

MINUTES

**UTAH
RESIDENCE LIEN RECOVERY FUND
ADVISORY BOARD
MEETING**

**September 11, 2013
North Conference Room– 8:15 a.m.
Heber Wells Building
Salt Lake City, UT 84111**

CONVENED: 8:21

ADJOURNED : 9:05

Board Members Present:

Bradley Stevens, Chair
Calvin Bowen
Douglas Darrington

Jeff Park
Dave McArthur

Board Members Absent:

Patty Fullmer, Vice Chair

DOPL Staff Present:

Program Manager, Dane Ishihara
Fund Secretary, Tracy Naff
AAG, Tony Patterson

Guests:

Julie Huot, J2 Design Group
Scott Poulson, J2 Design Group
Brett Smith, homeowner

TOPICS FOR DISCUSSION

DECISIONS AND RECOMMENDATIONS

ADMINISTRATIVE BUSINESS:

Review and approve minutes from the June 12, 2013 Board meeting.

Mr Darrington made a motion to approve the June 12, 2013 Board minutes. Mr Richards seconded the motion. Motion passed by unanimous vote.

Elect Board Chair

Mr Darrington made a motion to re-elect Bradley Stevens as the Board Chair and Patty Fullmer as the Vice Chair. Mr Richards seconded the motion. Motion was unanimous.

Homeowner applications for Review

1. Board Review requested
 - a) SMASMI002 Brett & Melanie Smith v SMA Enterprises Inc dba Elite Builder Group. Mr Ishihara gave a brief explanation of the application. Mr Richards made a motion to approve the application. Mr Bowen seconded the motion. Motion passed by unanimous vote.
2. Recommended for Approval & Explanation Required
 - a) JEAASH001 Peter Ashdown v Jean Flesher dba Jean Flesher Construction – Mr Park recused himself. Mr Ishihara gave a brief explanation of the application. Mr Richards made a motion to approve the application. Mr Darrington seconded the motion. Motion passed by unanimous vote.
2. Recommended for Denial & Explanation Required
 - a) CANAND001 Roger Anderson v Canyon Plumbing & Heating Inc - Mr Ishihara gave a brief explanation of the application. Mr Richards made a motion to deny the application. Mr Park seconded the motion. Motion passed by unanimous vote
 - b) SMACAL001 Derek Caldwell v SMA Enterprises Inc dba Elite Builder Group - Mr Ishihara gave a brief explanation of the application. Mr Bowen made a motion to deny the application. Mr Darrington seconded the motion. Motion passed by unanimous vote.
 - c) SPETOL001 Kuka Toleafoa v Spectrum Development Corporation - Mr Ishihara gave a brief explanation of the application. Mr Darrington made a motion to deny the application. Mr Bowen seconded the motion. Motion passed by unanimous vote

Claims for review

1. Recommended for Denial & Explanation Required
 - a) LRF-2012-1019-01 Allred's Inc v Jakes Heating & Air Conditioning Inc (Smith) - Mr Ishihara gave a brief explanation of the application. Tony Patterson defined written contract. Mr Richards made a motion to deny the application. Mr Darrington seconded the motion. Motion passed by unanimous vote.
 - b) LRF-2012-1019-03 Allred's Inc v Jake's Heating & Air Conditioning Inc (Mortimer) - Mr Ishihara gave a brief explanation of the application. Mr Patterson defined written contract. Mr Richards made a motion to deny the application. Mr Darrington seconded the motion. Motion passed by unanimous vote.
 - c) LRF-2012-1019-04 Allred's Inc v Jake's Heating & Air Conditioning Inc (Baldwin) - Mr Ishihara gave a brief

explanation of the application. Mr Patterson defined written contract. Mr Richards made a motion to approve the application. Mr Darrington seconded the motion. Motion passed by unanimous vote.

- d) LRF-2012-1031-05 Allred's Inc v Jake's Heating & Air Conditioning Inc (Habitat for Humanity) - Mr Ishihara gave a brief explanation of the application. Mr Patterson defined written contract. Mr Richards made a motion to deny the application. Mr Darrington seconded the motion. Motion passed by unanimous vote.
- e) LRF-2012-1031-06 Allred's Inc v Jake's Heating & Air Conditioning Inc (Hall) - Mr Ishihara gave a brief explanation of the application. Mr Patterson defined written contract. Mr Ricards made a motion to deny the application. Mr Darrington seconded the motion. Motion passed by unanimous vote.
- f) LRF-2012-1031-07 Allred's Inc v Jake's Heating & Air Conditioning Inc (Schumann) - Mr Ishihara gave a brief explanation of the application. Mr Patterson defined written contract. Mr Richards made a motion to deny the application. Mr Darrington seconded the motion. Motion passed by unanimous vote.
- g) LRF-2012-1019-08 Allred's Inc v Jake's Heating & Air Conditioning Inc - Mr Ishihara gave a brief explanation of the application. Mr Patterson defined written contract. Mr Richards made a motion to deny the application. Mr Darrington seconded the motion. Motion passed by unanimous vote.
- h) LRF-2012-1031-09 Allred's Inc v Jake's Heating & Air Conditioning Inc - Mr Ishihara gave a brief explanation of the application. Mr Patterson defined written contract. Mr Richards made a motion to deny the application. Mr Darrington seconded the motion. Motion passed by unanimous vote.
- i) LRF-2012-1031-11 Allred's Inc v Jake's Heating & Air Conditioning Inc - Mr Ishihara gave a brief explanation of the application. Mr Patterson defined written contract. Mr Richards made a motion to deny the application. Mr Darrington seconded the motion. Motion passed by unanimous vote.
- j) LRF-2012-1031-13 Allred's Inc v Jake's Heating & Air Conditioning Inc - Mr Ishihara gave a brief explanation of the application. Mr Patterson defined written contract. Mr Richards made a motion to deny the application. Mr Darrington seconded the motion. Motion passed by unanimous vote.

2. Recommended for Denial & Explanation Required

- a) LRF-2013-0314-01 J2 Design Group Inc v SMA Enterprises Inc dba Elite Builder Group (Stevens) - Mr Ishihara gave a brief explanation of the application. Mr

Patterson defined differences in individual and corporate bankruptcy. Mr Darrington made a motion to deny the application. Mr Richards seconded the motion. Motion passed by unanimous vote.

- b) LRF-2013-0419-01 Geneva Rock Products Inc v DLC Expert Flooring Inc (Harkey) - Mr Ishihara gave a brief explanation of the application. Mr Richards made a motion to deny the application. Mr Darrington seconded the motion. Motion passed by unanimous vote.

3. Recommended for Approval & No Explanation Required

- a) LRF-2013-0220-01 Staker & Parson Companies v Jean Flesher dba Jean Flesher Construction (Bills) - Mr Ishihara gave a brief explanation of the application. Mr Richards made a motion to approve the application. Mr Darrington seconded the motion. Motion passed by unanimous vote.
- b) LRF-2013-0228-01 Metro Ready Mix LLC v SMA Enterprises Inc dba Elite Builder Group (Dickinson) - Mr Ishihara gave a brief explanation of the application. Mr Richards made a motion to approve the application. Mr Darrington seconded the motion. Motion passed by unanimous vote.
- c) LRF-2013-0503-01 Metro Ready Mix LLC v SMA Enterprises Inc dba Elite Builder Group (Stevens) - Mr Ishihara gave a brief explanation of the application. Mr Richards made a motion to approve the application. Mr Darrington seconded the motion. Motion passed by unanimous vote.
- d) LRF-2013-0521-01 BMC West Corporation v SMA Enterprises Inc dba Elite Builders Group (Owens) - Mr Ishihara gave a brief explanation of the application. Mr Richards made a motion to approve the application. Mr Darrington seconded the motion. Motion passed by unanimous vote.
- e) LRF-2013-0521-02 BMC West Corporation v SMA Enterprises Inc dba Elite Builder Group (Clark) - Mr Ishihara gave a brief explanation of the application. Mr Richards made a motion to approve the application. Mr Darrington seconded the motion. Motion passed by unanimous vote.
- f) LRF-2013-0521-04 BMC West Corporation v SMA Enterprises Inc dba Elite Builder Group (Peterman) - Mr Ishihara gave a brief explanation of the application. Mr Richards made a motion to approve the application. Mr Darrington seconded the motion. Motion passed by unanimous vote.
- g) LRF-2013-0521-05 BMC West Corporation v SMA Enterprises Inc dba Elite Builder Group (Anderson) - Mr Ishihara gave a brief explanation of the application. Mr Richards made a motion to approve the application. Mr Darrington seconded the motion. Motion passed by

- unanimous vote.
- h) LRF-2013-0521-06 BMC West Corporation v SMA Enterprises Inc dba Elite Builder Group (Chamberlin) - Mr Ishihara gave a brief explanation of the application. Mr Richards made a motion to approve the application. Mr Darrington seconded the motion. Motion passed by unanimous vote.

ADJOURN:

Meeting adjourned 9:05

Note: These minutes are not intended to be a verbatim transcript but are intended to record the significant features of the business conducted in this meeting. Discussed items are not necessarily shown in the chronological order they occurred.

11.13.13
Date Approved



(ss) Brad Stevens
Chairperson, Residence Lien Recovery Fund Advisory Board

11-13-13
Date Approved

(ss) Dane Ishihara 
Program Coordinator, Division of Occupational & Professional Licensing