSING AND
REGULATORY AFFAIRS,
CORPORATIONS, SECURITIES &
COMMERCIAL LICENSING BUREAU,

Complainant,

V

LEVI JUNIOR SMITH
D/B/A LEVI SMITH CONSTRUCTION
License No. 21-01-129861

Respondent.

FINAL ORDER

WHEREAS, this matter having come before the Board of Residential Builders and Maintenance & Alteration Contractors, and

WHEREAS, Levi Junior Smith, d/b/a Levi Smith Construction, License No. 21-01-129861, has agreed with the requirements, conditions and terms set forth with specificity in a Stipulation attached hereto, signed by Respondent, on December 12, 2014, and approved by Barrington Carr, Enforcement Division Director, on December 22, 2014, on behalf of the Corporations, Securities & Commercial Licensing Bureau, Department of Licensing and Regulatory Affairs.

NOW, THEREFORE, IT IS HEREBY ACKNOWLEDGED that the Board of Residential Builders and Maintenance & Alteration Contractors, pursuant to MCL 339.508(3); having considered and found said Stipulation acceptable, does hereby incorporate same by reference thereto in this Final Order.

LARA is an equal opportunity employer/program.
Auxiliary aids, services and other reasonable accommodations are available upon request to individuals with disabilities.

This Final Order is effective immediately upon its mailing.

Given under my hand at Okemos, Michigan, this 26th day of
February, 2015.

By: 
Alan J. Schefke, Director
Corporations, Securities & Commercial Licensing Bureau

Date mailed: February 26, 2015

Proof of Compliance Should be Filed With:

Department of Licensing and Regulatory Affairs
Corporations, Securities & Commercial Licensing Bureau
Regulatory Compliance Division - Final Order Monitoring
P.O. Box 30018
Lansing, MI 48909
Telephone: (517) 241-9272
Fax: (517) 241-9296

This is the last and final page of the Final Order in the matter of Levi Junior Smith, d/b/a Levi Smith Construction, Complaint No. 321874, before the Board of Residential Builders and Maintenance & Alteration Contractors.

LARA is an equal opportunity employer/program.
Auxiliary aids, services and other reasonable accommodations are available upon request to individuals with disabilities.

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
CORPORATIONS, SECURITIES & COMMERCIAL LICENSING BUREAU

DEPARTMENT OF LICENSING AND
REGULATORY AFFAIRS,
CORPORATIONS, SECURITIES &
COMMERCIAL LICENSING BUREAU,
Complainant,

v

LEVI JUNIOR SMITH
D/B/A LEVI SMITH CONSTRUCTION
License No. 21-01-129861,
Respondent.

Complaint No. 321874

Docket No. 14-016920-CSCLB

Board: Residential Builders

STIPULATION

This case was scheduled for a formal administrative hearing before the Michigan Administrative Hearing System ("MAHS"), following the issuance of a Formal Complaint ("Complaint"), dated June 9, 2014, filed under the provisions of the Michigan Occupational Code, 1980 PA 299, MCL 339.101 et seq., against LEVI JUNIOR SMITH, D/B/A LEVI SMITH CONSTRUCTION ("Respondent") by the Department of Licensing and Regulatory Affairs, Corporations, Securities & Commercial Licensing Bureau ("Department"). The Department and Respondent agreed to a settlement prior to the commencement of the hearing and the case was withdrawn from the MAHS hearing docket, without prejudice. The parties agree to the following:

1. Respondent admits to the following factual and legal allegations:
 - A. On or about July 17, 2013, Respondent entered into a contract to paint a manufactured home and carport. Respondent received a partial payment for services and Respondent did not complete the contracted services. The Department mailed a Notice to Respondent, dated October 21, 2013, which requested a written response.
 - B. Respondent failed to respond to the complaint in a timely manner, contrary to 2006 AACRS, R 338.1551(2).
 - C. Respondent violated a rule of conduct in practicing an occupation, contrary to MCL 339.604(c). *[re: rule violation in B]*
 - D. The Formal Complaint did not allege any other violations.

Stipulation: Levi Junior Smith, D/B/A Levi Smith Construction, Complaint No. 321874,
Docket No. 14-016920- CSCLB; Page 1 of 3

2. Respondent shall pay a FINE in the amount of Five Hundred Dollars (\$500.00). The fine shall be paid by cashier's check (check) or money order, with Complaint No. 321874 clearly indicated on the check or money order, made payable to the State of Michigan, and the Department must receive the fine payment within sixty (60) days of the date of mailing of the Final Order in this matter. The check or money order shall be mailed to the Department of Licensing and Regulatory Affairs, Corporations, Securities & Commercial Licensing Bureau, Final Order Monitoring, P.O. Box 30018, Lansing, Michigan 48909. Please note that the Department will not consent to any type of payment plan with Respondent that results in the last payment being made after the time frame specified in this Stipulation. In addition, in the event that the fine payment is overdue for six (6) months, the fine will be referred to the Department of Treasury for collection action against Respondent.

3. Failure to comply with the terms set forth in this Stipulation within sixty (60) days of the date of mailing of the Final Order shall result in a SUSPENSION or CONTINUED SUSPENSION of all licenses or registrations held under Article 24 of the Occupational Code by Respondent and in the denial of any license or registration renewal and the denial of future applications for licensure or registration.

4. Respondent agrees to submit written proof of having complied with each requirement of this Final Order, in a form acceptable to the Department, to the Michigan Department of Licensing and Regulatory Affairs, Corporations, Securities & Commercial Licensing Bureau, Final Order Monitoring, P.O. Box 30018, Lansing, MI 48909. Ph: (517) 241-9278; Fax: (517) 241-9296.

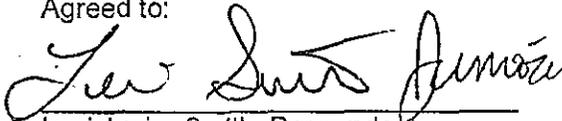
5. The parties considered the following factors in reaching this agreement:

- A. Respondent desired to resolve the allegations without the need for and expense of an administrative hearing and Respondent cooperated in the resolution of the Complaint.
- B. Respondent stated that the reason that he failed to respond to the Department was the result of being distracted while he was taking care of his wife who had been injured in a serious car accident.
- C. Respondent first became licensed on December 19, 1995 and the license is active (expiration: May 31, 2017). There is record of one (1) prior disciplinary action: Complaint No. 10464, Final Order dated February 2, 2004, in which Respondent settled via Stipulation that included a \$500 fine and \$1,928 restitution.

6. The Director of the Enforcement Division of the Corporations, Securities & Commercial Licensing Bureau, or designee, must approve this Stipulation before it is submitted to the Board for final approval. Should the Enforcement Division Director, or that person's designee, or the Board reject this Stipulation, the Department will schedule a contested case hearing in this matter without prejudice to either party.

7. Respondent understands and intends that by signing this Stipulation, Respondent is waiving the right, pursuant to the Occupational Code and associated administrative rules, and the Administrative Procedures Act, 1969 PA 306, MCL 24.201 et seq., to a hearing before an administrative law judge, at which the Department would be required to prove the allegations set forth in the Complaint by presentation of evidence and legal authority and at which Respondent would be entitled to appear with or without an attorney to cross-examine all witnesses presented by the Department and to present such testimony or other evidence or legal authority deemed appropriate as a defense to the allegations.

Agreed to:


Levi Junior Smith, Respondent

Date: 12-12-14

Federal Employer Identification No.

Attorney for Respondent (if applicable)

Date: _____

(Print) Attorney Name, Business Address & Telephone Number:

Corporations, Securities & Commercial Licensing Bureau:


Approved by: _____
Barrington Carr, Director
Enforcement Division

Date: 12-22-14

Drafted by: William D. Wilhelm, Jr., Regulatory Compliance Division

Stipulation: Levi Junior Smith, D/B/A Levi Smith Construction, Complaint No. 321874,
Docket No. 14-016920- CSCLB; Page 3 of 3

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
BOARD OF RESIDENTIAL BUILDERS AND
MAINTENANCE & ALTERATION CONTRACTORS

DEPARTMENT OF LICENSING AND
REGULATORY AFFAIRS,
CORPORATIONS, SECURITIES & COMMERCIAL
LICENSING BUREAU,

Docket No. 14-021282-CSCLB
Complaint No. 322173

Complainant,

v

ANTONIO M. RIGHI
License No. 21-01-089115

Respondent.

FINAL ORDER

WHEREAS, this matter having come before the Michigan State Board of Residential Builders and Maintenance & Alteration Contractors, hereafter the "Board" on February 10, 2015;

WHEREAS, the Board having received a Hearing Report under MCL 339.514 for this case and the Board having considered the Findings of Fact and Conclusions of Law in the Hearing Report of Tyra Wright, Administrative Law Judge, dated December 2, 2014;

WHEREAS, the hearing report is hereby incorporated by reference;

WHEREAS, the Respondent having been found in violation of the Michigan Occupational Code, PA 299 of 1980, hereafter the "Code," or rules promulgated thereunder, and the Board having elected to exercise its authority pursuant to MCL 339.514 to impose penalties different than those recommended by the Administrative Law Judge, now, therefore,

IT IS ORDERED, that the following penalties authorized by Section 602 of the Code are imposed:

1. Respondent shall pay a FINE in the amount of Five Hundred Dollars and 00/100 cents (\$500.00). The fine is payable to the State of Michigan and must be received by the Department by no later than Sixty (60) days from the mailing date of this Final Order. Complaint No. 322173 must be clearly indicated on the check or money order, and the payment sent to the Department of Licensing and Regulatory Affairs, Corporations, Securities & Commercial Licensing Bureau, Final Order Monitoring, P.O. Box 30018, Lansing, Michigan 48909.
2. Failure to comply with the terms of this Final Order within Sixty (60) days shall result in the SUSPENSION of the article 24 license held by Respondent and in the denial of any license or registration renewal and the denial of future applications for licensure or

registration. If the article 24 license is suspended for failure to pay the fine within 60 days of the mailing date of this Final Order and the fine payment is later received by the Department, the suspension will be lifted Thirty (30) days after payment is received by the Department. Respondent may not serve as the Qualifying Officer of any licensed corporate or business entity while any Article 24 license held by Respondent is in suspended or revoked status.

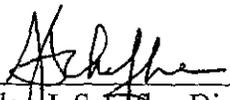
4. Respondent shall submit in writing to the Michigan Department of Licensing and Regulatory Affairs, Corporations, Securities & Commercial Licensing Bureau, Final Order Monitoring, P.O. Box 30018, Lansing, Michigan 48909, proof of compliance with each and every requirement of this Final Order, in a form acceptable to the Department.

This Final Order shall not be construed as limiting the Department of Licensing and Regulatory Affairs, any other agency of the State of Michigan, or any individual as to the use of a lawful method of collection of the payment imposed by this Final Order.

Failure to comply with the provisions of this Final Order is considered a violation of the Code pursuant to Section 604(k) and may result in further disciplinary action.

This Final Order is effective immediately upon its mailing.

Given under my hand at Okemos, Michigan, this 26th day of February, 2015.

BY: 
Alan J. Schefke, Director
Corporations, Securities & Commercial Licensing Bureau

Date mailed: February 26, 2015

Proof of Compliance should be filed with:
Department of Licensing and Regulatory Affairs
Corporations, Securities & Commercial Licensing Bureau
Final Order Monitoring
P.O. Box 30018
Lansing, MI 48909



STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

RICK SNYDER
GOVERNOR

MIKE ZIMMER
DIRECTOR

Complaint No.: 322184

DEPARTMENT OF LICENSING AND
REGULATORY AFFAIRS,
CORPORATIONS, SECURITIES &
COMMERCIAL LICENSING BUREAU,

Complainant,

V

JOSEPH DANIEL RADLICK
License No. 21-01-170519

Respondent.

FINAL ORDER

WHEREAS, this matter having come before the Board of Residential Builders and Maintenance & Alteration Contractors, and

WHEREAS, Joseph Daniel Radlick, License No. 21-01-170519, has agreed with the requirements, conditions and terms set forth with specificity in a Stipulation attached hereto, signed by Respondent, on December 23, 2014, and approved by Barrington Carr, Enforcement Division Director, on January 14, 2015, on behalf of the Corporations, Securities & Commercial Licensing Bureau, Department of Licensing and Regulatory Affairs.

NOW, THEREFORE, IT IS HEREBY ACKNOWLEDGED that the Board of Residential Builders and Maintenance & Alteration Contractors, pursuant to MCL 339.508(3); having considered and found said Stipulation acceptable, does hereby incorporate same by reference thereto in this Final Order.

LARA is an equal opportunity employer/program.
Auxiliary aids, services and other reasonable accommodations are available upon request to individuals with disabilities.

This Final Order is effective immediately upon its mailing.

Given under my hand at Okemos, Michigan, this 26th day of
February, 2015.

By: 
Alan J. Schefke, Director
Corporations, Securities & Commercial Licensing Bureau

Date mailed: February 26, 2015

Proof of Compliance Should be Filed With:

Department of Licensing and Regulatory Affairs
Corporations, Securities & Commercial Licensing Bureau
Regulatory Compliance Division - Final Order Monitoring
P.O. Box 30018
Lansing, MI 48909
Telephone: (517) 241-9272
Fax: (517) 241-9296

This is the last and final page of the Final Order in the matter of Joseph Daniel Radlick, Complaint No. 322184, before the Board of Residential Builders and Maintenance & Alteration Contractors.

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STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
CORPORATIONS, SECURITIES & COMMERCIAL LICENSING BUREAU

DEPARTMENT OF LICENSING AND
REGULATORY AFFAIRS,
CORPORATIONS, SECURITIES &
COMMERCIAL LICENSING BUREAU,

v

Docket No. 14-031094-CSCLB
Complaint No. 322184

JOSEPH DANIEL RADLICK
License No. 21-01-170519
_____ /

Board: Residential Builders and
Maintenance Alteration
Contractors

STIPULATION

This matter was scheduled for hearing before the Michigan Administrative Hearings Systems on December 29, 2014, pursuant to a Formal Complaint, hereafter "Complaint," filed in accordance with the provisions of the Michigan Occupational Code, 1980 PA 299, MCL 339.101 *et seq.*, against Joseph Daniel Radlick, Respondent, hereafter "Respondent," by the Department of Licensing and Regulatory Affairs. However, the parties reached an amicable settlement of said Complaint; therefore:

1. **IT IS STIPULATED**, by and between the parties that Respondent admits to the violations set forth in paragraphs four through seven of the Complaint.
2. Respondent admits to violations of MCL 339.2411(2)(a) and (j) and 339.604(c) of the Michigan Occupational Code, and 2006 AACRS, R 338.1551(2) of the Rules of the Residential Builders and Maintenance and Alteration Contractors in that he acted as an agent, partner or associate with an unlicensed entity that was required to be licensed; accepted a contract procured by the unlicensed entity; and failed to perform all terms of the contract.

3. **IT IS FURTHER STIPULATED**, by and between the parties that Respondent shall pay a FINE in the amount of ONE THOUSAND FIVE HUNDRED AND 00/100 DOLLARS (\$1,500.00). Said fine shall be paid by cashier's check or money order, with Complaint No. 322184 clearly indicated on the check or money order, made payable to the State of Michigan, within six months of the date of mailing of the Final Order in this matter. The check or money order shall be mailed to the Department of Licensing and Regulatory Affairs, Corporations, Securities & Commercial Licensing Bureau, Final Order Monitoring, P.O. Box 30018, Lansing, Michigan, 48909. Once the fine has been overdue for 6 months, the FINE will be transferred to the Department of Treasury for collection action against Respondent.

4. **IT IS FURTHER STIPULATED**, by and between the parties that Respondent shall make RESTITUTION in the amount of ONE THOUSAND FIVE HUNDRED AND 00/100 DOLLARS (\$1,500.00) by check or money order made payable to Alyce Mager, to an address provided by the Department when a Final Order is issued, within 60 days of the date the Final Order is mailed. Respondent agrees to submit written proof of having paid restitution, in a form acceptable to the Department, to: Michigan Department of Licensing and Regulatory Affairs, Corporations, Securities, and Commercial Licensing Bureau, Final Order Monitoring, P.O. Box 30018, Lansing, Michigan, 48909.

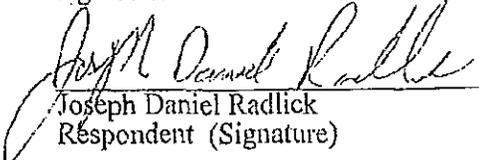
5. **IT IS FURTHER STIPULATED**, by and between the parties, that failure to comply with the terms set forth in this Stipulation shall result in a **SUSPENSION** or **CONTINUED SUSPENSION** of all licenses or registrations held by Respondent under Article 24 of the Occupational Code and in the denial of any license or registration renewal and in the denial of future applications for licensure or registration until compliance is made with the terms of this Stipulation.

Administrative Procedures Act, 1969 PA 306, MCL 24.201 et seq., to a hearing before an administrative law judge, at which the Department would be required to prove the charges set forth in the Complaint by presentation of evidence and legal authority and at which Respondent would be entitled to appear with or without an attorney to cross-examine all witnesses presented by the Department and to present such testimony or other evidence or legal authority deemed appropriate as a defense to said charges.

8. Factors to be considered in the resolution of this matter:

- A. Respondent contends a former employee stole the funds at issue, but recognizes he is ultimately responsible for compliance with the Code and wishes to resolve this matter without a hearing.

Agreed to:


Joseph Daniel Radlick
Respondent (Signature)

12-23-14
Date:

Corporations, Securities & Commercial Licensing Bureau
Approved by:


Barrington Carr
Enforcement Division Director

1-14-15
Date:



STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

RICK SNYDER
GOVERNOR

MIKE ZIMMER
DIRECTOR

DEPARTMENT OF LICENSING AND REGULATORY
AFFAIRS,
CORPORATIONS, SECURITIES & COMMERCIAL
LICENSING BUREAU,

Complaint No.: 322239

Complainant,

V

TRESNAK CONSTRUCTION INC.
THOMAS EDWARD TRESNAK, QUALIFYING OFFICER
License No. 21-02-088786

Respondent,

and

THOMAS EDWARD TRESNAK
License No. 21-01-066958

Complaint No.: 322240

Respondent.

FINAL ORDER

WHEREAS, this matter having come before the Board of Residential Builders and Maintenance & Alteration Contractors, and

WHEREAS, Tresnak Construction Inc., Thomas Edward Tresnak, Qualifying Officer, License No. 21-02-088786, and Thomas Edward Tresnak, License No. 21-01-066958, have agreed with the requirements, conditions and terms set forth with specificity in a Stipulation attached hereto, signed by Respondents, on December 8, 2014, and approved by Barrington Carr, Enforcement Division Director, on December 18, 2014, on behalf of the Corporations, Securities & Commercial Licensing Bureau, Department of Licensing and Regulatory Affairs.

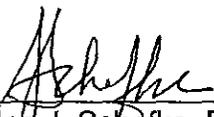
NOW, THEREFORE, IT IS HEREBY ACKNOWLEDGED that the Board of Residential Builders and Maintenance & Alteration Contractors, pursuant to MCL 339.508(3); having

LARA is an equal opportunity employer/program.
Auxiliary aids, services and other reasonable accommodations are available upon request to individuals with disabilities.

considered and found said Stipulation acceptable, does hereby incorporate same by reference thereto in this Final Order:

This Final Order is effective immediately upon its mailing.

Given under my hand at Okemos, Michigan, this 26th day of February, 2015.

By: 
Alan J. Schefke, Director
Corporations, Securities & Commercial Licensing Bureau

Date mailed: February 26, 2015

Proof of Compliance Should be Filed With:

Department of Licensing and Regulatory Affairs
Corporations, Securities & Commercial Licensing Bureau
Regulatory Compliance Division - Final Order Monitoring
P.O. Box 30018
Lansing, MI 48909
Telephone: (517) 241-9272
Fax: (517) 241-9296

This is the last and final page of the Final Order in the matters of Tresnak Construction Inc., Thomas Edward Tresnak, Qualifying Officer, Complaint No. 322239, and Thomas Edward Tresnak, Complaint No. 322240, before the Board of Residential Builders and Maintenance & Alteration Contractors.

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STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
CORPORATIONS, SECURITIES & COMMERCIAL LICENSING BUREAU

DEPARTMENT OF LICENSING AND
REGULATORY AFFAIRS,
CORPORATIONS, SECURITIES &
COMMERCIAL LICENSING BUREAU,
Complainant,

v

TRESNAK CONSTRUCTION INC.
THOMAS EDWARD TRESNAK, QUALIFYING OFFICER
License No. 21-02-088786,
Respondent,

Complaint No. 322239
Docket No. 14-013023

and

THOMAS EDWARD TRESNAK
License No. 21-01-066958,
Respondent.

Complaint No. 322240
Docket No. 14-012707

Board: Residential Builders

STIPULATION

This case was scheduled for a formal administrative hearing before the Michigan Administrative Hearing System ("MAHS"), following the issuance of a Formal Complaint ("Complaint"), dated May 8, 2014, filed under the provisions of the Michigan Occupational Code, 1980 PA 299, MCL 339.101 et seq., against against Tresnak Construction Inc., Thomas Edward Tresnak, Qualifying Officer, and Thomas Edward Tresnak ("Respondents") by the Department of Licensing and Regulatory Affairs, Corporations, Securities & Commercial Licensing Bureau ("Department"). The Department and Respondent agreed to a settlement prior to the commencement of the hearing and the case was withdrawn from the MAHS hearing docket, without prejudice. The parties agree to the following:

1. Respondent admits to the following factual and legal allegations:
 - A. Respondents entered into a contract, dated on or about September 12, 2012, for the replacement of a shingle roof on a residential home located in Lexington, Michigan.

B. The homeowner filed a complaint on or about November 14, 2013 and on or about December 6, 2013, Timothy B. Gardner, Building Inspector, Sanilac County, conducted a building inspection related to the complaint submitted by the homeowner.

~~C. Respondents failed to comply with §§ R903.2, R903.2.1, and R905.1 of the 2009 Michigan Residential Code, contrary to 2006 AACRS, R 338.1551(5).~~

D. Respondents violated a rule of conduct in practicing an occupation, contrary to MCL 339.604(c). [rule violation in B]

E. The Formal Complaint did not allege any other violations.

2. Respondents shall pay a FINE in the amount of Five Hundred Dollars (\$500.00). The fine shall be paid by cashier's check or money order, with Complaint Nos. 322239 and 322240 clearly indicated on the check or money order, made payable to the State of Michigan, and the fine payment must be received by the Department within sixty (60) days of the date of mailing of the Final Order in this matter. The check or money order shall be mailed to the Department of Licensing and Regulatory Affairs, Corporations, Securities & Commercial Licensing Bureau, Final Order Monitoring, P.O. Box 30018, Lansing, Michigan 48909. Please note that the Department will not consent to any type of payment plan with Respondents that results in the last payment being made after the time frame specified in this Stipulation. In addition, in the event that the fine payment is overdue for six (6) months, the fine will be referred to the Department of Treasury for collection action against Respondents.

3. Failure to comply with the terms set forth in this Stipulation within sixty (60) days of the date of mailing of the Final Order shall result in a SUSPENSION or CONTINUED SUSPENSION of all licenses or registrations held under Article 24 of the Occupational Code by Respondents and in the denial of any license or registration renewal and the denial of future applications for licensure or registration.

4. Respondents agree to submit written proof of having complied with each requirement of this Final Order, in a form acceptable to the Department, to the Michigan Department of Licensing and Regulatory Affairs, Corporations, Securities & Commercial Licensing Bureau, Final Order Monitoring, P.O. Box 30018, Lansing, MI 48909.

5. The parties considered the following factors in reaching this agreement:

A. Respondents desired to resolve the allegations without the need for and expense of an administrative hearing and cooperated in the resolution of this administrative Complaint.

~~B. Respondents noted that the Building Inspection Report found "no violation" regarding four (4) other items that the homeowner complained about.~~

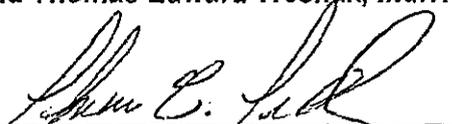
C. Respondents have no prior record of disciplinary action taken against their licenses. Tresnak Construction Inc. first became licensed on November 21, 1989 and Thomas Edward Tresnak first became licensed on January 17, 1984.

6. The Director of the Enforcement Division of the Corporations, Securities & Commercial Licensing Bureau, or designee, must approve this Stipulation before it is submitted to the Board for final approval. Should the Enforcement Division Director, or that person's designee, or the Board reject this Stipulation, the Department will schedule a contested case hearing in this matter without prejudice to either party.

7. Respondents understand and intend that by signing this Stipulation, Respondents are waiving the right, pursuant to the Occupational Code, associated administrative rules, and the Administrative Procedures Act, 1969 PA 306, MCL 24.201 et seq., to a hearing before an administrative law judge, at which the Department would be required to prove the allegations set forth in the Complaint by presentation of evidence and legal authority and at which Respondents would be entitled to appear with or without an attorney to cross-examine all witnesses presented by the Department and to present such testimony or other evidence or legal authority deemed appropriate as a defense to the allegations.

Agreed to:

On Behalf of Tresnak Construction Inc.
and Thomas Edward Tresnak, Individually


Thomas Edward Tresnak

Date: 12-8-14

38-2918675
Federal Employer Identification No.

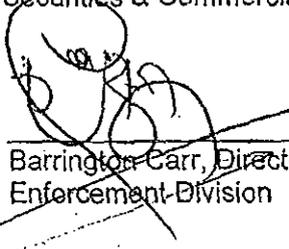
Attorney for Respondent (if applicable)

Date: _____

(Print) Attorney Name, Business Address & Telephone Number:

Corporations, Securities & Commercial Licensing Bureau:

Approved by: _____


Barrington Carr, Director
Enforcement Division

Date: _____

12-18-14

Drafted by: William D. Wilhelm, Jr., Regulatory Compliance Division



STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

RICK SNYDER
GOVERNOR

MIKE ZIMMER
DIRECTOR

DEPARTMENT OF LICENSING AND REGULATORY
AFFAIRS,
CORPORATIONS, SECURITIES & COMMERCIAL
LICENSING BUREAU,

Complaint No.: 322239

Complainant,

V

TRESNAK CONSTRUCTION INC.
THOMAS EDWARD TRESNAK, QUALIFYING OFFICER
License No. 21-02-088786

Respondent,

and

THOMAS EDWARD TRESNAK
License No. 21-01-066958

Complaint No.: 322240

Respondent.

FINAL ORDER

WHEREAS, this matter having come before the Board of Residential Builders and Maintenance & Alteration Contractors, and

WHEREAS, Tresnak Construction Inc., Thomas Edward Tresnak, Qualifying Officer, License No. 21-02-088786, and Thomas Edward Tresnak, License No. 21-01-066958, have agreed with the requirements, conditions and terms set forth with specificity in a Stipulation attached hereto, signed by Respondents, on December 8, 2014, and approved by Barrington Carr, Enforcement Division Director, on December 18, 2014, on behalf of the Corporations, Securities & Commercial Licensing Bureau, Department of Licensing and Regulatory Affairs.

NOW, THEREFORE, IT IS HEREBY ACKNOWLEDGED that the Board of Residential Builders and Maintenance & Alteration Contractors, pursuant to MCL 339.508(3); having

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Auxiliary aids, services and other reasonable accommodations are available upon request to individuals with disabilities.

considered and found said Stipulation acceptable, does hereby incorporate same by reference thereto in this Final Order.

This Final Order is effective immediately upon its mailing.

Given under my hand at Okemos, Michigan, this 26th day of February, 2015.

By: 
Alan J. Schefke, Director
Corporations, Securities & Commercial Licensing Bureau

Date mailed: February 26, 2015

Proof of Compliance Should be Filed With:

Department of Licensing and Regulatory Affairs
Corporations, Securities & Commercial Licensing Bureau
Regulatory Compliance Division - Final Order Monitoring
P.O. Box 30018
Lansing, MI 48909
Telephone: (517) 241-9272
Fax: (517) 241-9296

This is the last and final page of the Final Order in the matters of Tresnak Construction Inc., Thomas Edward Tresnak, Qualifying Officer, Complaint No. 322239, and Thomas Edward Tresnak, Complaint No. 322240, before the Board of Residential Builders and Maintenance & Alteration Contractors.

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STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
CORPORATIONS, SECURITIES & COMMERCIAL LICENSING BUREAU

DEPARTMENT OF LICENSING AND
REGULATORY AFFAIRS,
CORPORATIONS, SECURITIES &
COMMERCIAL LICENSING BUREAU,
Complainant,

v

TRESNAK CONSTRUCTION INC.
THOMAS EDWARD TRESNAK, QUALIFYING OFFICER
License No. 21-02-088786,
Respondent,

Complaint No. 322239
Docket No. 14-013023

and

THOMAS EDWARD TRESNAK
License No. 21-01-066958,
Respondent.

Complaint No. 322240
Docket No. 14-012707

Board: Residential Builders

STIPULATION

This case was scheduled for a formal administrative hearing before the Michigan Administrative Hearing System ("MAHS"), following the issuance of a Formal Complaint ("Complaint"), dated May 8, 2014, filed under the provisions of the Michigan Occupational Code, 1980 PA 299, MCL 339.101 et seq., against against Tresnak Construction Inc., Thomas Edward Tresnak, Qualifying Officer, and Thomas Edward Tresnak ("Respondents") by the Department of Licensing and Regulatory Affairs, Corporations, Securities & Commercial Licensing Bureau ("Department"). The Department and Respondent agreed to a settlement prior to the commencement of the hearing and the case was withdrawn from the MAHS hearing docket, without prejudice. The parties agree to the following:

1. Respondent admits to the following factual and legal allegations:
 - A. Respondents entered into a contract, dated on or about September 12, 2012, for the replacement of a shingle roof on a residential home located in Lexington, Michigan.

B. The homeowner filed a complaint on or about November 14, 2013 and on or about December 6, 2013, Timothy B. Gardner, Building Inspector, Sanilac County, conducted a building inspection related to the complaint submitted by the homeowner.

~~C. Respondents failed to comply with §§ R903.2, R903.2.1, and R905.1 of the 2009 Michigan Residential Code, contrary to 2006 AACRS, R 338.1551(5).~~

D. Respondents violated a rule of conduct in practicing an occupation, contrary to MCL 339.604(c). [rule violation in B]

E. The Formal Complaint did not allege any other violations.

2. Respondents shall pay a FINE in the amount of Five Hundred Dollars (\$500.00). The fine shall be paid by cashier's check or money order, with Complaint Nos. 322239 and 322240 clearly indicated on the check or money order, made payable to the State of Michigan, and the fine payment must be received by the Department within sixty (60) days of the date of mailing of the Final Order in this matter. The check or money order shall be mailed to the Department of Licensing and Regulatory Affairs, Corporations, Securities & Commercial Licensing Bureau, Final Order Monitoring, P.O. Box 30018, Lansing, Michigan 48909. Please note that the Department will not consent to any type of payment plan with Respondents that results in the last payment being made after the time frame specified in this Stipulation. In addition, in the event that the fine payment is overdue for six (6) months, the fine will be referred to the Department of Treasury for collection action against Respondents.

3. Failure to comply with the terms set forth in this Stipulation within sixty (60) days of the date of mailing of the Final Order shall result in a SUSPENSION or CONTINUED SUSPENSION of all licenses or registrations held under Article 24 of the Occupational Code by Respondents and in the denial of any license or registration renewal and the denial of future applications for licensure or registration.

4. Respondents agree to submit written proof of having complied with each requirement of this Final Order, in a form acceptable to the Department, to the Michigan Department of Licensing and Regulatory Affairs, Corporations, Securities & Commercial Licensing Bureau, Final Order Monitoring, P.O. Box 30018, Lansing, MI 48909.

5. The parties considered the following factors in reaching this agreement:

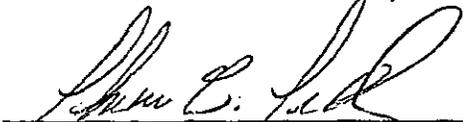
- A. Respondents desired to resolve the allegations without the need for and expense of an administrative hearing and cooperated in the resolution of this administrative Complaint.
- ~~B. Respondents noted that the Building Inspection Report found "no violation" regarding four (4) other items that the homeowner complained about.~~
- C. Respondents have no prior record of disciplinary action taken against their licenses. Tresnak Construction Inc. first became licensed on November 21, 1989 and Thomas Edward Tresnak first became licensed on January 17, 1984.

6. The Director of the Enforcement Division of the Corporations, Securities & Commercial Licensing Bureau, or designee, must approve this Stipulation before it is submitted to the Board for final approval. Should the Enforcement Division Director, or that person's designee, or the Board reject this Stipulation, the Department will schedule a contested case hearing in this matter without prejudice to either party.

7. Respondents understand and intend that by signing this Stipulation, Respondents are waiving the right, pursuant to the Occupational Code, associated administrative rules, and the Administrative Procedures Act, 1969 PA 306, MCL 24.201 et seq., to a hearing before an administrative law judge, at which the Department would be required to prove the allegations set forth in the Complaint by presentation of evidence and legal authority and at which Respondents would be entitled to appear with or without an attorney to cross-examine all witnesses presented by the Department and to present such testimony or other evidence or legal authority deemed appropriate as a defense to the allegations.

Agreed to:

**On Behalf of Tresnak Construction Inc.
and Thomas Edward Tresnak, Individually**



Thomas Edward Tresnak

Date: 12-8-14

38-2913675
Federal Employer Identification No.

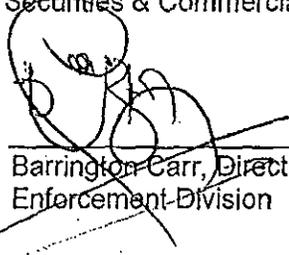
Attorney for Respondent (if applicable)

Date: _____

(Print) Attorney Name, Business Address & Telephone Number:

Corporations, Securities & Commercial Licensing Bureau:

Approved by: _____


Barrington Carr, Director
Enforcement Division

Date: _____

12-18-14

Drafted by: William D. Wilhelm, Jr., Regulatory Compliance Division

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
BOARD OF RESIDENTIAL BUILDERS AND
MAINTENANCE & ALTERATION CONTRACTORS

DEPARTMENT OF LICENSING AND
REGULATORY AFFAIRS,
CORPORATIONS, SECURITIES & COMMERCIAL
LICENSING BUREAU,

Docket No. 14-016928-CSCLB
Complaint No. 322299

Complainant,

v

JERRY LEE FULCHER JR.
License No. 21-01-096118

Respondent.

FINAL ORDER

WHEREAS, this matter having come before the Michigan State Board of Residential Builders and Maintenance & Alteration Contractors, hereafter the "Board" on February 10, 2015;

WHEREAS, the Board having received a Hearing Report under MCL 339.514 for this case and the Board having considered the Findings of Fact and Conclusions of Law in the Hearing Report of Peter L. Plummer, Administrative Law Judge, dated November 3, 2014;

WHEREAS, the hearing report is hereby incorporated by reference;

WHEREAS, the Respondent having been found in violation of the Michigan Occupational Code, PA 299 of 1980, hereafter the "Code," or rules promulgated thereunder, and the Board having elected to exercise its authority pursuant to MCL 339.514 to impose penalties different than those recommended by the Administrative Law Judge, now, therefore,

IT IS ORDERED, that the following penalties authorized by Section 602 of the Code are imposed:

1. Respondent shall pay a FINE in the amount of Two Thousand Dollars and 00/100 cents (\$2,000.00). The fine is payable to the State of Michigan and must be received by the Department by no later than Ninety (90) days from the mailing date of this Final Order. Complaint No. 322299 must be clearly indicated on the check or money order, and the payment sent to the Department of Licensing and Regulatory Affairs, Corporations, Securities & Commercial Licensing Bureau, Final Order Monitoring, P.O. Box 30018, Lansing, Michigan 48909.
2. Failure to comply with the terms of this Final Order within Ninety (90) days shall result in the SUSPENSION of the article 24 license held by Respondent and in the denial of any license or registration renewal and the denial of future applications for licensure or

registration. If the fine payment is received more than 90 days from the mailing date of this Final Order and within Six (6) months from the mailing date of this Final Order, the suspension will be lifted Thirty (30) days after payment is received by the Department. If the fine payment is not received within Six (6) months of the mailing date of this Final Order, the suspension will continue. Respondent may not serve as the Qualifying Officer of any licensed corporate or business entity while any Article 24 license held by Respondent is in suspended or revoked status.

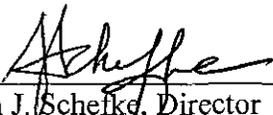
4. Respondent shall submit in writing to the Michigan Department of Licensing and Regulatory Affairs, Corporations, Securities & Commercial Licensing Bureau, Final Order Monitoring, P.O. Box 30018, Lansing, Michigan 48909, proof of compliance with each and every requirement of this Final Order, in a form acceptable to the Department.

This Final Order shall not be construed as limiting the Department of Licensing and Regulatory Affairs, any other agency of the State of Michigan, or any individual as to the use of a lawful method of collection of the payment imposed by this Final Order.

Failure to comply with the provisions of this Final Order is considered a violation of the Code pursuant to Section 604(k) and may result in further disciplinary action.

This Final Order is effective immediately upon its mailing.

Given under my hand at Okemos, Michigan, this 26th day of February, 2015.

BY: 
Alan J. Schelke, Director
Corporations, Securities & Commercial Licensing Bureau

Date mailed: February 26, 2015

Proof of Compliance should be filed with:
Department of Licensing and Regulatory Affairs
Corporations, Securities & Commercial Licensing Bureau
Final Order Monitoring
P.O. Box 30018
Lansing, MI 48909

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
BOARD OF RESIDENTIAL BUILDERS AND
MAINTENANCE & ALTERATION CONTRACTORS

DEPARTMENT OF LICENSING AND
REGULATORY AFFAIRS,
CORPORATIONS, SECURITIES & COMMERCIAL
LICENSING BUREAU,

Docket No. 14-020040-CSCLB
Complaint No. 322929

Complainant,

v

DAVID SCOTT COMPO
License No. 21-01-143264

Respondent.

FINAL ORDER

WHEREAS, this matter having come before the Michigan State Board of Residential Builders and Maintenance & Alteration Contractors, hereafter the "Board" on February 10, 2015;

WHEREAS, the Board having received a Hearing Report under MCL 339.514 for this case and the Board having considered the Findings of Fact and Conclusions of Law in the Hearing Report of Shawn Downey, Administrative Law Judge, dated October 10, 2014;

WHEREAS, the hearing report is hereby incorporated by reference;

WHEREAS, the Respondent having been found in violation of the Michigan Occupational Code, PA 299 of 1980, hereafter the "Code," or rules promulgated thereunder, and the Board having elected to exercise its authority pursuant to MCL 339.514 to impose penalties different than those recommended by the Administrative Law Judge, now, therefore,

IT IS ORDERED, that the following penalties authorized by Section 602 of the Code are imposed:

1. Respondent shall pay a FINE in the amount of One Thousand Dollars and 00/100 cents (\$1,000.00). The fine is payable to the State of Michigan and must be received by the Department by no later than Six (6) months from the mailing date of this Final Order. Complaint No. 317518 and 322929 must be clearly indicated on the check or money order, and the payment sent to the Department of Licensing and Regulatory Affairs, Corporations, Securities & Commercial Licensing Bureau, Final Order Monitoring, P.O. Box 30018, Lansing, Michigan 48909.
2. Respondent shall pay RESTITUTION in the amount of \$5,344.19 by certified check made payable to Rebecca Hayes within Six (6) months from the mailing date of this Final

Order. Documentary proof of payment acceptable to the Department must be received by the Department by no later than the due date.

3. Failure to satisfy the fine and restitution requirements of this Final Order will result in the SUSPENSION of the article 24 license held by the Respondent. If the fine is paid and proof of restitution is received by the Department more than six (6) months from the mailing date of the Final Order but within twelve (12) months of the date of the mailing of the Final Order then the license will remain suspended for an additional thirty (30) days after the fine is paid and proof of restitution is received by the Department. If the fine is not paid and proof of restitution is not received by the Department within twelve (12) months from the date of the mailing of the Final Order then the license will remain suspended.

4. No application for licensure, relicensure, reinstatement or renewal shall be considered or granted by the Department until the fine has been paid and proof of restitution has been received by the Department. Respondent may not serve as the Qualifying Officer of any licensed corporate or business entity while any Article 24 license held by Respondent is in suspended or revoked status

5. Respondent shall submit in writing to the Michigan Department of Licensing and Regulatory Affairs, Corporations, Securities & Commercial Licensing Bureau, Final Order Monitoring, P.O. Box 30018, Lansing, Michigan 48909, proof of compliance with each and every requirement of this Final Order, in a form acceptable to the Department.

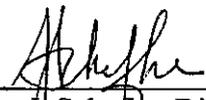
6. It is the intent of the Board that the fine and restitution be assessed one time in order to satisfy the Final Orders issued for complaint numbers 317518 and 322929. Once the fine and restitution in one of the Final Orders are satisfied, the fine and restitution in the other Final Order will be considered satisfied.

This Final Order shall not be construed as limiting the Department of Licensing and Regulatory Affairs, any other agency of the State of Michigan, or any individual as to the use of a lawful method of collection of the payment imposed by this Final Order.

Failure to comply with the provisions of this Final Order is considered a violation of the Code pursuant to Section 604(k) and may result in further disciplinary action.

This Final Order is effective immediately upon its mailing.

Given under my hand at Okemos, Michigan, this 26th day of February, 2015.

BY: 
Alan J. Scheffe, Director
Corporations, Securities & Commercial Licensing Bureau

Date mailed: February 26, 2015

Proof of Compliance should be filed with:

Department of Licensing and Regulatory Affairs
Corporations, Securities & Commercial Licensing Bureau
Final Order Monitoring
P.O. Box 30018
Lansing, MI 48909



STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

RICK SNYDER
GOVERNOR

MIKE ZIMMER
DIRECTOR

Complaint No.: 323043

DEPARTMENT OF LICENSING AND
REGULATORY AFFAIRS,
CORPORATIONS, SECURITIES &
COMMERCIAL LICENSING BUREAU,

Complainant,

V

THOMAS MARTIN WALIGORSKI
License No. 21-03-023003

Respondent.

FINAL ORDER

WHEREAS, this matter having come before the Board of Residential Builders and Maintenance & Alteration Contractors, and

WHEREAS, Thomas Martin Waligorski, License No. 21-03-023003, has agreed with the requirements, conditions and terms set forth with specificity in a Stipulation attached hereto, signed by Respondent, on January 5, 2015, and approved by Barrington Carr, Enforcement Division Director, on January 9, 2015, on behalf of the Corporations, Securities & Commercial Licensing Bureau, Department of Licensing and Regulatory Affairs.

NOW, THEREFORE, IT IS HEREBY ACKNOWLEDGED that the Board of Residential Builders and Maintenance & Alteration Contractors, pursuant to MCL 339.508(3); having considered and found said Stipulation acceptable, does hereby incorporate same by reference thereto in this Final Order.

LARA is an equal opportunity employer/program.
Auxiliary aids, services and other reasonable accommodations are available upon request to individuals with disabilities.

This Final Order is effective immediately upon its mailing.

Given under my hand at Okemos, Michigan, this 26th day of February, 2015.

By: 
Alan J. Scheffe, Director
Corporations, Securities & Commercial Licensing Bureau

Date mailed: February 26, 2015

Proof of Compliance Should be Filed With:

Department of Licensing and Regulatory Affairs
Corporations, Securities & Commercial Licensing Bureau
Regulatory Compliance Division - Final Order Monitoring
P.O. Box 30018
Lansing, MI 48909
Telephone: (517) 241-9272
Fax: (517) 241-9296

This is the last and final page of the Final Order in the matter of Thomas Martin Waligorski, Complaint No. 323043, before the Board of Residential Builders and Maintenance & Alteration Contractors.

LARA is an equal opportunity employer/program.
Auxiliary aids, services and other reasonable accommodations are available upon request to individuals with disabilities.

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
CORPORATIONS, SECURITIES & COMMERCIAL LICENSING BUREAU

DEPARTMENT OF LICENSING AND
REGULATORY AFFAIRS,
CORPORATIONS, SECURITIES &
COMMERCIAL LICENSING BUREAU,
Complainant,

v

THOMAS MARTIN WALIGORSKI
License No. 21-03-023003,
Respondent. /

Complaint No. 323043

Board: Residential Builders

STIPULATION

This matter was scheduled for a compliance conference on October 1, 2014, following the issuance of a Formal Complaint ("Complaint"), dated August 13, 2014, filed under the provisions of the Michigan Occupational Code, 1980 PA 299, MCL 339.101 et seq., against Thomas Martin Waligorski ("Respondent") by the Department of Licensing and Regulatory Affairs, Corporations, Securities & Commercial Licensing Bureau ("Department").

In attendance at the conference were the following: James C. Nelson, Department Conferee, on behalf of the Department, Thomas Martin Waligorski, on behalf of the Respondent. All parties agree to the following:

1. Respondent admits to the following factual and legal violations alleged in the Complaint:

A. Respondent entered into a contract to perform services regulated by 1980 PA 299, as amended, with Valencia Griffin on prior to October 18, 2012.

B. Respondent, in performance of the contract, failed to comply with §§ R105.1, R806, R905.2.8.3 and R905.2.8.4 of the 2009 Michigan Residential Code, which was adopted pursuant to the Stille-DeRossett-Hale single state construction code act, effective March 9, 2011, contrary to MCL 339.2411(2)(e) and 2006 AACS, R 338.1551(5).

C. Respondent failed to correct those items as justified within a reasonable time, contrary to 2006 AACRS, R 338.1551(4).

D. Respondent has violated a rule of conduct in practicing an occupation, contrary to MCL 339.604(c).

If there are other allegations in the Complaint, those allegations are hereby dismissed.

2. Respondent shall pay a FINE in the amount of **One Thousand Two Hundred Fifty Dollars (\$1,250.00)**. This fine shall be paid by check or money order, with Complaint No. 323043 clearly indicated on the check or money order, made payable to the State of Michigan, within sixty (60) days of the date of mailing of the Final Order in this matter. This check or money order shall be mailed to the Department of Licensing and Regulatory Affairs, Corporations, Securities & Commercial Licensing Bureau, Final Order Monitoring, P.O. Box 30018, Lansing, Michigan 48909. Please note that the Department will not consent to any type of payment plan with Respondent that results in the last payment being made after the time frame specified in this Stipulation. In addition, once it has been overdue for six (6) months, the FINE will be referred to the Department of Treasury for collection action against Respondent.

3. Failure to comply with the terms set forth in this Stipulation within sixty (60) days of the date of mailing of the Final Order shall result in a **SUSPENSION** or **CONTINUED SUSPENSION** of all licenses or registrations held under **Article 24** of the Occupational Code by Respondent and in the denial of any license or registration renewal and the denial of future applications for licensure or registration. Unless otherwise specified in this Stipulation, requirements imposed on Respondent must be fulfilled within sixty (60) days of the date of mailing of a final order incorporating this Stipulation.

4. Failure to comply with the terms set forth in this Stipulation within six (6) months of the date of mailing of the Final Order shall result in a **REVOCATION** or **CONTINUED REVOCATION** of all licenses or registrations held under **Article 24** of the Occupational Code by Respondent. It shall also result in the denial of any license or registration renewal and the denial of future applications for licensure or registration.

5. Respondent agrees to submit written proof of having complied with each requirement of this Final Order, in a form acceptable to the Department, to the Michigan Department of Licensing and Regulatory Affairs, Corporations, Securities & Commercial Licensing Bureau, Final Order Monitoring, P.O. Box 30018, Lansing, MI 48909.

6. The parties considered the following factors in reaching this agreement:

- A. Respondent desired to resolve the allegations without the need for and expense of an administrative hearing.
- B. Respondent has cooperated fully in the resolution of this Complaint.
- C. Respondent believes that he made significant efforts to resolve and satisfy the contractual dispute with the complaining person.
- D. Respondent first became licensed in November 12, 1991, and there were previous disciplinary action against the license.

7. **IT IS FURTHER STIPULATED**, by and between the parties hereto, that the Director of the Enforcement Division of the Corporations, Securities & Commercial Licensing Bureau, or designee, must approve this Stipulation before it is submitted to the Board for final approval. Should the Enforcement Division Director, or that person's designee, or the Board reject this Stipulation, the Department will schedule a contested case hearing in this matter without prejudice to either party.

8. Respondent understands and intends that by signing this Stipulation, Respondent is waiving the right, under the Occupational Code, supra, the associated administrative rules, and the Administrative Procedures Act, 1969 PA 306, MCL 24.201 et seq., to a hearing before an administrative law judge, at which the Department would be required to prove the charges set forth in the Complaint by presentation of evidence and legal authority and at which Respondent would be entitled to appear with or without an attorney to cross-examine all witnesses presented by the Department and to present such testimony or other evidence or legal authority deemed appropriate as a defense to the charges.

Agreed to:

Thomas M Waligorski
Thomas Martin Waligorski, Respondent

Date: 1-5-15

Corporations, Securities & Commercial Licensing Bureau:

Approved by:

[Signature]
Barrington Carr, Director
Enforcement Division

Date: 1-9-15

Drafted by: James C. Nelson, Regulatory Compliance Division

