

RESIDENTIAL BUILDERS COMMISSION  
Synergy Business Park  
110 Centerview Drive Kingstree Building, Room 105  
Columbia, South Carolina 29210  
Wednesday, June 12, 2013

**NOTE: These minutes are a record of the motion and official actions taken by the Board and brief summary of the meeting. A transcript of this meeting providing more detail will be available on the Board's website: [www.ljr.state.sc.gov](http://www.ljr.state.sc.gov)**

**Called To Order:**

Derrick G. Williams, Chairman called the regular meeting of the Residential Builders Commission to order at 10:06 a.m. Other members present for the meeting included: Frank Clark; Tim Roberts; and Al Bailey; Hal Dillard; Caleb Davis; Bryan Dowd.

Derrick G. Williams, Chairman, announced that public notice of the meeting was properly posted on the bulletin boards at the main entrance of the Kingstree Building and by notice mailed to all requesting person, organizations and news media in accordance with §30-4-80 of the South Carolina Freedom of Information Act.

**Approval of Agenda:**

**MOTION:**

Mr. Clark made a motion to approve the June 12, 2013 Residential Builders Commission Meeting Agenda. Mr. Roberts seconded the motion, which carried unanimously.

**Approval of Minutes for the May 8, 2013 Meeting:**

**MOTION:**

Mr. Bailey made a motion to approve the May 8, 2013 meeting minutes. Mr. Clark seconded the motion, which carried unanimously.

**Approval /Disapproval of Absent Members:**

All Members Present

**Chairman's Remarks:**

*Derrick Williams*

There were no remarks made.

**Order of Dismissal and Remand:**

*Joe Phillips, Sr.-Case#2008-552*

The Commission held a Order of Dismissal and Remand for Mr. Joe Phillips. Mr. Phillips appeared before the Commission to present testimony and waived his right to counsel.

**MOTION:**

Mr. Bailey made a motion for Mr. Phillips to be Public Reprimanded, and given 60 days to pay a \$1,000 fine. Mr. Davis seconded the motion, which carried unanimously.

**Application Reviews:**

*Mr. Dennis Almquist*

The Commission held an Application Review Hearing regarding Mr. Dennis Almquist. Mr. Almquist called in by conference call before the Commission to present testimony and waived his right to counsel.

**MOTION:**

Mr. Dillard made a motion to allow Mr. Almquist to get his license pending he provides the administrator with a payment plan or satisfaction and proof there is only one unlicensed judgment instead of two. Also Mr. Almquist is to be placed on a 2 year probation. Mr. Davis seconded the motion, which did not carry unanimously. Mr. Bailey apposed.

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

*Mr. David Price*

The Commission held an Application Review Hearing regarding Mr. David Price. Mr. Price appeared before the Commission to present testimony and waived his right to counsel.

**MOTION:**

Mr. Bailey made a motion to allow Mr. Price to get his license. Mr. Dillard seconded the motion which carried unanimously.

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

*Mr. Sandy Whitaker*

The Commission held an Application Review Hearing regarding Mr. Sandy Whitaker. Mr. Whitaker appeared before the Commission to present testimony and waived his right to counsel.

**MOTION:**

Mr. Bailey made a motion to allow Mr. Whitaker to get license, but must provide proof of payments or settlement. Failure to do so will result in suspension. Mr. Davis seconded the motion, which carried unanimously.

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

*Mr. Joel Xavier*

The Commission held an Application Review Hearing regarding Mr. Joel Xavier. Mr. Xavier appeared before the Commission to present testimony and waived his right to counsel.

**MOTION:**

Mr. Davis made a motion to allow Mr. Xavier to take exam. Mr. Roberts seconded the motion, which carried unanimously.

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

*Mr. Thomas Woodrum*

The Commission held an Application Review Hearing regarding Mr. Thomas Woodrum. Mr. Woodrum appeared before the Commission to present testimony and waived his right to counsel.

**MOTION:**

Mr. Bailey made a motion to allow Mr. Woodrum to get license. Mr. Roberts seconded the motion, which did not carry unanimously. Mr. Dillard opposed.

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

*Ms. Frances Kirton*

The Commission held an Application Review Hearing regarding Ms. Frances Kirton. Mr. Kirton appeared before the Commission to present testimony and waived his right to counsel.

**MOTION:**

Mr. Dowd made a motion to go into executive session. Mr. Dillard seconded the motion, which carried unanimously.

**MOTION:**

Mr. Bailey made a motion to come out of executive session. Mr. Clark seconded the motion, which carried unanimously.

**MOTION:**

Mr. Bailey made a motion to deny Ms. Kirton's request to take exam, she must get information from court house and re-submit application. Mr. Clark seconded the motion, which did not carry unanimously. Mr. Dillard opposed.

**Approval of Administrators Report and Recommendation:**

*Mr. L.R. Moody-Case#2012-19*

The Board held a Final hearing regarding Mr. L.R. Moody.

**MOTION:**

Mr. Bailey made a motion to uphold Recommendation. Mr. Roberts second the motion, which carried unanimously.

**Approval of Final Order Hearings:**

*Mr. Lawrence Tiller-Case#2011-616*

**MOTION:**

Mr. Bailey made a motion to uphold Recommendation. Mr. Davis second the motion, which carried unanimously.

*Mr. Derek Patterson-Case#2012-258*

**MOTION:**

Mr. Dowd made a motion to uphold Recommendation. Mr. Clark seconded the motion, which carried unanimously.

*Mr. Raymond Craven-Case#2011-412*

**MOTION:**

Mr. Clark made a motion to uphold Recommendation. Mr. Roberts seconded the motion, which carried unanimously.

**Administrator's Remarks:**

Erin Baldwin spoke in reference to the Consent Agreement process. Should be a 30 day turn around.

**OIE Report – Mr. Todd Bond:**

*Todd Bond, Chief Investigator of OIE*

Mr. Todd Bond, Chief Investigator of Office of Investigation, reported the number of investigations as of today:

**Complaints Received - 258**

**Active Investigations - 107**

**Closed Cases - 88**

**Recommendation of IRC:**

**MOTION:**

Mr. Roberts made a motion to approve the Recommendation of the IRC. Mr. Dowd seconded the motion, which carried unanimously.

**IRC Resolution Guidelines:**

**MOTION:**

Mr. Bailey made a motion to approve the IRC Resolution Guidelines. Mr. Clark seconded the motion, which carried unanimously.

**Public Comments:**

NONE

**Date of Next Meeting:**

The next Residential Builders Commission meeting will be held Wednesday, July 10, 2013 in room 108.

**Adjournment:**

Mr. Clark made a motion to adjourn the Residential Builders Commission Meeting. Mr. Dowd seconded the motion, which carried unanimously. The Residential Builders Commission Meeting was adjourned at 1:20 p.m.

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