



MEDIA RELEASE

STATE OF TENNESSEE
DEPARTMENT OF COMMERCE AND INSURANCE

FOR IMMEDIATE RELEASE

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March 2014 Disciplinary Action Report

EDITORS: Tennessee Code Annotated, Section 56-1-302(a)(9) requires the Department of Commerce and Insurance to issue a monthly press release containing a disciplinary report which shall list all disciplinary actions taken by each board during the prior month. Below is a list of actions taken during the month of **March 2014**:

ACCOUNTANCY

No actions taken

ALARM SYSTEMS CONTRACTORS BOARD

Respondent: Secure Test, Elizabethton, TN C-1396

Violation: CCTV Unlicensed activity

Action: \$500 Civil Penalty

AUCTIONEER COMMISSION

Respondent: Keller Williams Realty/Pozy Auctions, Knoxville, TN

Violation: Advertising Violation

Action: \$1000 Civil Penalty

Respondent: High Bid, LLC d/b/a Roebuck Auctions, Memphis, TN

Violation: Advertising Violation

Action: \$500 Civil Penalty

Respondent: Dale's Country Auction, Ashland City, TN

Violation: Failing to account for or remit, within a reasonable time, any money belonging to others that comes into the licensee's possession

Action: \$500 Civil Penalty

Respondent: Kenneth R. Campbell, Lawrenceburg, TN

Violation: Unlicensed Activity

Action: \$1000 Civil Penalty

Respondent: Supreme Auctions, Scottsdale, AZ

Violation: Unlicensed Activity

Action: \$1500 Civil Penalty

BARBER

Respondent: Shaun Spencer, Memphis, TN
Violation: Unprofessional conduct
Action: \$1000.00 Civil Penalty; Revocation of license

Respondent: Mekiel Garvin, Memphis, TN
Violation: Unprofessional conduct
Action: \$1000.00 Civil Penalty; Revocation of license

Respondent: Thomas Earl Anderson, Memphis, TN
Violation: Unprofessional conduct
Action: \$1000.00 Civil Penalty; Revocation of license

Respondent: Anthony D. McKinnis, Ripley, TN
Violation: Unprofessional conduct
Action: Revocation of license

Respondent: Torey Jackson, Memphis, TN
Violation: Unprofessional conduct
Action: Revocation of license

Respondent: Chinita S. Polk, Memphis, TN
Violation: Unprofessional conduct
Action: Revocation of license

Respondent: Stephanie Nguyen, Memphis, TN
Violation: Unprofessional conduct
Action: Revocation of license

Respondent: Garrett E. Harris, Memphis, TN
Violation: Unprofessional conduct
Action: Revocation of license

Respondent: Marty Coleman, Memphis, TN
Violation: Unprofessional conduct
Action: Revocation of license

Respondent: Maurice Payne, Jackson, TN
Violation: Unprofessional conduct
Action: \$1000.00 Civil Penalty; Revocation of license

BOARD OF ARCHITECTURAL & ENGINEERING EXAMINERS

Respondent: Roy A. Hunt, P.E. #21694, Sacramento, CA
Violation: Violated Rule 0120-02-.05(b)
Action: Consent Order for a suspension, pending proof of release of suspension in another jurisdiction, a \$1,000 civil penalty reflecting \$500 for each renewal cycle respondent did not report the

disciplinary action in another jurisdiction and to take and pass the Board's Law and Rules Exam.

BOARD OF EXAMINERS FOR LAND SURVEYORS

No Actions Taken

BOARD OF FUNERAL DIRECTORS & EMBALMERS

Respondent: Covenant Funeral & Crematory, Chattanooga, TN
Violation: Failed to disclose to a family that the price being charged for a cash advance item was not the same as its cost to the establishment and failed to maintain a copy of the latest inspection results of the crematory used by the establishment

Action: \$1,500 Civil Penalty and \$200 Hearing Costs

Respondent: Harold Dean Limburg, Greeneville, TN
Violation: Immoral conduct (engaged in sexual acts with an individual under the age of consent who was particularly vulnerable at the time)

Action: Suspension of funeral director and embalmer licenses for a period of six (6) months, \$1,000 Civil Penalty, and \$1,260 Hearing Costs

Respondent: Carl R. Points, Columbia, TN
Violation: Solicitation of a dead human body by the licensee that occurred both when death was imminent and after death (handed out business cards to several family members when an individual was in a hospital intensive care unit and subsequently solicited the family via phone calls to their residence both before and after the individual's death)

Action: \$2,500 Civil Penalty

Respondent: Sellars Funeral Home at Mt. Juliet, Mount Juliet, TN
Violation: Failed to maintain a copy of the latest inspection results of the crematory used by the establishment, ventilation fan in the preparation room was not operating properly, the high-end range for a direct cremation was inconsistent on different price lists, and an incorrect price list caused a family to be overcharged for an outer burial container

Action: \$250 Civil Penalty

Respondent: Smith Brothers Funeral Directors, Nashville, TN
Violation: Failed to provide a response within the allotted time upon receiving notice that a complaint had been opened against the establishment

Action: \$250 Civil Penalty

BOARD FOR LICENSING CONTRACTORS

Respondent: Gray's Electrical and Home Improvement, Nashville, TN
Violation: Exceeding Limit

Action: \$2,000 Civil Penalty

Respondent: Keith L. Lanphear, Dandridge, TN

Violation: Unlicensed contracting and failure to report license and revocation in another state
Action: \$5,000 Civil penalty and voluntary surrender of license

Respondent: Precision Contracting & Remodeling, Sevierville, TN
Violation: Allowing use of license
Action: \$500.00 Civil Penalty

Respondent: Foster Signs, Jonesborough, TN
Violation: Unlicensed Activity
Action: \$1,000 Civil Penalty

Respondent: Chad Garland d/b/a Top Notch Restoration, Murfreesboro, TN
Violation: Unlicensed Activity
Action: \$500.00 Civil Penalty

Respondent: Premier Design & Construction Co, Nashville, TN
Violation: Poor Workmanship
Action: \$1,500 Civil Penalty

Respondent: BJP Heritage Construction, LLC, Murfreesboro, TN
Violation: Poor Workmanship
Action: \$2,000 Civil Penalty

Respondent: David Ashford - R & R Heating & Air, Madisonville, TN
Violation: Unlicensed Activity
Action: \$500 Civil Penalty+ Court Cost

Respondent: Tim Brady, Dayton, TN
Violation: Unlicensed Activity
Action: \$1,200 Civil Penalty +Court Cost

Respondent: Doug Smith-A & S Heating & Cooling, Shelbyville, TN
Violation: Altered Electrical Permit
Action: Civil Penalty Licensed Revoked

Respondent: Walter Hill Plumbing
Violation: Unlicensed Activity
Action: \$10,000.00 Civil Penalty

Respondent: Thermal-Tec Michigan, Cedar Spring, MI
Violation: Unlicensed Activity
Action: \$1000 Civil Penalty

BURIAL SERVICES

Respondent: Boyd Funeral Home, Ashland City, TN
Violation: Provided a discount on a preneed funeral contract
Action: \$250 Civil Penalty

Respondent: First Tennessee Bank, N.A., Knoxville, TN
Violation: Failed as a cemetery trustee to timely file multiple annual financial reports on proper forms and disclose statutory required information
Action: \$7,300 Civil Penalty and \$200 Hearing Costs

Respondent: Terrell Broady Funeral Home, Nashville, TN
Violation: Failed to timely file an annual report, failed to maintain sufficient payment source documentation in preneed funeral contract files, and failed to refund excess funds to the purchaser, purchaser's estate or otherwise named beneficiary
Action: \$250 Civil Penalty

COLLECTION SERVICES BOARD

No Actions Taken

COSMETOLOGY

Respondent: Diep Thi Nguyen, Nashville, TN
Violation: Had secured a license by reciprocity that Respondent was not entitled to
Action: Surrendered license

Respondent: Jin Lu Dang, Nashville, TN
Violation: Had secured a license by reciprocity that Respondent was not entitled to
Action: Surrendered license

Respondent: Kieu Thi Nguyen, Atlanta, GA
Violation: Had secured a license by reciprocity that Respondent was not entitled to
Action: Surrendered license

Respondent: Tra My Nu Ton, Hendersonville, TN
Violation: Had secured a license by reciprocity that Respondent was not entitled to
Action: Surrendered license

Respondent: Diva Nail, Sevierville, TN
Violation: Unlicensed activity
Action: \$250.00 Civil Penalty

Respondent: Tennessee School of Beauty, Knoxville, TN
Violation: Sanitation violations
Action: \$250.00 Civil Penalty

Respondent: Gio's Salon, Antioch, TN
Violation: Unlicensed activity
Action: \$500.00 Civil Penalty

Respondent: Tommy Vo, Clarksville, TN

Violation: Unlicensed activity
Action: \$250.00 Civil Penalty

Respondent: Magic Nails, Memphis, TN
Violation: Unlicensed activity
Action: \$500.00 Civil Penalty

Respondent: Smart Style #4234, Minneapolis, MN
Violation: Unlicensed activity
Action: \$500.00 Civil Penalty

Respondent: Salon of Memphis, Memphis, TN
Violation: Sanitation violations
Action: \$250.00 Civil Penalty

Respondent: All Star Nails, Nashville, TN
Violation: No manager on duty; sanitation violations
Action: \$250.00 Civil Penalty

Respondent: Salon Liani, Memphis, TN
Violation: Failed to properly display licenses; sanitation violations
Action: \$250.00 Civil Penalty

Respondent: Nail Time, Clarksville, TN
Violation: Unlicensed activity; no manager on duty; sanitation violations
Action: \$1500.00 Civil Penalty

Respondent: Glamour Studio, Memphis, TN
Violation: No manager on duty; name tag violation
Action: \$750.00 Civil Penalty

Respondent: Evelyn Hair Braiding, Memphis, TN
Violation: Unlicensed activity
Action: \$250.00 Civil Penalty

Respondent: Beautiful Salon, Memphis, TN
Violation: Shop license not properly displayed; sanitation violations
Action: \$750.00 Civil Penalty

Respondent: U.S. Nail Spa, Clarksville, TN
Violation: No manager on duty; sanitation violations
Action: \$500.00 Civil Penalty

Respondent: Tieng Thi Kim Huynh, Clarksville, TN
Violation: Unlicensed activity
Action: \$250.00 Civil Penalty

Respondent: Wilson Nails, Mt. Juliet, TN
Violation: Sanitation violations

Action: \$750.00 Civil Penalty

Respondent: Phuong Anh Nguyen, Memphis, TN
Violation: Unlicensed activity
Action: \$250.00 Civil Penalty

Respondent: T-Nail Spa, Clarksville, TN
Violation: Unlicensed activity; name tag violation
Action: \$1000.00 Civil Penalty

Respondent: Thanh Thai Nails Spa, Gallatin, TN
Violation: Unlicensed activity
Action: \$250.00 Civil Penalty

Respondent: Special Nails, Cordova, TN
Violation: Unlicensed activity; name tag violation; sanitation violations
Action: \$1000.00 Civil Penalty

GEOLOGY REGISTRATION PROGRAM

No Actions Taken

HOME INSPECTOR LICENSING PROGRAM

No Actions Taken

LOCKSMITH LICENSING PROGRAM

No Actions Taken

MOTOR VEHICLE COMMISSION

Respondent: James and Vivian Dotson, Shelbyville, TN
Violation: Unlicensed Activity
Action: \$1000 Civil Penalty

Respondent: Golden Circle Pre-Owned Supercenter, LLC, Jackson, TN
Violation: Temporary Tag Log Violation
Action: \$1000 Civil Penalty

Respondent: Moss Easy Ride, South Pittsburgh, TN
Violation: Motor Vehicle Facilities Violation
Action: \$500 Civil Penalty

Respondent: Ronnie McMurtry, Hendersonville, TN
Violation: Off-Site Sales
Action: \$500 Civil Penalty

Respondent: Yada Auto Sales, Nashville, TN
Violation: Temporary Tag Log Violation
Action: \$1000 Civil Penalty

Respondent: Memphis Coach Sales, Inc., Collierville, TN

Violation: Expired County Business License
Action: \$250 Civil Penalty

Respondent: Best Auto Sales, LaVergne, TN
Violation: Issuing More Than Two Temporary Tags
Action: \$1500 Civil Penalty

Respondent: Dover RV, LLC, Dover, TN
Violation: Unlicensed Activity
Action: \$1500 Civil Penalty

Respondent: Mid-Town Motor Cars, Murfreesboro, TN
Violation: Failing to Maintain Temporary Tag Log and Discharge Lien
Action: \$2000 Civil Penalty

Respondent: Music City Autoplex, LLC, Hendersonville, TN
Violation: 33 Counts of Off-Site Sales
Action: \$16,500 Civil Penalty

Respondent: Nashville Imports, Inc., Nashville, TN
Violation: 7 Counts of Misuse of Temporary Tags
Action: \$7000 Civil Penalty

Respondent: Rakesh S. Bery, Nashville, TN
Violation: Unlicensed Activity
Action: \$3000 Civil Penalty

Respondent: Nunez Auto Mart, Manchester, TN
Violation: Business License Expired and Issuing More Than Two Temporary Tags
Action: \$4000 Civil Penalty

Respondent: John Bradley, Centerville, TN
Violation: Delinquent Student Loans
Action: Suspension of License

Respondent: Christopher Austin, Cleveland, TN
Violation: Delinquent Student Loans
Action: Suspension of License

Respondent: Ryan Delph, Dandridge, TN
Violation: Delinquent Student Loans
Action: Suspension of License

Respondent: Amy Hogue, Mufreesboro, TN
Violation: Delinquent Student Loans
Action: Suspension of License

Respondent: John Bradley, Centerville, TN

Violation: Delinquent Student Loans
Action: Suspension of License

Respondent: Charlene Hall, Goodlettsville, TN
Violation: Delinquent Student Loans
Action: Suspension of License

PRIVATE INVESTIGATION & POLYGRAPH COMMISSION

Respondent: Delta Associated Investigations, Inc., Suwanee, GA, PIC-1813
Violation: Using unlicensed investigators
Action: \$500 Civil Penalty

PRIVATE PROBATION COUNCIL

No Actions Taken

PRIVATE PROTECTIVE SERVICES

Respondent: Baby C' S Security Service (Charles Carethers), Chattanooga, TN
Violation: Unlicensed activity
Action: \$250 Civil Penalty

Respondent: Patriot Security Systems Group, LLC, Millington, TN, CSC-12670
Violation: Unlawful employment
Action: \$1,000 Civil Penalty

Respondent: Debra Hardrick, Memphis, TN, UG-390033
Violation: Failure to comply with the payment agreement
Action: Revocation

Respondent: Justin Prevost, Nashville, TN, UG-410984
Violation: Unlicensed activity
Action: \$500 Civil Penalty

RACE TRACK PROGRAM

No Actions Taken

REAL ESTATE APPRAISERS

Respondent: First Valuation Services, LLC, Westminster, CO
Violation: Unlicensed Conduct
Action: Revocation

Respondent: David Scott Landes, Knoxville, TN
Violation: Committed numerous violations of USPAP.
Action: Thirty (30) days suspension of the Respondent's certificate.

Respondent: Thomas A. Baine, Memphis, TN
Violation: Violated provisions of USPAP
Action: A fifteen (15) hour Residential Report Writing and Case Studies Course

Respondent: Glenn K. Trotter, Germantown, TN
Violation: Failed to fully comply with Final Order terms
Action: Suspension

SCRAP METAL DEALER PROGRAM

Respondent: Michael Cable
Violation: Violation of 62-9 regarding Scrap Metal Dealers
Action: Revocation of Scrap Metal Dealer Registration

SOIL SCIENTIST LICENSING

No Actions Taken

TN REAL ESTATE COMMISSION

Respondent: Catherine Marie Brouwer, Memphis, TN
Violation: Failing, within a reasonable time, to account for or to remit moneys belonging to others
Action: Order of summary suspension

Respondent: Andrew "Andy" L. Brown, Brentwood, TN
Violation: Failure to timely disburse/interplead earnest money
Action: \$500 Civil Penalty
Attend one regularly scheduled two-day commission meeting

Respondent: Lisa Marie Cash, Fancy Farm, KY
Violation: Failure to timely complete required education
Action: \$300 Civil Penalty

Respondent: Yvonne Renee Chatman, Brentwood, TN
Violation: Failing to furnish a copy of any listing, sale, lease or other contract relevant to a real estate transaction to all signatories of the contract at the time of execution
Action: \$250 Civil Penalty
Attend one regularly scheduled two-day commission meeting

Respondent: Debbie Flowers, Murfreesboro, TN
Violation: Failure to adequately supervise activities of affiliates (Advertising)
Action: \$250 Civil Penalty

Respondent: Debbie Flowers, Murfreesboro, TN
Violation: Failure to adequately supervise activities of affiliates (Advertising)
Action: \$250 Civil Penalty

Respondent: Sarah E. Haynes, Gallatin, TN
Violation: Failure to timely complete required education
Action: \$600 Civil Penalty

Respondent: Ann Horton Hoke, Murfreesboro, TN

Violation: Licensee may not post signs on any property advertising, unless the firm name appears thereon in letters the same size or larger than those spelling out the name of the licensee
Action: \$250 Civil Penalty

Respondent: Shelia D. Lunsford, Murfreesboro, TN
Violation: Failure to adequately supervise activities of licensed affiliate
Action: \$250 Civil Penalty
Attend one regularly scheduled two-day commission meeting

Respondent: Philip Todd Mason, Knoxville, TN
Violation: Failure to maintain Errors and Omissions insurance
Action: \$900 Penalty Fee, provided proof of errors and omissions ins.

Respondent: Stephen T. Moffitt, Johnson City, TN
Violation: Failing, within a reasonable time, to account for or to remit moneys belonging to others
Failure to respond to a complaint filed with the Commission
Action: \$1500 Civil Penalty
Attend one regularly scheduled two-day commission meeting

Respondent: Terri Hollandsworth-Rutherford, Brentwood, TN
Violation: Failure to timely complete required education
Action: \$150 Civil Penalty

Respondent: JoAnn Taylor, Memphis, TN
Violation: Unlicensed activity
Action: \$500 Civil Penalty

Respondent: Deanne Elizabeth Vinsant, Maryville, TN
Violation: Making any substantial and willful misrepresentation
No more than one (1) license shall be issued to any broker or affiliate broker to be in effect at one (1) time
Action: \$750 Civil Penalty
Attend one regularly scheduled two-day commission meeting

Respondent: George W. Weeks, Murfreesboro, TN
Violation: Advertising violation (Agent's name larger than the firm name)
Action: \$250 Civil Penalty

Respondent: David "Dave" D. Wilson, Franklin, TN
Violation: Failure to timely complete required education
Action: \$600 Civil Penalty

Respondent: Charles S. Yates, Murfreesboro, TN
Violation: Advertising violation (Agent's name larger than the firm name)
Action: \$250 Civil Penalty

Respondent: Courtney E. Yates, Murfreesboro, TN

Violation: Advertising violation (Agent's name larger than the firm name)
Action: \$250 Civil Penalty

Respondent: Joshua Yates, Murfreesboro, TN
Violation: Advertising violation (Agent's name larger than the firm name)
Action: \$250 Civil Penalty

Respondent: Jerry L. Belew
Violation: Making any substantial and willful misrepresentation
Failure to disclose to each party of the transaction any adverse facts of which the licensee has actual notice or knowledge
Action: \$1,000 Civil Penalty
Attend one regularly scheduled two-day commission meeting

The following individuals have had their licenses suspended in accordance with Tenn. Code Ann. §36-5-706 or Tenn. Code Ann. §56-1-313:

Cosmetology

Gregory Clay	Murfreesboro, TN
Megan Dunn	Union City, TN
Ashley Ray-McDonald	White House, TN
Lee Stafford	Madison, TN
Chavon McConnell	Memphis, TN
Rebecca McMillin	Dry Fork, VA
Takisha Murray	Memphis, TN

Private Protective Services

Rodney R. Hicks	Nashville, TN
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The Department of Commerce and Insurance works to protect consumers while ensuring fair competition for industries and professionals who do business in Tennessee. www.tn.gov/commerce/, [@TNCommerceInsur](https://twitter.com/TNCommerceInsur) (Twitter), <http://on.fb.me/uFQwUZ> (Facebook), <http://bit.ly/ry1GyX> (YouTube)