The Newsletter is now comprised of two sections: (1) The first section contains actions have been taken by the Division following hearings conducted before an Administrative Law Judge and the respective Licensing Committees or Boards or have been entered by Stipulation or Memorandum of Understanding from December 1, 2013 - December 31, 2013. (2) The second section contains a listing of citations finalized from December 1, 2013 - December 31, 2013.

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**PHYSICIANS/SURGEONS**

*HARLINE, Donald Neal, MD*
License Nos. 3088035-1205/8905
Docket No. 2010-274
Lindon, Utah
Reinstatement Order: The probation on Respondent's licenses to practice as a physician/surgeon and to administer and prescribe controlled substances was terminated and said licenses were reinstated with full privileges.
Date: December 13, 2013

*HAYES, Kris Attwood, MD*
License Nos. 5702297-1205/8905
Docket No. 2013-176
Moab, Utah
Cause of Action: Respondent has engaged in unprofessional conduct in his practice as a physician/surgeon.
Order: Respondent's licenses to practice as a physician/surgeon and to administer and prescribe controlled substances are suspended effective the date of the Order for a minimum of three months with conditions to be completed during the suspension period. Following the period of suspension, said licenses will be placed on probation for at least two years with conditions.
Date: December 16, 2013

**DENTISTS/DENTAL HYGIENISTS**

None in December 2013

**ADVANCED PRACTICE NURSES**

None in December 2013
**REGISTERED NURSES**

*HYATT, Camille*
License No. 332327-3102  
Docket No. 2013-180  
Layton, Utah  
Amended Order:  
The probationary condition requiring Respondent to receive prescriptions from only one prescribing practitioner was amended to allow Respondent to have two prescribing practitioners.  
Date: December 17, 2013

*SHUMWAY, Joshua Platte*
License No. 8041042-3102  
Docket No. 2013-533  
Blanding, Utah  
Cause of Action:  
Respondent engaged in conduct that constitutes unprofessional conduct when in April 2013 he touched a patient in an inappropriate sexual manner on more than one occasion while working at a Utah hospital. **While neither admitting or denying the Division's findings of fact, Respondent agreed to the following:**  
Order: Respondent voluntarily surrendered his license to practice as a registered nurse. Respondent may not reapply for a nursing license for a period of five years.  
Date: December 10, 2013

**LICENSED PRACTICAL NURSES**

*WILSON, Holly Renee*
License No. 5884633-3101  
Docket No. 2013-521  
South Jordan, Utah  
Cause of Action:  
Order:  
Date: December 4, 2013

**PHARMACISTS/PHARMACIES/OTHER PHARMACY CLASSIFICATIONS**

*CARTER, Danny Wildon*
Pharmacist  
License Nos. 378672-1701/8911  
Docket No. 2011-127  
West Jordan, Utah  
Reinstatement Order:  
The probation on Respondent's licenses to practice as a pharmacist and to dispense controlled substances was terminated and said licenses were reinstated with full privileges.  
Date: December 20, 2013

*KEADY, Jessica Erin*
Pharmacy Technician  
License No. 5378606-1717  
Docket No. OSC-2012-530  
Sandy, Utah  
Cause of Action:  
Order:  
Date:
Order:  
Respondent's expired license to practice as a pharmacy technician was revoked effective the date of the Order.

Date:  
December 3, 2013
PHARMACISTS/PHARMACIES/OTHER PHARMACY CLASSIFICATIONS - continued

*MARTIN, Richard A.
Pharmacist
License Nos. 145891-1701/8911
Docket No. 2012-434
South Pomfret, Vermont
Order Terminating Probation: The probation on Respondent's licenses to practice as a pharmacist and to dispense controlled substances was terminated. It should be noted that Respondent's Utah licenses expired on September 30, 2013 when he chose not to renew the licenses.
Date: December 13, 2013

*SOS DRUG CO.
Class A pharmacy
License Nos. 5829948-1703/8913
Docket No. 2013-535
Springville, Utah
Cause of Action: Respondent engaged in unprofessional conduct due to violations noted during a December 2013 pharmacy inspection.
Order: Respondent's licenses to practice as a Class A pharmacy and as a dispensary of controlled substances were revoked with a stay of enforcement on the revocation. Said licenses were placed on probation for two years with conditions. Respondent was also ordered to cease and desist from engaging in the unprofessional conduct identified in the Division's Order. Respondent was also ordered to pay a $10,000 fine of which $5,000 was suspended upon the payment of the remaining $5,000 within 90 days.
Date: December 17, 2013

MENTAL HEALTH PROFESSIONS

*HANSON, Eric John
Psychologist
License No. 115985-2501
Docket No. OSC-2011-268
Salt Lake City, Utah
Cause of Action: Respondent engaged in unprofessional conduct in violation of probationary conditions that exist on his license.
Order: Respondent's license to practice as a psychologist will be suspended for a minimum of 90 days with conditions to be met during the suspension period. The suspension will become effective 30 days from the date of the Order.
Date: December 16, 2013

*MALDONADO, Amber Dawn
Associate Clinical Mental Health Counselor Extern
License No. 8483294-6010
Docket No. 2013-536
Salt Lake City, Utah
Cause of Action: Respondent engaged in unprofessional conduct when she engaged in an improper romantic relationship with a former client to whom Respondent had provided mental health services within the past two years.
Order: Respondent's license to practice as an associate clinical mental health counselor extern was revoked with a stay of enforcement on the revocation. Said license was placed on probation for three years with conditions and restrictions.
Date: December 17, 2013
MENTAL HEALTH PROFESSIONS - continued

*PAGET, Michael
Licensed Substance Use Disorder Counselor
License No. 224753-6006
Docket No. 2013-526
Cause of Action: Respondent engaged in unprofessional and unlawful conduct that affects his license to practice as a licensed substance use disorder counselor.
Order: Respondent voluntarily surrendered his license to practice as a licensed substance use disorder counselor. Respondent may not reapply for any mental health therapy type license for a period of five years.
Date: December 11, 2013

*ROBLES, Kristi
Certified Social Worker
License No. 6604883-3502
Docket No. 2011-111
Lehi, Utah
Reinstatement Order: The probation on Respondent's license to practice as a certified social worker was terminated and said license was reinstated with full privileges.
Date: December 20, 2013

CONSTRUCTION TRADES/CONTRACTORS/UNLICENSED CONTRACTORS

*ADVANCED CENTRAL SERVICES LLC
License No. 8181243-5501
Docket No. 2013-471
Ogden, Utah
Cause of Action: Respondent allowed a required license bond to be cancelled.
Order: Respondent's license to practice as a contractor was revoked effective the date of the Order.
Date: December 18, 2013

*ADVANCED EXTERIORS LLC
License No. 6763157-5501
Docket No. 2013-450
Bluffdale, Utah
Cause of Action: Respondent failed to demonstrate and maintain financial responsibility and obtained a license by misrepresentation or omission
Order: Respondent's license to practice as a contractor was revoked effective the date of the Order. Respondent was also ordered to pay a $500 fine within 30 days.
Date: December 18, 2013

*ALL SERVE HEATING AND AIR CONDITIONING LLC
License No. 6230364-5501
Docket No. 2010-449
Sandy, Utah
Reinstatement Order: The probation on Respondent's license to practice as a contractor was terminated and said license was reinstated with full privileges.
Date: December 18, 2013
**ANAB CONSTRUCTION LLC**  
License No. 6119055-5501  
Docket No. 2013-532  
Salt Lake City, Utah  

Cause of Action:  
Respondent engaged in unprofessional conduct with regards to its qualifier not exercising material authority over the conduct of the business as required by Utah statute.

Order:  
Respondent's license to practice as a contractor was placed on probation for two years with conditions.

Date:  
December 18, 2013

**BROWN, Joshua Leion**  
Apprentice Plumber  
License No. 6082539-5509  
Docket No. OSC-2013-312  
Sandy, Utah  

Cause of Action:  
Respondent has failed to comply with probationary conditions that exist on his license.

Order:  
Respondent's license to practice as an apprentice plumber was revoked effective the date of the Order.

Date:  
December 18, 2013

**BURT, Adam Jay**  
Apprentice Electrician  
License No. 8829106-5505  
Docket No. 2013-540  
Eagle Mountain, Utah  

Cause of Action:  
Respondent engaged in unprofessional conduct prior to submitting an application for licensure.

Order:  
A license to practice as an apprentice electrician was issued to Respondent and said license was placed on probation for four years with conditions.

Date:  
December 18, 2013

**CHIEF FIRE PROTECTION LLC**  
License No. 8299534-5501  
Docket No. 2013-465  
Centerville, Utah  

Cause of Action:  
Respondent has failed to demonstrate and maintain financial responsibility.

Order:  
Respondent's license to practice as a contractor was revoked effective the date of the Order.

Date:  
December 18, 2013

**DAVID FRANCIS KAST**  
License No. 3107650-5501  
Docket No. 2013-522  
Cedar Valley, Utah  

Cause of Action:  
Respondent engaged in unlawful conduct when it paid an unlicensed person on a Form 1099 for subcontractor labor.

Order:  
Respondent was ordered to pay a $800 fine and also ordered to cease and desist from hiring unlicensed persons to engage in construction activities for which a license is required.

Date:  
December 18, 2013
**GAYLE E MCMURRAY**  
License No. 251455-5501  
Docket No. 2013-470  
Provo, Utah  
Cause of Action: Respondent allowed a required license bond to be cancelled.  
Order: Respondent's license to practice as a contractor was revoked effective the date of the Order.  
Date: December 18, 2013

**ENGELS, Travis John**  
Journeyman Electrician  
License No. 6154293-5504  
Docket No. 2010-389  
Sandy, Utah  
Reinstatement Order: The probation on Respondent's license to practice as a journeyman electrician was terminated and said license was reinstated with full privileges.  
Date: December 18, 2013

**HAMMER TIME LLC**  
License No. 7523191-5501  
Docket No. 2013-543  
Provo, Utah  
Cause of Action: Respondent engaged in unlawful conduct when it paid three persons or entities that were not licensed contractors to perform construction activities for which a license is required.  
Order: Respondent was ordered to pay a $800 fine and was also ordered to cease and desist from hiring unlicensed persons to engage in construction activities for which a license is required.  
Date: December 18, 2013

**INNOVATIVE COUNTER TOPS INC.**  
License No. 6310793-5501  
Docket No. 2012-134  
Smithfield, Utah  
Reinstatement Order: The probation on Respondent's license to practice as a contractor was terminated and said license was reinstated with full privileges.  
Date: December 18, 2013

**JAMES, Beau Chris**  
Apprentice Plumber  
License No. 5337073-5509  
Docket No. OSC-2013-260  
Riverdale, Utah  
Cause of Action: Respondent has failed to comply with probationary conditions that exist on his license.  
Order: Respondent's license to practice as an apprentice plumber was revoked effective the date of the Order.  
Date: December 18, 2013
*KIM HOWELL CONSTRUCTION CO INC.*  
License No. 348783-5501  
Docket No. 2013-515  
Sandy, Utah  
Cause of Action: Respondent has engaged in unprofessional and unlawful conduct that affects its license to practice as a contractor regarding financial responsibility and unlicensed individuals performing construction activities.  
Order: Respondent's license to practice as a contractor was placed on probation for one year with conditions. Respondent was also ordered to pay a $800 fine within 30 days.  
Date: December 18, 2013

*LEGACY CONSTRUCTION & DEVELOPMENT INC.*  
License No. 345840-5551  
Docket No. 2013-538  
Mesquite, Nevada  
Cause of Action: Respondent's license to practice as a contractor in Nevada was disciplined by the Nevada State Contractors Board in July 2012.  
Order: Respondent was given a public reprimand and also ordered to cease and desist from the conduct identified in the Nevada Order.  
Date: December 18, 2013

*LINDQUIST, Daniel Ray*  
Residential Journeyman Electrician  
License No. 5579105-5506  
Docket No. 2013-530  
Sandy, Utah  
Cause of Action: Respondent engaged in unprofessional conduct that affects his license to practice as a residential journeyman electrician.  
Order: Respondent's license to practice as a residential journeyman electrician was revoked with a stay of enforcement on the revocation and said license was placed on probation for four years with conditions.  
Date: December 18, 2013

*MARK AUSTIN DESIGNER/BUILDER LLC*  
License No. 2073606-5501  
Docket No. 2013-537  
Escalante, Utah  
Cause of Action: Respondent engaged in unprofessional conduct when he verbally abused a Division investigator.  
Order: Respondent was given a public reprimand for the conduct and also ordered to cease and desist from engaging in the conduct.  
Date: December 18, 2013

*MARTINEZ, Kolby James*  
Apprentice Electrician  
License No. 364864-5505  
Docket No. 2013-527  
Salt Lake City, Utah  
Cause of Action: Respondent engaged in unprofessional conduct that affects his license to practice as an apprentice electrician.  
Order: A license to practice as an apprentice electrician was issued. Said license is suspended until an employer or supervisor is approved. Following the suspension, said license will be placed on probation for four years with conditions.
*MAVERICK BUILDERS LLC
License No. 333457-5501
Docket No. 2013-534
Roosevelt, Utah
Cause of Action:
Respondent engaged in unlawful conduct when it paid unlicensed persons on a Form 1099 for subcontractor labor.
Order: Respondent was ordered to pay a $800 fine and also ordered to cease and desist from hiring unlicensed individuals to engage in construction activities for which a license is required.
Date: December 18, 2013

*MCMERRICK, Curtis Jay
Apprentice Electrician
License No. 5759905-5505
Docket No. OSC-2013-22
South Jordan, Utah
Cause of Action:
Respondent failed to comply with probationary conditions that exist on his license.
Order: Respondent was given a public reprimand and ordered to continue on probation subject to the Division's February 2013 Order.
Date: December 18, 2013

*MEAD, Ross Edward
Apprentice Plumber
License No. 8319830-5509
Docket No. 2012-470
Sandy, Utah
Reinstatement Order:
The probation on Respondent's license to practice as an apprentice plumber was terminated and said license was reinstated with full privileges.
Date: December 18, 2013

*MESQUITE GENERAL CONTRACTING INC.
License No. 7936996-5551
Docket No. 2013-539
Mesquite, Nevada
Cause of Action:
Respondent's license to practice as a contractor in Nevada was disciplined by the Nevada State Contractors Board in July 2012.
Order: Respondent was given a public reprimand and also ordered to cease and desist from the conduct identified in the Nevada Order.
Date: December 18, 2013

*NJM ENTERPRISES INC
License No.351445-5501
Docket No. 2013-464
Draper, Utah
Cause of Action:
Respondent engaged in unlawful conduct when it allowed its license to be used by another and by aiding or abetting a person to evade provision of Utah statute and engaged in unprofessional conduct when Respondent obtained a license by misrepresentation or omission.
Order: Respondent's license to practice as a contractor was revoked effective the date of the Order. Respondent was also ordered to pay a $500 fine within 30 days.
Date: December 18, 2013
*ORFANOS, Tyler James
Apprentice Plumber
License No. 8631963-5509
Docket No. 2013-517
Syracuse, Utah
Cause of Action: Respondent engaged in unprofessional conduct prior to submitting an application for licensure.
Order: A license to practice as an apprentice plumber was issued and said license was placed on probation for four years with conditions.
Date: December 18, 2013

*PRO QUALITY POLISHING LLC
License No. 8709380-5501
Docket No. OSC-2013-306
West Jordan, Utah
Cause of Action: Respondent has failed to comply with probationary conditions that exist on its license.
Order: Respondent's license to practice as a contractor was revoked effective the date of the Order.
Date: December 18, 2013

*RJG CONSTRUCTION INC.
License No. 7538682-5501
Docket No. 2013-501
Pleasant Grove, Utah
Cause of Action: Respondent has engaged in unprofessional conduct relating to financial responsibility.
Order: Respondent's license to practice as a contractor was placed on probation for 11 years with conditions.
Date: December 18, 2013

*ROCK HARD EXCAVATING LLC
License No. 7106670-5501
Docket No. 2013-528
West Haven, Utah
Cause of Action: Respondent engaged in unprofessional conduct with regards to its qualifier not exercising material authority over the conduct of the business as required by Utah statute.
Order: Respondent's license to practice as a contractor was placed on probation for two years with conditions.
Date: December 18, 2013

*STRUCTURE DESIGN, INC.
License No. 364699-5501
Docket No. 2009-370
Bountiful, Utah
Reinstatement Order: The probation on Respondent's license to practice as a contractor was terminated and said license was reinstated with full privileges.
Date: December 18, 2013

*SVG GROUP LLC
License No. 7693349-5501
Docket No. 2013-466
Park City, Utah

Cause of Action: Respondent allowed a required license bond to be cancelled.

Order: Respondent's license to practice as a contractor was revoked effective the date of the Order.

Date: December 18, 2013
CONSTRUCTION TRADES/CONTRACTORS/UNLICENSED CONTRACTORS - continued

*TIMOTHY HUNT ROOFING CO.
License No. 6190878-5501
Docket No. 2013-468
Richfield, Utah

Cause of Action: Respondent failed to demonstrate and maintain financial responsibility and obtained a license by misrepresentation or omission.

Order: Respondent was given a reprimand for failing to timely demonstrate and maintain financial responsibility. Respondent was also ordered to pay a $500 fine within 30 days.

Date: December 18, 2013

*TRI-STATE CONSTRUCTION SERVICES LLC
License No. 6369648-5501
Docket No. 2013-440

Cause of Action: Respondent failed to demonstrate and maintain financial responsibility and obtained a license by misrepresentation or omission.

Order: Respondent's license to practice as a contractor was revoked effective the date of the Order. Respondent was also ordered to pay a $500 fine within 30 days.

Date: December 18, 2013

*TRUE PHAZE ELECTRIC LLC
License No. 8180124-5501
Docket No. 2013-528
Brigham City, Utah

Cause of Action: Respondent engaged in unprofessional conduct with regards to its qualifier not exercising material authority over the conduct of the business as required by Utah statute.

Order: Respondent's license to practice as a contractor was placed on probation for two years with conditions.

Date: December 18, 2013

OTHER REGULATED PROFESSIONS

*AMERICAN FACILITY SUPPORT SERVICES
Contract Security Company
License No. 8337771-6301
Docket No. 2013-459
Salt Lake City, Utah

Cause of Action: Respondent has failed to replace its qualifier.

Order: Respondent's license to practice as a contract security company was revoked effective the date of the Order. Respondent may not reapply for licensure as a contract security company for a period of five years.

Date: December 31, 2013

*CLARK, Kelly James
Cosmetologist/Barber
License No. 7973854-1101
Docket No. OSC-2012-437
St. George, Utah

Cause of Action: Respondent failed to comply with probationary conditions that exist on her license.

Order: Respondent's license to practice as a cosmetologist/barber was revoked effective the date of the Order.
OTHER REGULATED PROFESSIONS - continued

*HOOD, Michael Bryan
Armored Car Security Officer
License No. 85 18299-6310
Docket No. 2013-101
Roy, Utah
Amended Order: The probationary condition restricting Respondent from working more than 48 hours per week is terminated effective the date of the Order.
Date: December 17, 2013

*IRON SECURITY INC.
Contract Security Company
License No. 8318846-6301
Docket No. 2013-458
Cedar City, Utah
Cause of Action: Respondent has failed to replace its qualifier.
Order: Respondent's license to practice as a contract security company was revoked effective the date of the Order. Respondent may not reapply for licensure as a contract security company for a period of five years.
Date: December 31, 2013

*MARKOVICH, JoAva
Master Esthetician and Nail Technician
License Nos. 5024672-1109/1112
Docket No. 2013-496
Holladay, Utah
Cause of Action: Respondent engaged in unprofessional conduct when she failed to disclose information to the Division in a renewal application and unlawful conduct when she practiced as a master esthetician in June 2013 when she was not currently licensed to do so.
Order: Respondent's licenses to practice as a master esthetician and to practice as a nail technician were revoked as well as any residual rights to those licenses effective the date of the Order.
Date: December 17, 2013

*ROBERTS, Brittani Dawn
Certified Substance Use Disorder Counselor
License No. 8858518-6005
Docket No. 2013-518
Midvale, Utah
Cause of Action: Respondent engaged in unprofessional conduct prior to submitting an application for licensure.
Memorandum of Understanding and Order: A license to practice as a certified substance use disorder counselor was issued and said license was placed on probation for two years with conditions and restrictions.
Date: December 3, 2013
*SIBSON, Alan L.*  
Professional Land Surveyor  
License No. 5047053-2201  
Docket No. 2013-541  
American Fork, Utah  

**Cause of Action:** Respondent engaged in unprofessional conduct with regards to a survey he conducted in September 2012.  
**Order:** Respondent was given a public reprimand for the above conduct.  
**Date:** December 18, 2013

**NOTE:** The Division has an "Agency and Disciplinary Action Search" function now available on DOPL website ([www.dopl.utah.gov](http://www.dopl.utah.gov)) in which you can search and print scanned agency and disciplinary action documents.  
If you need assistance with copies of citations, please contact Kim or Carol as shown below.

This newsletter is published monthly. Your comments and suggestions are welcomed. If you need further information on any material contained in the newsletter, please contact Kimberley L. at (801) 530-6088 or Carol I. at (801) 530-6626.
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