

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

SIGNATURE CONSTRUCTION & DESIGN, LLC
JASON E. HUBBLE, QUALIFYING OFFICER
License Number: 21-02-184267

File Number: 21-15-325847

AND

JASON E. HUBBLE
License Number: 21-01-190564

File Number: 21-15-325848

FINAL ORDER

On May 18, 2015, a Formal Complaint (Complaint) was executed that charged Signature Construction & Design, LLC and Jason E. Hubble (Respondents) with violating sections 601(1) and 604(h) of the Occupational Code, 1980 PA 299, as amended; MCL 339.101 et seq. The Complaint also charged Jason E. Hubble (Respondent) with 604(b) and 2411(2)(j).

Respondents have admitted, by Stipulation submitted herewith, that the facts alleged in the Complaints are true and constitute a violation of the Occupational Code; and

Pursuant to section 508(3) of the Occupational Code, supra, the Board of Residential Builders and Maintenance and Alteration Contractors accepted the Stipulation at a regularly scheduled meeting held in Lansing, Michigan on March 8, 2016; therefore,

IT IS FOUND that the facts alleged in the Complaints are true and constitute violations of sections 601(1), 604(b), 604(h) and 2411(2)(j) of the Occupational Code, supra.

Accordingly,

IT IS ORDERED that for the cited violations of the Occupational Code, Respondents must comply with the terms and conditions of the Stipulation incorporated within this Order.

IT IS FURTHER ORDERED that the fine required by the terms of the Stipulation shall be mailed to the **Department of Licensing and Regulatory Affairs, Enforcement Division, Sanction Monitoring, 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 the file number **21-15-325847** and **21-15-325848**.

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).

CONTINUED ON THE NEXT PAGE

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: 4/25/2016

**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 Signature Construction & Design, LLC and Jason E. Hubble, Qualifying Officer, File Numbers 21-15-325847 and 21-15-325848, before the Michigan Board of Residential Builders and Maintenance and Alteration Contractors, consisting of three pages, this page included.

KM

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

DEPARTMENT OF LICENSING AND
REGULATORY AFFAIRS, BUREAU
OF PROFESSIONAL LICENSING,

Complaint Nos. 325847 and 325848

Complainant,

v.

SIGNATURE CONSTRUCTION & DESIGN, LLC
JASON E. HUBBLE, QUALIFYING OFFICER
License No. 21-02-184267

Respondent,

and

JASON E. HUBBLE
License No. 21-01-190564

Respondent.

_____/ Board: Residential Builders

STIPULATION

This matter arises out of a Formal Complaint dated May 18, 2015, filed in accordance with the provisions of the Michigan Occupational Code, 1980 PA 299, MCL 339.101 *et seq.*, against Signature Construction & Design, LLC, and Jason E. Hubble by the Department of Licensing and Regulatory Affairs, Bureau of Professional Licensing (formerly Corporations, Securities & Commercial Licensing Bureau), and all parties being desirous of reaching an amicable settlement of the Formal Complaint:

1. IT IS HEREBY STIPULATED, by and between the parties hereto, that paragraphs one (1) through four (4) of the Formal Complaint filed on May 18, 2015, are true.

2. IT IS HEREBY STIPULATED that Respondents do not contest the allegations of fact and law in the complaint. Respondents understand that by pleading no contest, they do not admit the truth of the allegations but agree that the Department and the Board of Residential Builders may treat the allegations as true for resolution of the complaints and may enter an order treating the allegations as true.

3. IT IS HEREBY STIPULATED that for purposes of resolution of the underlying complaints, the Department finds that Respondent Signature Construction & Design, LLC, has violated sections 601(1) and 604(h) of the Occupational Code, 1980 PA 299, as amended; MCL 339.601(1) and MCL 339.604(h).

4. IT IS HEREBY STIPULATED that for purposes of resolution of the underlying complaints, the Department finds that Respondent Jason E. Hubble has violated sections 604(b) and 2411(2)(j) of the Occupational Code, 1980 PA 299 as amended; MCL 339.604(b) and MCL 339.2411(2)(j).

5. IT IS HEREBY STIPULATED, by and between the parties hereto, that Respondents shall pay a single FINE in the amount of \$2,500.00. The fine shall be paid by cashier's check or money order, with Complaint Nos. 325847 and 325848 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. The check or money order shall be mailed to the Department of Licensing and Regulatory Affairs, Bureau of Professional Licensing, Final Order Monitoring, P.O. Box 30018, Lansing, MI 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.

6. IT IS HEREBY STIPULATED, by and between the parties hereto, that 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 7 of the Occupational Code by Respondents and/or denial of any license or registration renewal and the denial of future applications for licensure or registration.

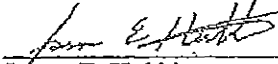
7. IT IS HEREBY STIPULATED, by and between the parties hereto, that if the FINE is overdue for at least six (6) months, the FINE will be referred to the Department of Treasury for collection action against Respondents.

8. IT IS HEREBY STIPULATED, by and between the parties hereto, that the Director of the Bureau of Professional Licensing, or the Director's designee, must approve this Stipulation before it is submitted to the Board for final approval. Should the 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.

9. Respondents understand and intend that by signing this Stipulation, they are waiving the right, pursuant to the Occupational Code, *supra*, the rules promulgated thereto, 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 Formal 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 said charges.

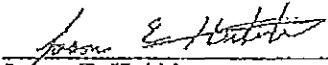
By signing this stipulation, the parties confirm that they have read, understand, and agree with the terms of the consent order.

Respondents:



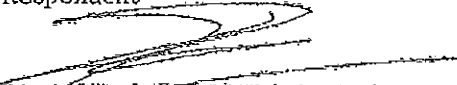
Jason E. Hubble
Qualifying Officer
Signature Construction & Design, LLC
Respondent

Date: 9/29/15



Jason E. Hubble
Respondent

Date: 9/29/15



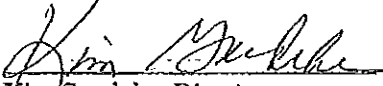
Michael F. Matheson (P52997)
Attorney for Respondents

Date: 9/29/15

Attorney Business Address & Telephone Number:

124 W. Allegan St., Suite 700, Lansing, MI 48933
517 - 482 - 2400

Bureau of Professional Licensing:

Approved by: 

Kim Gaedeke, Director
Bureau of Professional Licensing

Date: 10/16/2015

Drafted By: Nate Knapper (P77149), Assistant Attorney General, Licensing and Regulation Division, Michigan Department of Attorney General

LF/Hubble, Jason E., 325848 (Res Bidr/ 2015-0112838-A/ Stipulation -- 2016-09-16

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 Nos. 325847 and 325848

Complainant,

v

SIGNATURE CONSTRUCTION & DESIGN LLC
JASON E. HUBBLE, QUALIFYING OFFICER
License No. 21-02-184267

Respondent.

and

JASON E. HUBBLE
License No. 21-01-190564

Respondent.

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 alléges as follows:

1. Signature Construction & Design LLC, Jason E. Hubble, Qualifying Officer (Respondent), has, at 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. Jason E. Hubble (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.

3. A Complaint against Respondents, 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 Dan and Laurie Shively and is attached hereto as Exhibit 2.

4. Respondents entered into a contract to perform services regulated by 1980 PA 299, as amended, with Laurie Shively on or about April 10, 2012, pursuant to attached Exhibit 3.

5. At the time Respondent Signature Construction & Design LLC entered into the contract, it was not licensed, contrary to MCL 339.601(1), although required to be licensed pursuant to 1980 PA 299, *supra*.

6. Respondent Jason E. Hubble has acted as agent, partner, or associate with Signature Construction & Design LLC 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).

7. On or about June 18, 2012, June 19, 2012, August 1, 2012, August 2, 2012, August 21, 2012 and August 22, 2012, Respondent Jason E. Hubble executed waivers of liens for the contract referred to in paragraph four above for the release of monies on the contract when the waivers of liens contained false signatures and information for suppliers and subcontractors and thereby practiced fraud, deceit or dishonesty in an occupation, contrary to MCL 339.604(b).

8. Respondent has violated a provision or rule for which a penalty is not otherwise prescribed, contrary to MCL 339.604(h).

9. Respondent Jason E. Hubble was a party to the acts and omissions alleged hereinabove and was in a position to ensure compliance with the Occupational Code or otherwise prevent the violations that are the subject of this complaint but failed to do so.

Based upon the conduct as aforesaid, Respondent Signature Construction & Design LLC has acted contrary to §§ 601(1) and 604(h) of the Occupational Code, 1980 PA 299, as amended; MCL 339.601(1) and MCL 339.604(h), constituting grounds for the assessment of a penalty as defined in § 602 of the Occupational Code.

Based upon the conduct as aforesaid, Respondent Jason E. Hubble has acted contrary to §§ 604(b) and 2411(2)(j) of the Occupational Code, 1980 PA 299, as amended; MCL 339.604(b) and MCL MCL 339.2411(2)(j), 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 Cain, Director
Enforcement Division

Dated: _____

5-18-15

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