

LLR - SOUTH CAROLINA MANUFACTURED HOUSING BOARD
Synergy Business Park, Kingstree Building
110 Centerview Drive, Kingstree Building, Room 108
Columbia, South Carolina 29210

SPECIAL MEETING TO RECONSIDER ORDER OF JUNE 10, 2014

MINUTES

Friday, June 20, 2014

10:00 A.M.

Mr. David A. Randall, Board Vice-Chairman, announced that the meeting was held in accordance with §30-4-80 of the South Carolina Freedom of Information Act and, by notice, mailed to all requesting persons, organizations, and news media. In addition, notice was posted on the bulletin boards at the main entrance of the Kingstree Building.

WELCOME AND CALL TO ORDER:

Roger Lowe, Administrator called the special meeting of the South Carolina Manufactured Housing Board to order at 10:08 a.m. Other Board members present for the meeting included: Adam Reese, Arthur Newton, David Randall, Dorothy Edwards, Marion Moore, Michael Levy, Randall Altman and Richard Bagwell.

Staff members participating in the special meeting included: Hardwick Stuart-Advice Counsel, Roger Lowe-Administrator, Crystal George-Program Assistant and Erin Baldwin, Assistant General Counsel.

Others present participating in the meeting included: Mark Dillard, Manufactured Housing Institute of South Carolina, Ed Schafer, Manufactured Housing Institute of South Carolina and Barbara Bailey-Rakes, Alexandra Patrick, Court Reporter.

Approval of Agenda:

Friday, June 20, 2014

MOTION:

Mr. Randall made a motion to approve the Friday, June 10 2014 agenda. Mr. Newton seconded the motion, which carried unanimously.

Approval of Minutes:

Tuesday, June 10, 2014

Mr. Randall made a motion to approve the minutes for the Tuesday, June 10, 2014 meeting. Ms. Edwards seconded the motion, which carried unanimously.

Friday, June 13, 2014

Mr. Bagwell made a motion to approve the minutes for the Friday, June 13, 2014 meeting. Mr. Newton seconded the motion, which carried unanimously.

Approval/Disapproval of Absent Members:

MOTION:

Mr. Randall made a motion to approve Patrick Smith's absence. Mr. Bagwell seconded the motion, which carried unanimously.

Mr. Randall made a motion to disapprove Wayne Iseman's absence. Mr. Bagwell seconded the motion, which carried unanimously.

Reconsideration:

Mobile Homes R Us, LLC/Billie Attaway

Chairman Randall Altman asked members of the Board if anyone needed to be recused from the meeting. No member was recused. Erin Baldwin, Assistant General Counsel, recapped on the Friday, June 13, 2014 emergency meeting. Ms. Baldwin explained that the Respondent and his attorney, Mr. Hammitt, stated that a Notice of Hearing to appear before the Board at the June, 10, 2014 meeting was not properly served, and therefore the Respondent was not aware of the Hearing. Mr. Hammitt challenged that the notice was sent to an old address and the Respondent never receive the notice. Therefore, the Respondent and counsel feel that a new hearing should be scheduled.

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Friday, June 20, 2014

10:00 A.M.

Ms. Baldwin stated that after investigation using LLR's ReLAES database the Respondent did in fact report an address change during the 2012-2014 renewal. Ms. Baldwin further stated that the change of address was not properly updated in LLR's system. Therefore, it was LLR's error that the Respondent did not receive proper notification of the Hearing for Tuesday, June 10, 2014. Ms. Baldwin verified that the Notice of Hearing was mailed to Mobile Homes R Us, LLC, Attention: Billie Attaway, PO Box 298 Isle of Palms, SC 29451. The correct address, which is now showing in LLR's ReLAES system, is 3212 South Live Oak Drive, Moncks Corner, SC 29451.

Mr. Hammitt stated that he would have appeared before the Board had he known of the Hearing. He further stated that his client, Mr. Billie Attaway, has concerns that he will be put out of business having his license suspended. Mr. Attaway, through legal counsel, requested that all letters from LLR be mailed to both address. Ms. Baldwin recommended that the Board grant Mr. Hammitt's request to resend the 30 day Notice of Hearing on the merit that prior information be put aside and that the Board only rule on new evidence presented. Ms. Baldwin also recommended that the Hearing take place before the next regular scheduled Board meeting of September 9, 2014. In addition Ms. Baldwin suggested a potential date of July 29, 2014 at 10:00 a.m. in room 108. Board member Marion Moore stated that he may be out of town on July 29, 2014.

MOTION:

Mr. Newton made a motion to set the Hearing date to Tuesday, July 29, 2014 at 10:00 a.m. in room 108. Mr. Randall seconded the motion, which carried unanimously.

Unfinished Business:

NONE

New Business:

NONE

Public Comments:

NONE

Date of Next Meeting:

Tuesday, June 10, 2014

Adjournment:

There being nothing further, the meeting concluded at 10:45 a.m.

*(This proceeding was recorded by a court reporter in order to produce a verbatim transcript,
if requested, in accordance with the law.)*