

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

RYAN DOUGLAS GARN
QUALIFYING OFFICER
License No. 21-01-165077,
Respondent.

Docket No. 17-003875
File No. 21-16-328906

AND

GARN RESTORATION SERVICES, INC.
License No. 21-02-177352,
Respondent.

Docket No. 17-003876
File No. 21-16-328905

FINAL ORDER

On January 10, 2017, the Department of Licensing and Regulatory Affairs executed a Formal Complaint charging Respondents with violating the Occupational Code, MCL 339.101 *et seq.*

An administrative hearing was held in this matter before an administrative law judge who, on May 12, 2017, issued a Hearing Report setting forth Findings of Fact and Conclusions of Law.

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 December 12, 2017, and received the administrative law judge's Findings of Fact and Conclusions of Law in the Hearing Report.

IT IS ORDERED that for violating MCL 339.2411(2)(l)¹, Respondents are jointly and severally FINED \$5,000.00 to be paid to the State of Michigan within 30 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, Enforcement 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 numbers **21-16-328905 and 21-16-328906**.

IT IS FURTHER ORDERED that Respondents shall satisfy the judgement ordered by the State of Michigan, 55th Judicial District Court, Mason, Michigan, in case number 16-0366-SC.

IT IS FURTHER ORDERED that Respondents shall submit satisfactory written evidence of satisfying the judgement, as set forth above, within 30 days from the effective date of this Order to the **Department of Licensing and Regulatory Affairs, Enforcement Division, Compliance Section, P.O. Box 30670, Lansing, MI 48909**.

IT IS FURTHER ORDERED that in the event Respondents fail to pay the fine and provide satisfactory written evidence of satisfying the judgement within 30 days as set forth above, the fine will increase to \$8,000.00.

¹ There is an obvious typographical error on page five, paragraphs seven and eight, of the Hearing Report in which section 2211(2)(l) of the Occupational Code is cited. The correct section of the Occupational Code, 2411(2)(l), is cited on page one of the Hearing Report.

IT IS FURTHER ORDERED that, in accordance with MCL 339.411(3)(c), 339.602(c) and 339.604(k), no application for licensure, renewal, relicensure, or reinstatement shall be granted until all final orders of the Board have been satisfied in full.

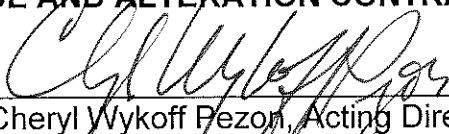
IT IS FURTHER ORDERED that in the event Respondents violate any provision of this Order, the Board may proceed to take disciplinary action pursuant to MCL 339.604(k).

This Final Order is a public record required to be published and made available to the public pursuant to the Michigan Freedom of Information Act, MCL 15.231 *et seq.*

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: 1/11/18

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

By: 
Cheryl Wykoff Pezon, Acting Director
Bureau of Professional Licensing

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

GARN RESTORATION SERVICES, INC
License Number: 21-02-177352

and

RYAN DOUGLAS GARN,
QUALIFYING OFFICER
License Number: 21-01-165077

File Numbers: 21-16-328905
21-16-328906

FORMAL COMPLAINT

The Michigan Department of Licensing and Regulatory Affairs (Department) by Kim Gaedeke, Director, Bureau of Professional Licensing, files this Complaint against Garn Restoration Services Inc and Ryan Douglas Garn (Respondents) as follows:

1. The Michigan Board of Residential Builders and Maintenance and Alteration Contractors (Board) is an administrative agency established by the Occupational Code, MCL 339.101 et seq. Pursuant to section 602 of the Occupational Code, supra, the Board is empowered to penalize licensees for violations of the Occupational Code.

2. Garn Restoration Services, Inc is licensed as a residential builder company and Ryan Douglas Garn, is licensed as an individual builder in the state of

Michigan. Ryan Douglas Garn is designated as the qualifying officer of Garn Restoration Services, Inc.

3. On March 18, 2016, the 55th Judicial District Court in Mason, Michigan, issued a Judgment ordering Respondents to pay \$3,623.40 in case number 16-0366-SC. A copy of the Judgment, marked Exhibit A, is attached and incorporated.

4. Respondents failed to pay the money as required by the Judgment.

COUNT I

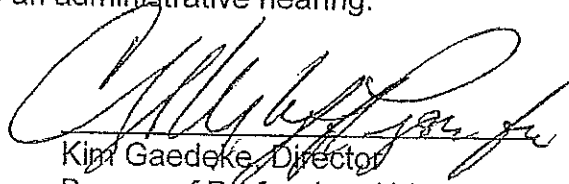
Respondents' conduct, as described above, evidences a failure to satisfy a judgment or lien, in violation of section 2411(2)(l) of the Occupational Code, supra.

Department requests that this Complaint be served upon Respondents and that Respondents be offered an opportunity to show compliance with all lawful requirements for retention of the license. If compliance is not shown, Department further requests that formal proceedings be commenced pursuant to the Occupational Code, rules promulgated under, and the Administrative Procedures Act, MCL 24.201 et seq.

Pursuant to section 508(2) of the Occupational Code, supra, Respondents have 15 days from the date of receipt of this Complaint to notify Department of Respondents' decision to either negotiate a settlement of this matter, to demonstrate compliance with the Occupational Code, or to request an administrative hearing. Written

notification of Respondents' selection shall be submitted to Kim Gaedeke, Director, Bureau of Professional Licensing, Department of Licensing and Regulatory Affairs, P.O. Box 30670, Lansing, MI 48909. If Respondents fail to submit written notification within 15 days, this matter shall proceed to an administrative hearing.

Dated: 1/10/17


Kim Gaedeke, Director
Bureau of Professional Licensing

Attachment

MFV