

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

In the Matter of

HC HARROW COMPANIES INC.,  
License No. 21-02-212158

Complaint No. 21-16-331067

CONSENT ORDER AND STIPULATION

CONSENT ORDER

A formal complaint was filed on May 11, 2017 charging HC Harrow Companies Inc. (Respondent) with having violated sections 604(b), 604(c), 604(d), 604(f) and 604(h) of the Occupational Code, 1980 PA 299, as amended, MCL 339.101 *et seq.*

The parties have stipulated that the Board may enter this consent order and that the facts alleged in the Formal Complaint are true and constitute a violations of sections 604(b), 604(c), and 604(d) of the Occupational Code. The Board has reviewed the stipulation contained in this document and agrees that the public interest is best served by resolution of the outstanding complaint.

Accordingly, for these violations, IT IS ORDERED:

Respondent is FINED Two Thousand and 00/100 Dollars (\$2,000.00) to be paid by check, money order or cashier's check made payable to the State of Michigan (with complaint number 21-16-331067 clearly indicated on the check or money order), and shall be payable within sixty (60) days. If Respondent fails to

timely pay fine, his license shall be suspended. The timely payment of the fine shall be Respondent's responsibility. Respondent shall mail the fine to: Department of Licensing and Regulatory Affairs, Bureau of Professional Licensing, Enforcement Division, Compliance Section, P.O. Box 30189, Lansing, Michigan 48909.

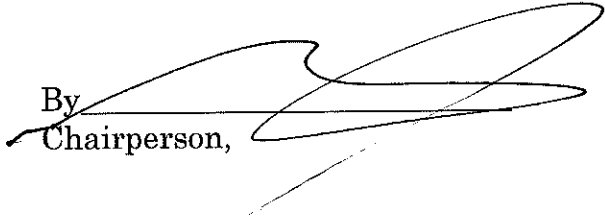
Counts IV and V of the complaint, alleging a violation of sections 604(f) and 604(h) of the Occupational Code, are DISMISSED.

Respondent shall be responsible for the timely compliance with the terms of this consent order, including the timely filing of any documentation. Failure to comply within the time limitations provided will constitute a violation of this order.

This order shall be effective thirty days from the date signed by the Chairperson or the Chairperson's designee, as set forth below.

Signed on 12/12/17

MICHIGAN BOARD OF RESIDENTIAL  
BUILDERS MAINTENANCE AND  
ALTERATION CONTRACTORS

By   
Chairperson,

STIPULATION

The parties stipulate as follows:

1. The facts alleged in the complaint are true and constitute a violation of the Occupational Code.

2. The Director of the Bureau of Professional Licensing, or her designee, must approve this consent order and stipulation before it is submitted to the Board for final approval.

3. Respondent understands and intends that, by signing this stipulation, he is waiving the right under the Occupational Code, rules promulgated under the Occupational Code, and the Administrative Procedures Act of 1969, 1969 PA 306, as amended, MCL 24.201 *et seq.*, to require the Department to prove the charges set forth in the complaint by presentation of evidence and legal authority, and to present a defense to the charges. Should the Board reject the proposed consent order, the parties reserve the right to proceed to hearing.

4. The Board may enter the above Consent Order, supported by Board conferee Mark K. Wahl. Mr. Wahl or an attorney from the Licensing and Regulation Division may discuss this matter with the Board in order to recommend acceptance of this resolution.

5. Mr. Wahl and the parties considered the following factors in reaching this agreement:

A. Respondent takes full responsibility for the two incidents and will pay the fine promptly.

B. Respondent is currently a fully licensed (license #21-02-212158) builder company in the State of Michigan.

By signing this stipulation, the parties confirm that they have read, understand and agree with the terms of the consent order.

AGREED TO BY:



Graham H. Filler (P74995)  
Assistant Attorney General  
Attorney for Complainant  
Dated: 9-18-17

AGREED TO BY:



HC Harrow Companies, Inc.  
Kevin Scott Harrow, Owner  
Respondent  
Dated: 9/18/17

Bureau of Professional Licensing  
Approved by:

  
Kim Gaedeke, Director

09/21/2017  
Date

STATE OF MICHIGAN  
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
BUREAU OF PROFESSIONAL LICENSING

In the Matter of

HC HARROW COMPANIES,  
Kevin Scott Harrow, Owner  
License No. 21-02-212158,  
Respondent.

Complaint No. 21-16-331067  
(Consolidated with 21-16-329875)

**Board: Residential Builders  
Maintenance & Alteration  
Contractor**

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FORMAL COMPLAINT

NOW COMES Bill Schuette, Attorney General, through Graham H. Filler, Assistant Attorney General, on behalf of the Department of Licensing and Regulatory Affairs, Bureau of Professional Licensing, Complainant, pursuant to the Occupational Code, as amended, MCL 339.101 *et seq*, and its rules promulgated thereunder, files this Formal Complaint against HC Harrow Companies, Respondent, upon information and belief alleges as follows:

1. The Board of Residential Builders Maintenance & Alteration Contractors is an administrative agency established under Article 24 of the Occupational Code, MCL 330.101 *et seq*.
2. Beginning on April 18, 2016, Respondent was licensed as a Residential Builder Company pursuant to Article 24 of the Occupational Code, MCL 339.2401-2412.

3. Section 604(b) of the Code subjects a licensee to sanction for “fraud, deceit, or dishonesty in practicing an occupation.”

4. Section 604(c) of the Code requires the Board to penalize a licensee for violating a rule of conduct of an occupation.

5. Section 604(d) of the Code subjects a licensee to sanction for lack of good moral character.

6. Section 604(f) of the Code subjects a licensee to sanction false advertising.

7. Section 604(h) of the Code requires the Board to penalize a licensee for violating any other provision of this act or a rule promulgated under the Code for which a penalty is not otherwise prescribed.

8. Section 602 of the Code authorizes the Board to impose sanctions against a licensee if, after opportunity for a hearing, the licensee is found to have violated one or more of the subdivisions contained in section 604 of the Code.

9. Section 514 of the Code authorizes the Board to assess penalties against licensees under section 602 of the Code based on an administrative law hearings examiner’s hearing report.

### FACTUAL ALLEGATIONS

#### Contract and Complaint

10. On or about January 14, 2016, Respondent contracted with John [redacted] for insulation and vent work to be done at [redacted] Drive, Troy, Michigan

48083. At the time of contract, the Respondent did not have a residential builder's license.

11. At the time the contract was signed in January, Respondent provided a contract form to Mr. [redacted] for signature. The contract had details of the job and included an "Accredited Business by the Better Business Bureau" logo on it. However, Respondent was not accredited by the Better Business Bureau (BBB) at the time of contracting with Mr. [redacted] in January 2016. According to the BBB, Respondent applied for accreditation to the BBB in August of 2016, but was denied due to having multiple unresolved and unanswered complaints against its license.

12. Respondent began work during January of 2016 and continued the work through March of 2016. During the time that Respondent contracted with Mr.

Mr. [redacted] reported numerous issues with the workmanship and professional behavior by Respondent:

- a. Respondent cancelled scheduled appointments numerous times, stating to Mr. [redacted] that he would show up and then failing to show up.
- b. Respondent told Mr. [redacted] that if he contracted with Respondent, Mr. [redacted] would receive an energy rebate. Mr. [redacted] contacted DTE and Consumers Energy and found his home was not eligible for any rebates.
- c. Respondent failed to remove old insulation as the contract called for.

13. Mr. [redacted] filed a complaint with the City of Troy in March of 2016, unhappy with the quality and craftsmanship of Respondent's work. The City of Troy looked into the complaint and found that Respondent had failed to register with the City of Troy and had also not applied for permits to install insulation and vents.

Conviction

14. On or about December 9, 2014, Respondent's owner Kevin Harrow did insulation work for the family at Drive, Sterling Heights, MI 48314.

15. The paid approximately \$4,000.00 for the insulation work done by Respondent. When Mr. reviewed the work done, he found that no insulation had been put in his walls. Mr. filed a criminal complaint with the Sterling Heights Police Department. An investigation was commenced and Respondent's owner, Kevin Harrow, was arrested and charged with Fraud by False Pretenses.

16. On May 3, 2016, in 41A District Court of Sterling Heights, in case number 16-2146P, Respondent's owner Kevin Harrow pled guilty and was convicted of the following misdemeanor: "False Pretenses – Attempt - \$200 or more but less than \$1,000." Respondent was fined \$2,600.

COUNT I

17. Respondent's conduct, as described above, demonstrates practicing deceit or dishonesty in practicing an occupation, in violation of section 339.604(b) of the Code.

COUNT II

18. Respondent's conduct, as described above, demonstrates practicing an occupation without possessing a license, contrary to R 339.601(1), in violation of section 604(c) of the Code.

COUNT III



19. Respondent's conduct, as described above, demonstrates lack of good moral character, in violation of section 604(d) of the Code.

COUNT IV

20. Respondent's conduct, as described above, demonstrates false advertising, in violation of section 604(f) of the Code.

COUNT V

21. Respondent's conduct, as described above, constitutes a violation of the building laws of this state or of a political subdivision of this state, contrary to R 339.2411(e), in violation of section 604(h) of the Code.

WHEREFORE, Complainant, Department of Licensing and Regulatory Affairs, hereby commences proceedings pursuant to the Administrative Procedures Act of 1969, 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.

Any written response shall be submitted to the Bureau of Professional Licensing, Department of Licensing and Regulatory Affairs, P.O. Box 30670,

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Lansing, Michigan, 48909, with a copy to the undersigned assistant attorney general.

Respectfully submitted,

BILL SCHUETTE  
Attorney General

By \_\_\_\_\_  
Graham H. Filler (P74995)  
Assistant Attorney General  
Licensing & Regulation Division  
P.O. Box 30758  
Lansing, MI 48909  
Phone (517) 373-1146; Fax (517) 241-1997

Dated: May 13, 2017

LF: 2017-0173466-B/HC Harrow Companies Inc., 331067/Complaint – Formal – 2017-05-03