

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

In the Matter of

KINGSMEN, INC.  
D/B/A KINGSMEN CONSTRUCTION  
License Number: 21-02-201853

File Number: 21-15-320786  
Docket Number: 15-039371

**FINAL ORDER**

On March 25, 2015, a Formal Complaint (Complaint) was executed that charged Kingsmen, Inc., d/b/a Kingsmen Construction (Respondent) with violating section(s) 604(c), 2411(2)(a), and 2411(2)(e) of the Occupational Code, 1980 PA 299, as amended; MCL 339.101 et seq.

An administrative hearing was held in this matter before an administrative law judge who, on August 11, 2015, issued a Hearing Report setting forth Findings of Fact and Conclusions of Law. On March 9, 2016, an Errata to Hearing Report was issued.

The Michigan Board of Residential Builders and Maintenance and Alteration Contractors (Board), having reviewed the administrative record, considered this matter at a regularly scheduled meeting held in Lansing, Michigan on June 14, 2016, and received the administrative law judge's Findings of Fact and Conclusions of Law in the Hearing Report and the Errata to Hearing Report. Therefore,

IT IS ORDERED that for violating section(s) 604(c), 2411(2)(a), and 2411(2)(e) of the Occupational Code, supra, Respondent's license to practice as a builder in the state of Michigan is REVOKED, commencing on the effective date of this Order.

IT IS FURTHER ORDERED that reinstatement of a license which has been revoked is not automatic and, in the event Respondent applies for reinstatement of the license, application shall be in accordance with section 411(5) of the Occupational Code, supra.

IT IS FURTHER ORDERED that, in accordance with sections 411(3)(c), 602(c), and 604(k) of the Occupational Code, supra, no application for licensure, renewal, relicensure, or reinstatement shall be granted until all final orders of the Board have been satisfied in full.

IT IS FURTHER ORDERED that for the cited violations Respondent is FINED \$5,000.00 to be paid to the State of Michigan within 60 days from the effective date of this Order.

IT IS FURTHER ORDERED that the fine shall be mailed to the **Department of Licensing and Regulatory Affairs, Legal Affairs Division, Compliance Section, P.O. Box 30189, Lansing, MI 48909**. The fine shall be paid by check or money order made payable to the State of Michigan, and the check or money order shall clearly display file number **21-15-320786**.

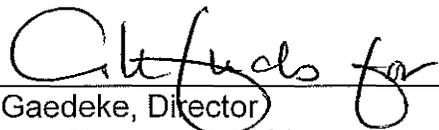
IT IS FURTHER ORDERED that in the event Respondent violates any provision of this Order, the Board may proceed to take disciplinary action pursuant to section 604(k) of the Occupational Code, supra.

This Final Order is a public record required to be published and made available to the public pursuant to section 11(1)(a) of the Michigan Freedom of Information Act, 1976 PA 442, as amended; MCL 15.241(1)(a).

IT IS FURTHER ORDERED that this Order shall be effective on the date signed by the Chairperson of the Board or authorized representative, as set forth below.

Dated: 8/3/2016

**MICHIGAN BOARD OF  
RESIDENTIAL BUILDERS AND  
MAINTENANCE AND ALTERATION  
CONTRACTORS**

By:   
Kim Gaedeke, Director  
Bureau of Professional Licensing

This is the final page of a Final Order in the matter of Kingsmen, Inc., d/b/a Kingsmen Construction, File Number 21-15-320786, Docket Number 15-039371, before the Michigan Board of Residential Builders and Maintenance and Alteration Contractors, consisting of three pages, this page included.

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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

Complaint No. 320786

Complainant,

v

KINGSMEN, INC.  
D/B/A KINGSMEN CONSTRUCTION  
License No. 21-02-201853

Respondent.

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FORMAL COMPLAINT

NOW COMES the Department of Licensing and Regulatory Affairs, Corporations, Securities & Commercial Licensing Bureau, Complainant, pursuant to MCL 339.101-605, and its rules promulgated thereunder, upon information and belief alleges as follows:

1. Kingsmen Inc., doing business as Kingsmen Construction, (Respondent), has, at all times relevant to this Complaint, been licensed as a residential builder under the Occupational Code, 1980 PA 299, as amended, Article 24; MCL 339.2401-2412. A certification of license status is attached hereto as Exhibit 1.
2. A Complaint against Respondent, conforming to the requirements of § 2411 of 1980 PA 299, as amended; MCL 339.2411 has been filed with the Department of Licensing and Regulatory Affairs by Ashim and Kalyani Aggrarwal and is attached hereto as Exhibit 2.
3. An authority charged with the enforcement of the laws governing construction of residential or residential and commercial buildings in the political subdivision in which the

building is located has submitted an evaluation of the Complaint submitted. This evaluation is attached hereto as Exhibit 3.

4. Respondent entered into a contract to perform services regulated by 1980 PA 299, as amended, with Ashim and Kalyani Aggrarwal on or about January 18, 2013, as evidenced by attached Exhibit 4.

5. Respondent accepted or performed a contract procured by Tony Richardson, a salesperson not licensed under a builder or contractor, contrary to 2006 AACCS, R 338.1536. A certification of license status is attached hereto as Exhibit 5.

6. Respondent, in performance of the contract referred to in paragraph four above, failed to comply with §§ R105.1, R105.8, R102.7.1, R113.1, R302.11, M1401.1 and E3401.4 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 AACCS, R 338.1551(5).

7. Respondent has, without legal excuse, failed to perform all terms of the contract, contrary to MCL 339.2411(2)(a).

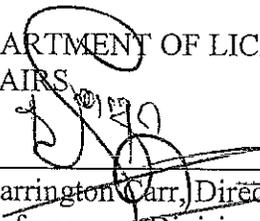
8. Respondent has violated a rule of conduct in practicing an occupation, contrary to MCL 339.604(c).

Based upon the conduct as aforesaid, Respondent has acted contrary to §§ 604(c) and 2411(2)(a) & (e) of the Occupational Code, 1980 PA 299, as amended; MCL 339.604(c) and MCL 339.2411(2)(a) & (e) and rules 36 and 51(5) of the Residential Builders and Maintenance and Alteration Contractors Board Rules, promulgated thereunder, being 2006 AACCS, R 338.1536 and 2006 AACCS, R 338.1551(5), constituting grounds for the assessment of a penalty as defined in § 602 of the Occupational Code.

WHEREFORE, Complainant, Department of Licensing and Regulatory Affairs, hereby commences proceedings pursuant to the Administrative Procedures Act of 1969, PA 306, as amended, MCL 24.201-328 and the Occupational Code, *supra*, to determine whether disciplinary action should be taken by the Department of Licensing and Regulatory Affairs, pursuant to the Occupational Code, for the reasons set forth herein.

DEPARTMENT OF LICENSING AND REGULATORY  
AFFAIRS

BY

  
Barrington Carr, Director  
Enforcement Division

Dated: 3-25-15

Responsive Pleadings Should Be Filed With:

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