



MEDIA RELEASE

STATE OF TENNESSEE
DEPARTMENT OF COMMERCE AND INSURANCE

FOR IMMEDIATE RELEASE
Garrett

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REGULATORY BOARDS DISCIPLINARY ACTION REPORT

JANUARY 2010

Architect and Engineers Board of Examiners

Respondent: Lyle Lee Lankford, Goodlettsville, TN
Violation: Failed to pay the privilege tax for two years or more.
Action: Assessed a \$2,000 civil penalty and \$478 in hearing costs.

Alarm Systems Contractors

Respondent: A.C.E. Alarms, Inc.
Violation: Failure to register alarm employee.
Action: \$300.00 Civil Penalty

Auctioneer Commission

Respondent: A P Auctions, Sterling, VA
Violation: Failure to provide the firm license number in advertisements.
Action: \$100 Civil Penalty

Board of Accountancy

Respondent: Hutcheson, Walter Lee, Knoxville, Tennessee
Violation: Failure to Obtain Peer Review
Unlicensed Activity
Action: Consent Order \$1250 Civil Penalty

Board of Funeral Directors and Embalmers

Respondent: Karen Anne House, Gleason, TN
Violation: Immoral or unprofessional conduct (received payments on account of preneed funeral contracts on fourteen separate occasions but did not deposit all payments into a separate trust account as required by law and failed to maintain records of preneed funeral contracts)

as required by rules) and violations of statutes pertaining to the pre-arrangement and pre-financing of a funeral
Action: Revocation of licenses as a funeral director and embalmer

Respondent: Legacy Funeral Home and Cremation Center, Inc., Soddy Daisy, TN

Violation: A cremation authorization form was not signed by a funeral director, a copy of a cremation authorization form was not retained in the file and the funeral director license of the establishment manager was not valid due to failure of timely renewal

Action: \$500 Civil Penalty

Respondent: M. J. Edwards & Sons Funeral Home, Memphis, TN

Violation: Establishment name on signs and stationery does not match name approved by the Board and a copy of the current license and latest inspection report of crematory that the funeral home uses was not present for inspection

Action: \$250 Civil Penalty

Respondent: Professional Cremation Services, LLC, Johnson City, TN

Violation: Licenses of two funeral directors were not present for inspection, written receipt for remains was not completed in a cremation file and manner of final disposition of cremated remains was not recorded as required

Action: \$500 Civil Penalty

Respondent: Roundtree, Napier & Ogilvie Funeral Home, Franklin, TN

Violation: A copy of the current license and latest inspection report of crematory that the funeral home uses was not present for inspection, the current licenses of a funeral director and an embalmer were not present for inspection and multiple aspects of the establishment's prices lists did not comply with the Funeral Rule

Action: \$350 Civil Penalty

Respondent: Snyder's Memorial Gardens, Inc., Gray, TN

Violation: Several aspects of the establishment's prices lists did not comply with the Funeral Rule, the reason for embalming and a description of merchandise were not provided as required on Statements of Funeral Goods and Services Selected

Action: \$500 Civil Penalty

Board for Licensing Contractors

Respondent: Devin Brownlow, Charleston, TN

Violation: Unlicensed Activity

Action: \$1,000 Civil Penalty

Respondent: Bubba Cobb Construction, Pulaski, TN
Violation: Exceeding Limit
Action: \$5,000 Civil Penalty

Respondent: Elite Electric Company, Inc., Union City, TN
Violation: Unlicensed Activity
Action: \$500 Civil Penalty

Respondent: Exterior Home Solutions, LLC, Knoxville, TN
Violation: Unlicensed Activity
Action: \$1,000 Civil Penalty

Respondent: Berhanu Hailu, Nashville, TN
Violation: Unlicensed Activity
Action: \$500 Civil Penalty

Respondent: L & B Homebuilders, Hillsboro, TN
Violation: Terms and Conditions
Action: Revocation

Respondent: Olshan Foundation Repair & Waterproofing Co., Nashville, TN
Violation: Unlicensed Activity
Action: \$250 Civil Penalty

Respondent: PowerSecure, Inc., Wake Forest, NC
Violation: Unlicensed Activity
Action: \$1,000 Civil Penalty

Respondent: Gary Springer, Cumberland Furnace, TN
Violation: Unlicensed Activity
Action: \$1,000 Civil Penalty

Respondent: Walpole Enterprises, Arlington, TN
Violation: Unlicensed Activity
Action: \$1,000 Civil Penalty

Burial Services

Respondent: H. H. Hudson Funeral Home, Dyersburg, TN
Violation: Failed to file multiple annual reports regarding preneed funeral contracts
Action: \$2000 Civil Penalty

Respondent: Karen Anne House, Gleason, TN
Violation: Received payments on account of preneed funeral contracts on fourteen separate occasions but did not deposit all payments into a separate trust account as required by law and failed to maintain books and records concerning regulated transactions

Action: \$12,500 Civil Penalty and Revocation of registration as a preneed sales agent

Respondent: Lake Hill Memory Gardens, Inc., Bethel Springs, TN
Violation: Failure to retain the registration and approval in an active status with the Secretary of State
Action: \$250 Civil Penalty

Collection Services Board

Respondent: Escallate, LLC, North Canton, OH
Violation: Failure to cease collection activity after the complainant notified the respondent they were disputing the debt.
Action: \$500 Civil Penalty

Employee Leasing Program

Respondent: The Personnel Department, LLC, Franklin, TN
Violation: Failure to timely file quarterly reports certifying payment of all applicable payroll taxes between 2007-2008, to timely respond to written inquiries from the Department, and to comply with other requirements, as set forth in T.C.A. Sections 62-43-113(a)(3) & (c) (1). Violations were mitigated by Respondent's remorse and prompt cooperation with the Department in remedying such violations.
Action: \$1,500 Civil Penalty

Motor Vehicle Commission

Respondent: Midtown Motors, LLC, Greenbrier, TN
Violation: Temporary Tag Log Violation
Action: \$500 Civil Penalty

Respondent: M & M Auto Sales, Inc., Nashville, TN
Violation: Two Counts of Open Titles
Action: \$1000 Civil Penalty

Respondent: Kobby's Auto Sales, Inc., Nashville, TN
Violation: Temporary Tag Log Violation
Action: \$500 Civil Penalty

Private Protective Security Services

Respondent: Robbins Security Services, Inc.
Violation: Failure to register Unarmed Security Guard.
Action: \$250.00 Civil Penalty

Respondent: John Wayne Livingston
Violation: Failure to Notify Of Arrest Within 30 Days.
Action: \$250.00 Civil Penalty

Respondent: Evan H Clark
Violation: Failure to Notify Of Arrest Within 30 Days.
Action: \$250.00

Respondent: Eric Maasikas
Violation: Failure to Notify Of Arrest Within 30 Days.
Action: \$250.00

Respondent: Carnell L Bates
Violation: Failure to Notify Of Arrest Within 30 Days.
Action: \$250.00

Respondent: Diversco, Inc./Spartan
Violation: Failure to Register Unarmed Security Guard.
Action: \$250.00

Respondent: Christy J Best
Violation: Failure to Notify Of Arrest Within 30 Days.
Action: \$250.00

Respondent: Eric Jerome Dates
Violation: Failure to Notify Of Arrest Within 30 Days.
Action: \$250.00

Respondent: Protection Plus Security Services, Inc.
Violation: Failure to Register Security Guard.
Action: \$250.00

Respondent: Kenneth E Chalmers
Violation: Failure to Notify Of Arrest Within 30 Days.
Action: Signed Revocation Consent Order.

Respondent: Randy Keith Neely
Violation: Failure to Notify Of Arrest Within 30 Days.
Action: Signed Revocation Consent Order.

Respondent: Thomas Jerry Sexton
Violation: Failure to Notify Of Arrest Within 30 Days.
Action: Signed Revocation Consent Order.

Respondent: Edward A Raetzloff
Violation: Failure to Notify Of Arrest Within 30 Days.
Action: Signed Revocation Consent Order.

Tennessee Real Estate Appraisers Commission

Respondent: Germain Charles Bush, Nolensville, TN
Violation: Several violations of USPAP, including issues found in problem identification and reconciliation analysis reporting.
Action: One (1) required corrective education course.

Tennessee Real Estate Commission:

Respondent: Katherine D. Abernathy, Nashville, TN
Violation: Failure to timely complete required education
Action: \$500 Civil Penalty

Respondent: Barbara Bailey, Blue Ridge, GA
Violation: Advertised property without written authorization by owner
Action: \$1000 Civil Penalty

Respondent: Bryant Baugher, Chapel Hill, TN
Violation: Failure to disclose personal interest
Action: \$2000 Civil Penalty

Respondent: Benchmark Realtors, Cordova, TN
Violation: Accepting a commission from any persons other than licensed broker.
Action: \$500 Civil Penalty

Respondent: Sandi Clark, Memphis, TN
Violation: Accepting a commission from any persons other than licensed broker.
Action: \$500 Civil Penalty

Respondent: Terry M. Dye, Memphis, TN
Violation: Failure to maintain E&O insurance
Action: \$100 Civil Penalty

Respondent: Tricia C. Ericson, Nashville, TN
Violation: Failure to maintain E&O insurance
Action: \$100 Civil Penalty

Respondent: James "Rick" Gentry, Knoxville, TN
Violation: Failure to timely complete required education
Action: \$550 Civil Penalty

Respondent: Melissa Goddard, Newport, TN
Violation: Advertising violation

Action: \$250 Civil Penalty

Respondent: William "Garland" Henley, Murfreesboro, TN

Violation: Failure to maintain E&O insurance

Action: \$100 Civil Penalty

Respondent: Howard L. Hicks, Brentwood, TN

Violation: Failure to maintain E&O insurance

Action: \$100 Civil Penalty

Respondent: Lisa Hileman, Bean Station, TN

Violation: Failure to obtain required education in a timely manner

Action: \$550 Civil Penalty

Respondent: John Inman, Franklin, TN

Violation: Failure to obtain required education in a timely manner

Action: \$50 Civil Penalty

Respondent: Jessica H. Kim, Nashville, TN

Violation: Failure to maintain E&O insurance

Action: \$100 Civil Penalty

Respondent: John R. Linder, III, Franklin, TN

Violation: Failure to maintain E&O insurance

Action: \$100 Civil Penalty

Respondent: Ricky Lain, Goodlettsville, TN

Violation: Failure to timely remit monies belonging to others

Action: Suspension

Respondent: Jerry Lucius, Memphis, TN

Violation: Accepting a commission from any persons other than licensed broker.

Action: \$500 Civil Penalty

Respondent: Willie R. Mitchell, Bartlett, TN

Violation: Failure to maintain E&O insurance

Action: \$100 Civil Penalty

Respondent: Walter "Steve" Nash, Jr., Clarksville, TN

Violation: Failure to obtain required education in a timely manner

Action: \$600 Civil Penalty

Respondent: Mario Parsons, Cordova, TN

Violation: Failure to maintain E&O insurance

Action: \$1000 Civil Penalty

Respondent: George A. Patton, Jr., Brentwood, TN
Violation: Failure to maintain E&O insurance
Action: \$100 Civil Penalty

Respondent: Debbie K. Psillas, Franklin, TN
Violation: Failure to maintain E&O insurance
Action: \$1000 Civil Penalty

Respondent: Anthony K. Tavakoli, Brentwood, TN
Violation: Failure to maintain E&O insurance
Action: \$100 Civil Penalty

Respondent: Ashley A. Vann, Oak Ridge, TN
Violation: Failure to maintain E&O insurance
Action: \$200 Civil Penalty

Respondent: Sandra W. White, Ridgetop, TN
Violation: Failure to maintain E&O insurance
Action: \$50 Civil Penalty

Respondent: Carolyn Wilson, Clinton, TN
Violation: Failure to exercise reasonable skill and care
Action: \$500 Civil Penalty

A & E BOARD - NONE

Barber - None

Cosmo – None

Locksmith Licensing Program – None

Private Investigation And Polygraph Commission - none