



MEDIA RELEASE

STATE OF TENNESSEE
DEPARTMENT OF COMMERCE AND INSURANCE

FOR IMMEDIATE RELEASE

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APRIL 2007 REGULATORY BOARDS 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 April 2007.

Barbers Examiners

Respondent: Images Barber Shop, Memphis, TN
Violation: Unlicensed activity
Action: \$500 Civil Penalty

Respondent: Kevin's Generations Ahead, Nolensville, TN
Violation: Failed to notify Board of change in shop location
Action: \$100 Civil Penalty

Respondent: Moore's Barber Shop, Nashville, TN
Violation: Unlicensed activity
Action: \$300 Civil Penalty

Respondent: Platinum Kutz Beauty and Barber Shop, Memphis, TN
Violation: Forged licenses posted
Action: \$1000 Civil Penalty

BOARD FOR LICENSING CONTRACTORS

Respondent: Castle Rock Pools, Inc., Knoxville, TN
Violation: Unlicensed activity
Action: \$2500 Civil Penalty

Respondent: Coffee & Sons, Sevierville, TN
Violation: Unlicensed activity
Action: \$1000 Civil Penalty

Respondent: Durable Slate Co., The, Columbus, OH
Violation: Unlicensed activity
Action: \$1000 Civil Penalty

Respondent: Gallihar Construction, Greeneville, TN
Violation: Incompetence/Misconduct
Action: \$1000 Civil Penalty

DAVY CROCKETT TOWER, 5TH FLOOR
500 JAMES ROBERTSON PARKWAY
NASHVILLE, TN 37243
615.741.2241

Respondent: J.V. Industrial Companies, Ltd., LaPorte, TX
Violation: Working out of class
Action: \$5000 Civil Penalty

Respondent: Lee Industrial Contracting, Pontiac, MI
Violation: Unlicensed activity
Action: \$2000 Civil Penalty

Respondent: George & Sheri Pruitt, Jackson, TN
Violation: Unlicensed activity
Action: \$1000 Civil Penalty

Respondent: Brian Sullivan Builders, Franklin, TN
Violation: Working out of class
Action: \$2500 Civil Penalty

Respondent: Sweet Home Builders, Inc., Cumberland Furnace, TN
Violation: Exceeding limit
Action: \$500 Civil Penalty

Cosmetology Board

Respondent: All Star Nails, Kingsport, TN
Violation: Unlicensed activity
Action: \$1000 Civil Penalty

Respondent: Cali Nails, Tullahoma, TN
Violation: Unsanitary Conditions
Action: \$500 Civil Penalty

Respondent: Nail First, Portland, TN
Violation: Unlicensed activity
Action: \$2000 Civil Penalty

Respondent: Tullahoma Beauty School, Tullahoma, TN
Violation: The sale of the school equipment, presence of students without instructor supervision, failure to provide adequate instruction and the subsequent closure of the school
Action: \$3000 Civil Penalty

Board of Funeral Directors and Embalmers

Respondent: Austin & Bell Funeral Home, Springfield, TN
Violation: FTC price violations, failure to include all statutory required information on permanent ID device on the deceased human remains
Action: \$250 Civil Penalty

Respondent: Bulls Gap Funeral Home, Bulls Gap, TN
Violation: Funeral Director license of the manager in charge, license and latest inspection report for crematory used were not available for inspection and contracts did not include necessary disclosure related to embalming
Action: \$250 Civil Penalty

Respondent: DeKalb Funeral Chapel, LLC, Smithville, TN
Violation: Failure to affix permanent ID device to the deceased human remains and FTC price violations
Action: \$500 Civil Penalty

Respondent: Doughty-Stevens Funeral Home, Inc., Greeneville, TN
Violation: FTC price violations, failure to affix a permanent ID device to the deceased human remains and the reason for embalming was not provided as required on funeral contracts
Action: \$250 Civil Penalty

Respondent: E. H. Ford Mortuary Services, Memphis, TN
Violation: Conducting numerous funerals with invalid establishment license
Action: \$3075 Civil Penalty

Respondent: Heritage Funeral Home and Cremation Services, Chattanooga, TN
Violation: Failure to include all statutory required information on permanent ID device and funeral contracts completed incorrectly
Action: \$250 Civil Penalty

Respondent: Jeffers Mortuary, Greeneville, TN
Violation: License and latest inspection report of the crematory used were not available for the inspection and FTC price violations
Action: \$250 Civil Penalty

Respondent: J. O. Patterson Funeral Home, Inc., Memphis, TN
Violation: Conducting numerous funerals with invalid establishment license, unprofessional conduct, failure to pay fees to the Board, failure to affix An ID device to the deceased human remains and FTC price violations
Action: \$4500 Civil Penalty

Respondent: Lynchburg Funeral Home, LLC, Lynchburg, TN
Violation: Licenses of funeral directors and embalmer and license and latest Inspection report of the crematory used were not available for inspection and funeral contracts did not list all items included in cremation package
Action: \$250 Civil Penalty

Respondent: Patton Funeral Home, Cleveland, TN
Violation: FTC price violations
Action: \$250 Civil Penalty

Respondent: Ralph Buckner Funeral Home of Etowah, LLC, Etowah, TN
Violation: FTC price violations
Action: \$250 Civil Penalty

Respondent: Peter Showers, Jr., and Snow Funeral Home, Memphis, TN
Violation: Conducting numerous funerals with invalid funeral director and establishment licenses, failure to timely notify board of ownership Change, failure to pay fees to the Board, failure to affix an ID device to the deceased human remains and failure to timely file death Certificates
Action: \$2500 Civil Penalty

Burial Services

Respondent: Carson Memorial Park & Mausoleums, Inc., Oneida, TN
Violation: Failure to maintain an active corporate status with the Secretary of State
Action: \$500 Civil Penalty

Respondent: Sequatchie County Memorial Gardens, Inc., Dunlap, TN
Violation: Failure to maintain an active corporate status with the Secretary of State
Action: \$500 Civil Penalty

HOME IMPROVEMENT COMMISSION

Respondent: Jeremy Baker, Pleasant, TN
Violation: Unlicensed activity
Action: \$50 Civil Penalty

MOTOR VEHICLE COMMISSION

Respondent: A & H Motors & Salvage, Dickson, TN
Violation: Late Annual Sales Report
Action: \$200 Civil Penalty

Respondent: Bailey's Auto Sales, Powell, TN
Violation: Late Annual Sales Report
Action: \$200 Civil Penalty

Respondent: Clois Dean Asbury, Jacksboro, TN
Violation: Unlicensed Auctioneer Activities
Action: \$500 Civil Penalty

Respondent: Don Baskin Truck Sales, Inc., Covington, TN
Violation: Advertisement Violation
Action: \$1000 Civil Penalty

Respondent: E & D Auto Sales, Nashville, TN
Violation: Late Annual Sales Report
Action: \$200 Civil Penalty

Respondent: Midsouth Truck & Equipment, Inc., Knoxville, TN
Violation: Late Annual Sales Report
Action: \$200 Civil Penalty

Respondent: Oak Ridge Chrysler Dodge, Oak Ridge, TN
Violation: Stock Number Violation
Action: \$250 Civil Penalty

Respondent: Pye Acura, Chattanooga, TN
Violation: Unlicensed activity
Action: \$1500 Civil Penalty

Respondent: Thompson Ford Mercury Mazda, Tullahoma, TN
Violation: Late Annual Sales Report
Action: \$200 Civil Penalty

Respondent: Williams Truck, LLC, Dickson, TN
Violation: Late Annual Sales Report
Action: \$200 Civil Penalty

PRIVATE INVESTIGATION AND POLYGRAPH COMMISSION

Respondent: Jody Marion Hodges, Nashville, TN
Violation: Failure to obtain 2004 CPE
Action: \$250 Civil Penalty

Real Estate Appraisers

Respondent: John Slickmeyer, Jr., Cookeville, TN
Violation: Violated Standards Rule 1-1 (c) by misreporting property characteristics.
Action: \$300 Civil Penalty

Respondent: Elizabeth Norris, Chattanooga, TN
Violation: Violations of Standards Rules 1-1 (a), (b), (c); and Standards Rule 2-1 (a), (b) (iii) by failing to report and analyze the subject property's sale history, overstating the square footage of the subject dwelling, and not adequately reconciling data used to develop opinion of value.
Action: \$500 civil penalty and a course in Supporting Sales Comparison Adjustments

Respondent: Gwendolyn Lanford, Loudon, TN
Violation: Violations of Competency Rule; Supplemental Standards Rule; Ethics Rule, Record Keeping section; and Standard Rule 1-4 (b), 1-5 (a) by not maintaining the cost approach in the work file as indicated in the appraisal report, failing to use forms required by Supplemental Standards, not competently performing the appraisal process in an assignment, and not reporting and analyzing the listing history of the subject property.
Action: 30 hour Report Writing or Procedures course with an exam, a 15 hour USPAP course with an exam, 7 hour Scope of Work course. An appraisal experience log will be submitted after completion of these courses and five appraisals will be chosen for review for USPAP compliance.

Respondent: John Trice, Lebanon, TN
Violation: Violations of Standards Rules 1-6 and 2-2 by not reconciling the data used to determine the market value of the subject property and the credibility of the cost approach in the appraisal report and by not stating the intended use of the appraisal, not adequately reconciling the data, elements of comparison and reasoning used to develop the opinions of value, and by not identifying an extraordinary assumption prior hypothetical condition that may have been needed due to access restrictions to the site, and also the use of the second house on the site and its condition was not described in the appraisal report.
Action: \$1,000 Civil Penalty and a Marshall and Swift cost approach course.

Respondent: Marjorie Lane, Antioch, TN
Violation: Violations of the Ethics Rule, Conduct section and Management section by invoicing a lender for "Services Rendered" which were for payment of football tickets given to a loan officer and not for appraisal services.
Action: \$1000 Civil Penalty and a USPAP course

Respondent Michael E. Williamson, Cleveland, TN
Violation: Violations of the Ethics Rule, Conduct section by failing to supervise his trainee, by not inspecting the subject property and reporting on the appraisal that he had inspected the property.
Action: \$1,000 Civil Penalty and USPAP course.

TENNESSEE REAL ESTATE COMMISSION

Licensee: Sarah E. Brown, Knoxville, TN
Violation: Advertising violation
Action: \$100 Civil Penalty

Licensee: Charles "Taz" A. Cable, Gatlinburg, TN
Violation: Failure to timely complete administrative measures
Action: \$250 Civil Penalty

Licensee: Kendra Cook, Smyrna, TN
Violation: Failure to disclose personal interest
Action: \$500 Civil Penalty

Licensee: John M. Geissberger, Knoxville, TN
Violation: Failure to disclose criminal conviction
Action: Revocation

Licensee: Sandra "Sandy" C. Johnston, Johnson City, TN
Violation: Failure to disclose agency status
Action: \$250 Civil Penalty

Licensee: Jennifer Martin, Knoxville, TN
Violation: Failure to obtain E&O insurance
Action: \$90 Civil Penalty

Licensee: Larry S. McClanahan, Johnson City, TN
Violation: Advertising violation
Action: \$100 Civil Penalty

Licensee: S. Wright & Sons Enterprises, Inc., Nashville, TN
Violation: Failure to timely notify TREC of business address change
Action: \$750 Civil Penalty

Licensee: Mary Elizabeth Hackney-Stuckey, Madison, TN
Violation: Failure to timely complete education requirements
Action: \$175 Civil Penalty

Licensee: Ben F. Ward, Memphis, TN
Violation: Advertising violation
Action: \$250 Civil Penalty

Licensee: Norma T. Wykle, Morristown, TN
Violation: Advertising violation
Action: \$250 Civil Penalty